

City of Surrey PLANNING & DEVELOPMENT REPORT File: 7914-0214-00

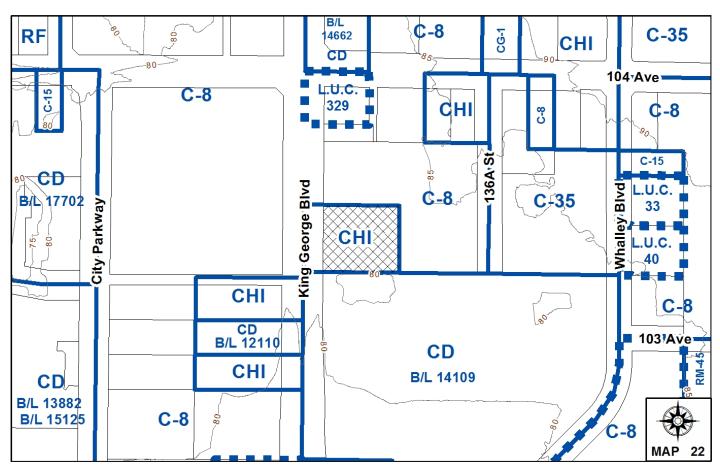
Planning Report Date: December 1, 2014

PROPOSAL:

- Development Permit
- Development Variance Permit

in order to permit renovations to an existing drivethrough restaurant (Burger King) in City Centre.

LOCATION:	10344 - King George Blvd
OWNER:	London Station Holdings Ltd.
ZONING:	CHI
OCP DESIGNATION:	Central Business District



RECOMMENDATION SUMMARY

- Approve the applicant's request to vary the Sign By-law through a comprehensive sign design package.
- Approval to draft Development Permit.
- Approval for Development Variance Permit to proceed to Public Notification.

DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- The proposal requires a variance to the front yard (west) setback from 7.5 metres (25 ft.) to 5.7 metres (19 ft.).
- The proposal also requires a variance to the Sign By-law for four (4) additional fascia signs.

RATIONALE OF RECOMMENDATION

- The existing Burger King drive-through restaurant on the subject site is proposed to be renovated. The exterior renovations will include the installation of aluminum outriggers / beams along the west building elevation (which will enhance the building design) and will result in the roof overhang encroaching an additional o.8 metre (2.5 ft.) into the existing 6.5-metre (21 ft.) front yard (west) building setback. As a result, the applicant has requested a minor relaxation to the front yard (west) building setback of 5.7 metres (19 ft.).
- The proposed renovations improve the overall aesthetics at the site for an interim use, as it is anticipated that the subject site and adjacent properties will redevelop in the future at a density more consistent with the ultimate vision for this area of City Centre.
- The applicant proposes four (4) additional fascia signs for a total of six (6) fascia signs, for the Burger King drive-through restaurant. One (1) fascia sign is also proposed for the second tenant, which will be created by re-partitioning the interior walls of the building, and result in a total of seven (7) fascia signs proposed for the existing building. The proposed fascia signs are of an appropriate size and scale in relation to the building.

RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council approve the applicant's request to vary the Sign By-law as described in Appendix II.
- 2. Council authorize staff to draft Development Permit No. 7914-0214-00 including a comprehensive sign design package, generally in accordance with the attached drawings (Appendix III).
- 3. Council approve Development Variance Permit No. 7914-0214-00 (Appendix V) varying the following, to proceed to Public Notification:
 - (a) to reduce the minimum front yard (west) setback of the CHI Zone from 7.5 metres (25 ft.) to 5.7 metres (19 ft.).
- 4. 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;
 - (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; and
 - (d) issuance of a temporary highway license agreement in order to allow the retention of the existing free-standing sign at the south-west corner of the subject site.

REFERRALS

Engineering:The Engineering Department has no objection to the project
subject to the completion of Engineering servicing requirements as
outlined in Appendix IV.

SITE CHARACTERISTICS

Existing Land Use: Burger King drive-through restaurant.

<u>Adjacent Area</u>:

Direction	Existing Use	OCP Designation	Existing Zone
North:	Three-storey retail / office	Central Business	C-8
	building sharing a common wall	District	
	with the London Drugs store		

File: 7914-0214-00

Direction	Existing Use	OCP Designation	Existing Zone
East:	Single-storey retail building (London Drugs)	Central Business District	C-8
South:	Single-storey retail building (Save	Central Business	CD (By-law No.
	On Foods)	District	14109)
West (Across King	Single-storey retail building	Central Business	C-8
George Boulevard):	(Safeway)	District	

DEVELOPMENT CONSIDERATIONS

Background

- The subject site is located at 10344 King George Boulevard in City Centre and is approximately 3,285 square metres (0.8 acre) in size. The site is designated Central Business District in the Official Community Plan (OCP) and is zoned "Highway Commercial Industrial Zone (CHI)". The site is currently occupied by a single-storey drive-through restaurant (Burger King).
- Since November 1, 2004, drive-throughs are not permitted in the CHI Zone for sites within City Centre. However, as the subject drive-through was in place at that time, its use may continue.
- The previous owner had applied for a Development Permit (DP) and Development Variance Permit (DVP) under Development Application No. 7912-0188-00 to replace the existing singlestorey drive-through restaurant with a new single-storey drive-through restaurant on the subject site. The Planning Report was forwarded to Council on November 26, 2012, at which time Council approved the DVP to proceed to public notification and authorized staff to draft the Development Permit.
- The subject site was sold prior to consideration of final approval of the DP and DVP associated with Development Application No. 7912-0188-00, and the file was closed by Council on June 9, 2014.

Current Proposal

- The new property owner has applied for a Development Permit in order to allow exterior renovations to the existing single-storey drive-through restaurant, including new fascia signage and landscaping.
- The owner has also requested a Development Variance Permit to reduce the front yard (west) setback (see By-law Variance section), and to vary the Sign By-law through the Development Permit to allow four (4) additional fascia signs as part of a comprehensive sign design package for the building (see Appendix II).
- The applicant proposes to re-partition the interior walls of the building in order to create two tenant spaces. Burger King will remain the primary tenant, occupying approximately two-thirds of the building. The remaining space (south-west corner of the building) will be leased to a second business that has yet to be determined.

- The applicant proposes to demolish a 30-square metre (300-sq.ft.) portion at the northwest corner of the existing building, to accommodate a second entrance to the building, further improving the street interface along King George Boulevard.
- The floor area of the building is 485 square metres (5,216 sq. ft.), resulting in a floor area ratio (FAR) of 0.15, which complies with the maximum FAR of 1.0 permitted in the CHI Zone.
- The Surrey City Centre Land Use and Density Concept indicates that the subject site is appropriate for mixed-use developments with densities up to 3.5 FAR. The current building and land use is considered an interim use and it is anticipated that the subject site and adjacent properties will consolidate in the future and redevelop at a density more consistent with the ultimate vision for this area of Surrey City Centre.

DESIGN PROPOSAL AND REVIEW

- The existing single-storey Burger King drive-through restaurant is located at the southwest corner of the subject site. The applicant proposes exterior modifications and improvements to the existing building.
- The existing driveway along King George Boulevard, as well as the shared access with the abutting property (London Drugs) to the north and east, will remain unchanged.
- The applicant has agreed to provide a 3.0-metre (10 ft.) wide right-of-way (ROW) along the west property line for the future widening of King George, as well as a 5.0-metre x 5.0-metre (16-ft. x 16-ft.) corner cut at the south-west corner of the site.

Building Design

- The existing building will remain largely intact and will be repaired, cleaned, and re-painted.
- New beige metal panel cladding with aluminum reveals are proposed along all building elevations, but will be most prevalent along the north and west building elevations.
- The applicant proposes to install silver-coloured aluminum outriggers at the northwest corner of the building. The outriggers will be supported by vertical metal-clad beams painted to match the outriggers.
- A back-lit red acrylic panel band is proposed along the north and west building elevations, which matches the existing identification band along the roofline of the existing building.
- A red, metal-clad vertical column installed on a concrete base is proposed along the west building elevation, and will delineate the two (2) tenant spaces.
- The existing building glazing will be cleaned and will remain.

Drive-Through and Parking

- The existing parking lot and drive-through lane will remain in the same locations. The existing parking space demarcations will be repainted.
- The site accommodates 41 parking stalls, which complies with the Zoning By-law.
- Currently, a 3.7-metre (12 ft.) utility right-of-way exists along the south property line for a storm sewer main. As requested by Land Development Engineering, the applicant has agreed to remove the concrete block garbage enclosure located within the right-of-way, near the south-east corner of the existing building.
- The owner notes that the existing garbage bin will remain at its current location, and is lockable to prevent theft or rummagers. To ensure access to the storm sewer, the garbage bin will be screened by shore pin trees in large planters, proposed along the south property line.

Landscaping

- The existing trees located on the subject site will remain, including a deciduous tree (redbud) near the east property line.
- The applicant proposes to install seven (7) trees (maple and oak) and low-level landscaping throughout the subject site, including the installation of three (3) trees along King George Boulevard.
- Two (2) new landscape islands / planter beds are proposed along the north and west lot lines, while the existing landscape islands are to be cleaned and enhanced.
- An additional eight (8) shore pin trees will be placed in large planters and installed along the south property line.

Proposed Signage

- The applicant proposes seven (7) new fascia signs on the building six (6) for Burger King and one (1) for the second tenant.
- Three (3) of the six (6) proposed fascia signs for Burger King are illuminated logo signs, which will be installed on aluminum outriggers along the north, west and east building elevations. A 'Home of the Whopper' fascia sign and a 'Drive Through' fascia sign consisting of illuminated channel letters are also proposed along the north and east building elevations.
- Two (2) additional channel letter fascia signs are proposed along the west building elevation. One (non-illuminated) fascia sign is proposed for the building address / tenant suite number and the other (illuminated) fascia sign is proposed for the new tenant.
- The Sign By-law allows a maximum of two (2) fascia signs for each premises provided that both of the fascia signs are not located on the same façade of the premises.
- Burger King proposes a total of six (6) fascia signs, and as a result, a relaxation is required to allow four (4) additional fascia signs.

- The applicant proposes to retain the existing 5.0-metre (16-ft.) high, double-sided free-standing sign at the south-west corner of the site.
- The applicant has agreed to provide a 3.0-metre (10 ft.) wide right-of-way (ROW) along the west property line, as requested by the Transportation Planning Division. The existing free-standing sign will be located within the 3.0-metre wide ROW, and therefore, the applicant must obtain a temporary highway license agreement with the Realty Division in order to allow the retention and continued use of the existing free-standing sign on the subject site.
- No changes, beyond painting or minor repairs, are proposed to the existing free-standing sign since it will be located within the 3.0-metre wide ROW and may need to be removed / relocated in the future.
- The existing menu board signs near the south-east corner of the site and two (2) existing directional signs located adjacent to the driveway entrance off King George Boulevard will also be retained.
- The proposed fascia signs, which form part of the subject Development Permit application, are considered a comprehensive sign package. As a result, Council may approve the proposed signage through a Development Permit without a Development Variance Permit. The applicable variance to the Sign By-law is described in Appendix II.

BY-LAW VARIANCE AND JUSTIFICATION

- (a) Requested Variance:
 - To reduce the minimum front yard (west) setback of the CHI Zone from 7.5 metres (25 ft.) to 5.7 metres (19 ft.).

Applicant's Reason:

- The proposed setback relaxation is as a result of exterior renovations to the existing building. The proposed renovations will improve the articulation of the building and allow the continued operation of the business.
- The proposed setback relaxation is minor and is consistent with interim City objectives for the subject site.

Staff Comments:

- The existing building is situated approximately 6.5 metres (21 ft.) from the front (west) property line. The proposed installation of the aluminum outriggers along the west building elevation (which will enhance the building design) will result in the roof overhang encroaching an additional 0.8 metre (2.5 ft.) into the front yard (west) building setback. As a result, the applicant has requested a relaxation to the front yard (west) building setback to 5.7 metres (19 ft.).
- The proposed setback relaxation improves the design aesthetic of the building along King George Boulevard, and is appropriate until future redevelopment of the subject

site establishes a density more consistent with the ultimate vision for this area of City Centre.

• Staff support the proposed front yard relaxation.

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 Sign By-law Variance Table
Appendix III.	Site Plan, Building Elevations, Landscape Plans
Appendix IV.	Engineering Summary
Appendix V.	Development Variance Permit No. 7914-0214-00

original signed by Judith Robertson

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:	Carman Kwan Hearth Architectural Inc.
		Address:	1730 - West 2 nd Avenue, Unit 205 Vancouver, BC V6J 1H6
		Tel:	(604) 266-4677

2. Properties involved in the Application

(a) Civic Address: 10344 - King George Boulevard

(b)	Civic Address:	10344 - King George Boulevard
	Owner:	London Station Holdings Ltd.
	PID:	006-107-877
	Lot 86 Section 26 Bloc	ck 5 North Range 2 West New Westminster District Plan 46809

3. Summary of Actions for City Clerk's Office

(a) Proceed with Public Notification for Development Variance Permit No. 7914-0214-00 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 final approval of the associated Development Permit.

DEVELOPMENT DATA SHEET

Existing Zoning: CHI

Required Development Data	Minimum Required /	Proposed	
	Maximum Allowed		
LOT AREA			
Gross Total			
Road Widening area			
Undevelopable area			
Net Total		3,285 sq.m.	
LOT COVERAGE (in % of net lot area)			
Buildings & Structures	50%	15%	
Paved & Hard Surfaced Areas		75%	
Total Site Coverage	50%	90%	
SETBACKS (in metres)			
Front (West)	7.5 metres	5.7 metres*	
Rear (East)	7.5 metres	30 metres	
Side #1 (North)	7.5 metres or o.o metres	19 metres	
Side #2 (South)	7.5 metres or o.o metres	4.0 metres	
BUILDING HEIGHT (in metres/storeys)			
Principal	9.0 metres	6.8 metres	
Accessory	9.0 metres	N/A	
NUMBER OF RESIDENTIAL UNITS		N/A	
Bachelor		14/11	
One Bed			
Two Bedroom			
Three Bedroom +			
Total			
FLOOR AREA: Residential		N/A	
FLOOR AREA: Residentiai		IN/A	
FLOOR AREA: Commercial			
Retail		485 sq.m.	
Office			
Total		485 sq.m.	
FLOOR AREA: Industrial		N/A	
FLOOR AREA: Institutional		N/A	
TOTAL BUILDING FLOOR AREA	3,285 sq.m.	485 sq.m.	

*Variance requested

Required Development Data	Minimum Required / Maximum Allowed	Proposed
DENSITY		
# of units/ha /# units/acre (gross)		
# of units/ha /# units/acre (net)		
FAR (gross)		
FAR (net)	1.00	0.15
AMENITY SPACE (area in square metres)		
Indoor		
Outdoor		
PARKING (number of stalls)		
Commercial		41
Industrial		N/A
Residential Bachelor + 1 Bedroom		N/A
2-Bed		
3-Bed		
Residential Visitors		N/A
Institutional		N/A
Total Number of Parking Spaces	39	41
Number of disabled stalls		1
Number of small cars		0
Tandem Parking Spaces: Number / % of Total Number of Units		N/A
Size of Tandem Parking Spaces width/length		N/A

	ee Survey/Assessment Provided	NO
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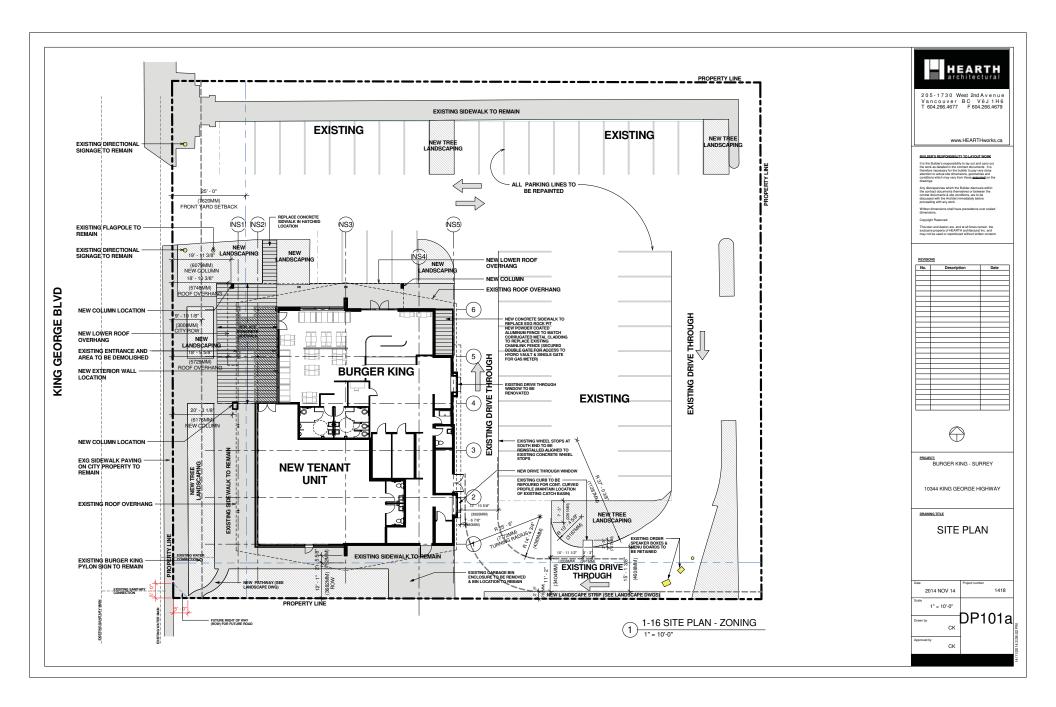
Appendix II

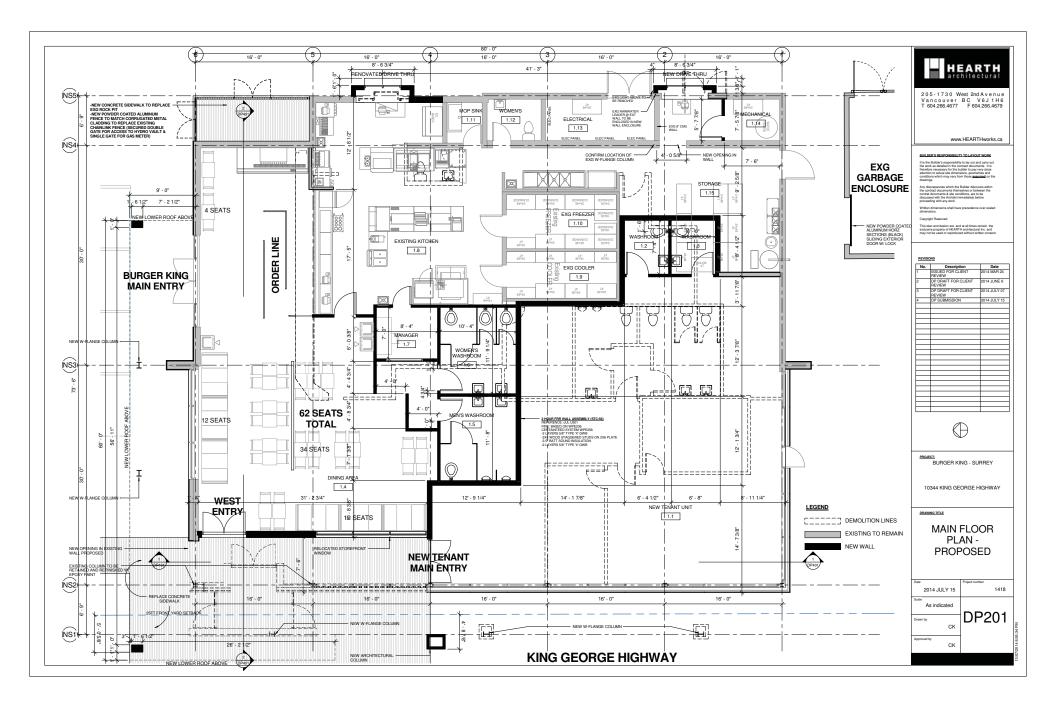
PROPOSED SIGN BY-LAW VARIANCE

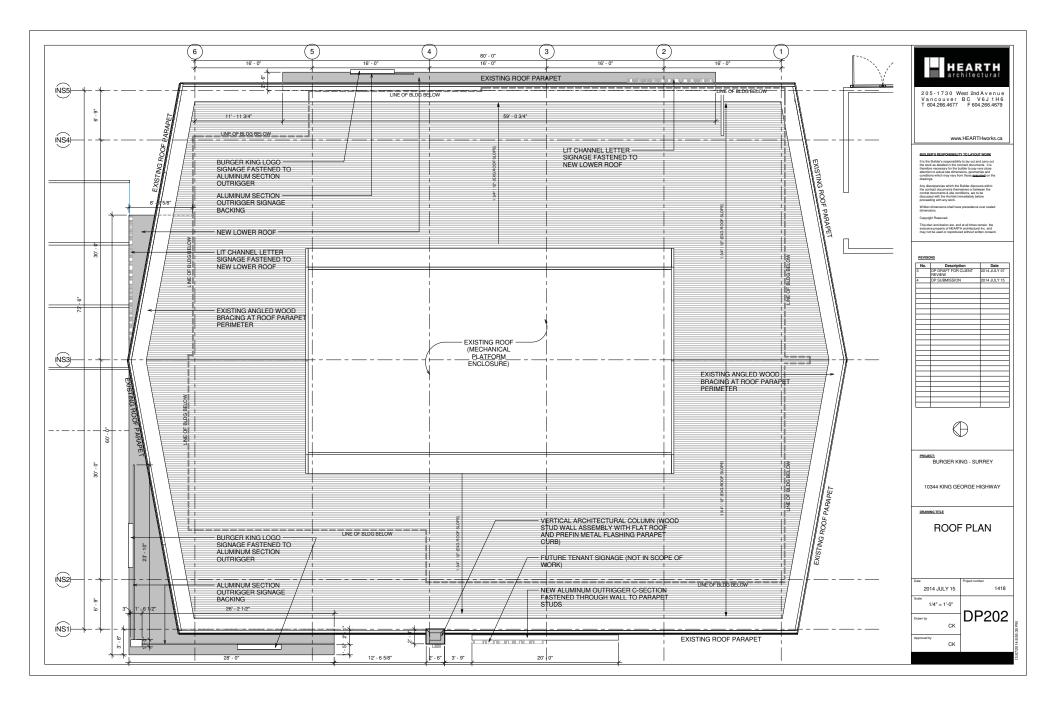
#	Proposed Variance	Sign By-law Requirement	Rationale
1	To allow four (4) additional fascia signs for the Burger King drive- through restaurant for a total of six (6) fascia signs.	A maximum of two (2) fascia signs are permitted for each premises (Part 5, Section 27(2)(a)).	The proposed fascia signs are of an appropriate size and scale in relation to the proposed building.



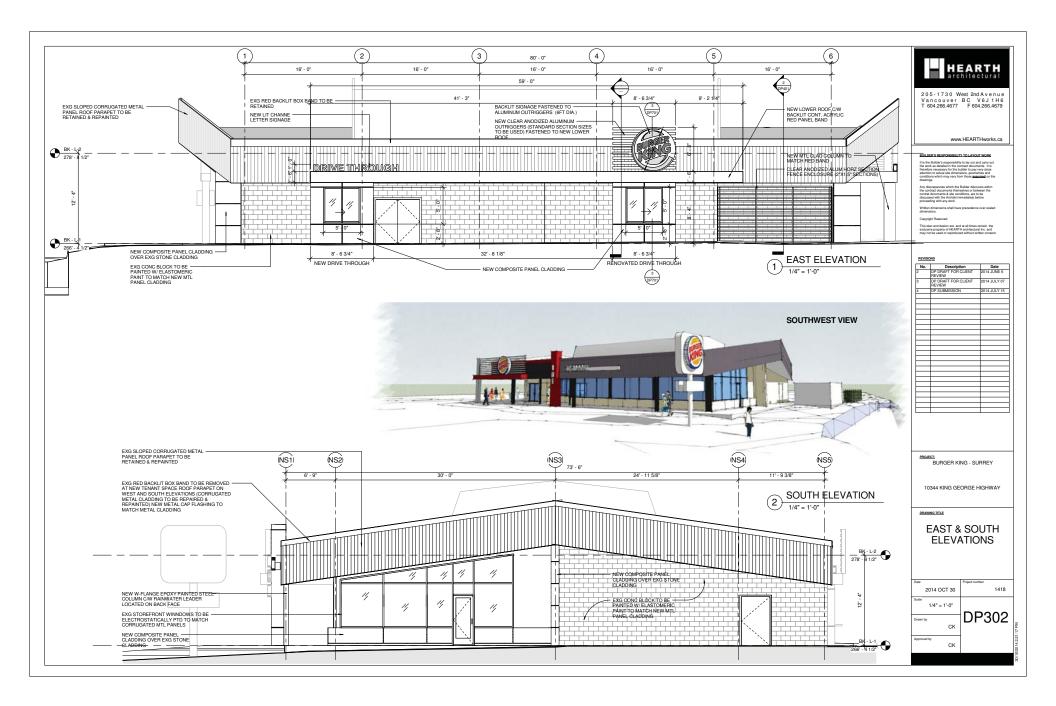
Appendix III

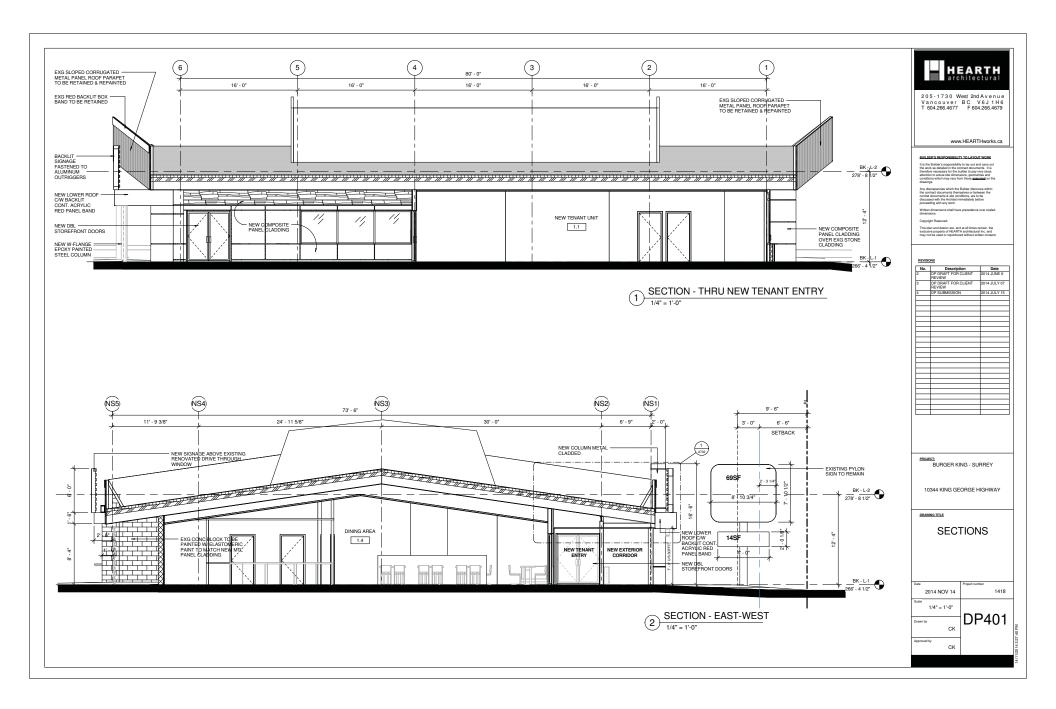










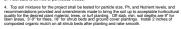


LANDSCAPE NOTES

1. Sizes on the planting plan shall be considered minimum sizes.

All landscape construction to meet the current addition of the British Columbia Landscape Standards as a minimal acceptable standard. Plant material to the satisfaction of the Landscape Standards for nursery stock. Extend search for plant material to Washington, Oregon, California, and B.C.

3. Root balls to be free of pernicious weeds.





Oct 30 '14 leaved for DP July 14 '14 leaved for Development Permit June 11 '14 leaved for DP Revisions Jonathan Losee Ltd.



Date: Project No. 2014-24 L-1





INTER-OFFICE MEMO

TO:	Manager, Area Planning & Development - North Surrey Division Planning and Development Department			
FROM:	Development Services Manager, Engineering Department			
DATE:	November 25, 2014 PROJECT FILE: 7814-0214-00			
RE:	Engineering Requirements Location: 10344 King Georg		ป)	

DEVELOPMENT PERMIT/DEVELOPMENT VARIANCE PERMIT

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

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

Property and Right-of-Way Requirements

• 3.0 metre wide statutory rights-of-way (SROW) along King George Boulevard including 5.0 x 5.0m corner cut at south-west corner of the site.

Works and Services

- Construct 300mm water main along King Georg Boulevard frontage.
- Upgrade and construct sanitary, storm and water service connections, as required.
- Register restrictive covenant for water quality/sediment control facility
- Register restrictive covenant for sanitary pumped connection if required.
- Modification of existing drainage SROW document, if required.
- Legal documentation related to resolution of access easement with neighbouring properties.

A Servicing Agreement is required prior to issuance of Building Permit.

Rémi Dubé, P.Eng. Development Services Manager

HB

CITY OF SURREY

(the "City")

DEVELOPMENT VARIANCE PERMIT

NO.: 7914-0214-00

Issued	ed To: LONDON STATION HOLDINGS LTD.	
		("the Owner")
Addre	ss of Owner:	C/O Calibro Properties Ltd. ATTN: Anka Cornea #201, 8322 - 130 Street
1.	1	It variance permit is issued subject to compliance by the Owner with all , orders, regulations or agreements, except as specifically varied by this iance 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 an civic address as follows:	
	Lot 86 Section 26	Parcel Identifier: 006-107-877 Block 5 North Range 2 West New Westminster District Plan 46809
		10344 - King George Blvd

(the "Land")

- 3. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
 - (a) to reduce the minimum front yard (west) setback of the CHI Zone from 7.5 metres (25 ft.) to 5.7 metres (19 ft.).
- 4. 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.
- 5. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit.
- 6. 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.

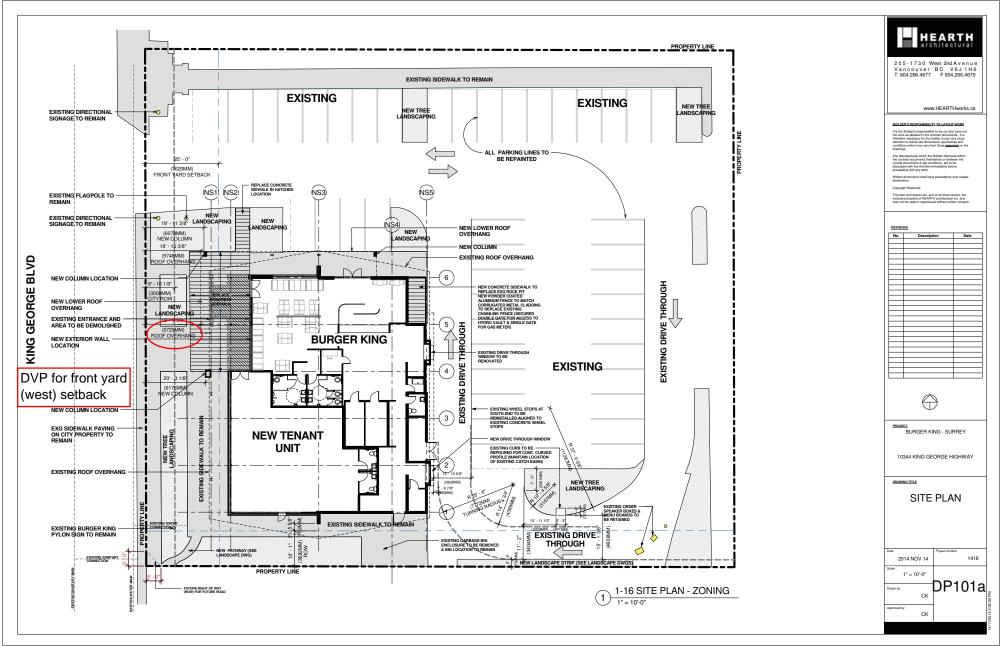
- 7. The terms of this development variance permit or any amendment to it, are binding on all persons who acquire an interest in the Land.
- 8. This development variance permit is not a building permit.

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

Mayor

City Clerk

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Schedule A