

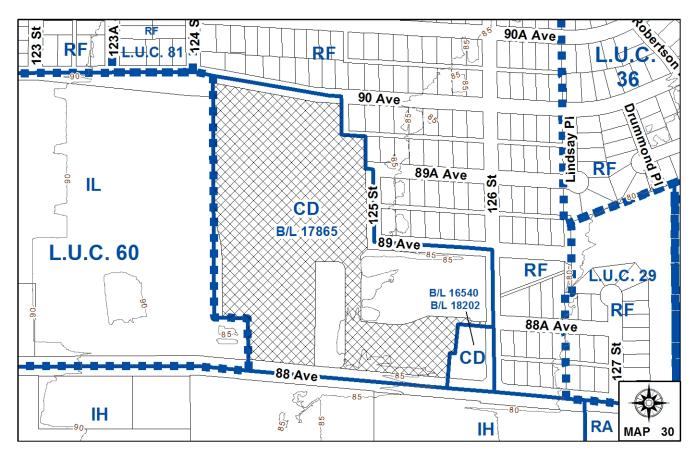
Planning Report Date: October 20, 2014

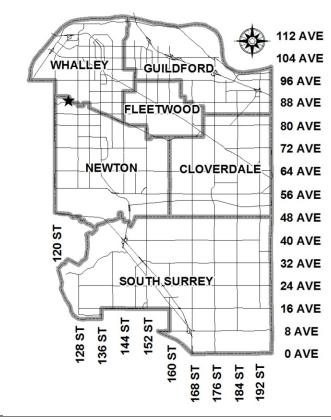
PROPOSAL:

- Development Permit
- Development Variance Permit

in order to vary the maximum permitted third-party advertising for a free-standing sign along 88 Avenue.

LOCATION:	12451 – 88 Avenue
OWNER:	Calloway Reit (Surrey W) Inc.
ZONING:	CD (By-law No. 17865)
OCP DESIGNATION:	Commercial





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 Development Variance Permit (DVP) to increase the maximum permitted third-party advertising for a second free-standing sign proposed near Burger King at 12525 – 88 Avenue.

RATIONALE OF RECOMMENDATION

- The subject property is comprised of several existing multi-tenant commercial buildings that are addressed off 88 Avenue (12463/12467/12451/12477/12525/12555 88 Avenue). The current free-standing sign along the 88 Avenue frontage provides advertising exposure for tenants of the existing buildings. Under the Sign By-law, a maximum of thirty percent (30%) of the copy area can be reserved for third-party advertising.
- Council previously approved a Development Permit for a two-storey multi-tenant building at 12565 88 Avenue (File No. 7913-0091-00) and one-storey multi-tenant building at 12499 88 Avenue (File No. 7913-0125-00) in February, 2014. Each property is significantly impacted by a B.C. Hydro right-of-way which prevents the installation of additional free-standing signs along their 88 Avenue or 126 Street frontages.
- The existing free-standing sign near Burger King (12525 88 Avenue) cannot provide sufficient advertising exposure for off-site tenants in the newly constructed multi-tenant buildings. As a result, the applicant is proposing to install a second free-standing sign along 88 Avenue, east of the B.C. Hydro right-of-way, that permits one-hundred percent (100%) third-party advertising.
- The increase in third-party advertising is restricted to tenants within the larger retail complex and, specifically, the newly constructed buildings at 12499 88 Avenue and 12565 88 Avenue.
- The proposed variance will not result in additional free-standing signs along 88 Avenue.

RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council authorize staff to draft Development Permit No. 7914-0271-00 generally in accordance with the attached drawings (Appendix III).
- 2. Council approve Development Variance Permit No. 7914-0271-00 (Appendix III) varying the following, to proceed to Public Notification:
 - (a) to vary the maximum permitted third-party advertising restriction under the Surrey Sign By-law from thirty percent (30%) to one-hundred percent (100%) for a second free-standing sign provided the third-party advertising is limited to tenants of 12499 88 Avenue and 12565 88 Avenue.

REFERRALS

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

SITE CHARACTERISTICS

Existing Land Use: Multi-tenant commercial building under construction

Adjacent Area:

Direction	Existing Use	OCP/LAP Designation	Existing Zone
North (Across 89 Avenue and 90 Avenue):	Single family residential	Urban/Urban Residential	RF
East (Across 125 Street and 126 Street):	Single family residential, greenbelt, B.C. Hydro/Fortis B.C. statutory right-of- way and gas station	Urban and Commercial/ Urban Residential, Open Space & Commercial	RF & CD (B/L 16540)
South (Across 88 Avenue):	B.C. Hydro lands	Industrial/High Impact Industrial & Open Space	IH
West:	B.C. Hydro lands	Industrial/Industrial	L.U.C. No. 60

File: 7914-0271-00

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DEVELOPMENT CONSIDERATIONS

Background

- The property located at 12451 88 Avenue is 7.43 hectares (18.37 acres) in area and located on the north side of 88 Avenue just west of 126 Street. The site is designated "Commercial" in the Official Community Plan (OCP) and zoned "Comprehensive Development (CD)" (By-law No. 17865). The CD By-law permits a broad range of retail, general service, personal service, eating establishment, office uses and other land-uses consistent with a large format retail centre. The site is currently occupied by several big box stores that include Walmart and Sleep Country as well as smaller retail tenants and restaurants (e.g. Payless Shoes, Dollar Giant, Burger King, La Senza, Reitmans and EB Games).
- The subject property is comprised of several existing multi-tenant commercial buildings that are addressed off 88 Avenue (12463/12467/12451/12477/12525/12555 88 Avenue). The current free-standing sign along the 88 Avenue frontage provides advertising exposure for tenants of the existing buildings. Under the Sign By-law, a maximum of thirty percent (30%) of the copy area can be reserved for third-party advertising.
- Council previously approved a Development Permit for a two-storey multi-tenant building at 12565 88 Avenue (File No. 7913-0091-00) and one-storey multi-tenant building at 12499 88 Avenue (File No. 7913-0125-00) in February, 2014. Each property is significantly impacted by a B.C. Hydro right-of-way which prevents the installation of additional free-standing signs along their 88 Avenue or 126 Street frontages.
- The newly constructed multi-tenant building located at 12499 88 Avenue previously received approval for a free-standing sign along the north-south drive aisle off 88 Avenue under File No. 7913-0125-00 (Appendix II). A second free-standing sign could not be accommodated along the 88 Avenue frontage given its location beneath the B.C. Hydro right-of-way.

Current Proposal

- The existing free-standing sign along 88 Avenue near Burger King at 12525 88 Avenue cannot provide sufficient advertising exposure for off-site tenants within the newly constructed multi-tenant buildings located at 12499 88 Avenue and 12565 88 Avenue. As a result, the applicant proposes to install a second free-standing sign to the east of the existing free-standing sign on the 88 Avenue frontage (Appendix II). This second sign will allow one-hundred percent (100%) third-party advertising which exceeds the maximum thirty percent (30%) that can be used for third-party advertising under the Sign By-law.
- The variance is considered appropriate in order to ensure the existing buildings which are served by reciprocal easements for shared parking and driveway accesses will continue to operate as a single large retail complex with multiple tenants.
- The proposed increase in third-party signage on the second free-standing sign proposed near Burger King at 12525 88 Avenue is limited to business premises located within the existing retail complex and, specifically, the newly constructed buildings situated at 12499 88 Avenue and 12565 88 Avenue.
- The proposed variance will not result in additional free-standing signs along 88 Avenue.

DESIGN PROPOSAL AND REVIEW

- The free-standing sign will be 6 metres (20 ft.) high which conforms with the maximum allowable height for commercial/industrial designated properties along this portion of 88 Avenue, as per the Surrey Sign by-law, 1999.
- The free-standing sign is 3.6 metres (12 ft.) wide and double-sided resulting in a total sign area of roughly 28 square metres (300 sq. ft.) which conforms to the maximum permitted total sign area allowed under the Sign By-law.
- The free-standing sign will consist of a concrete base with a frame supported on both sides by metal poles covered in painted metal cladding in colours that complement the building under construction. The sign also consists of lexan panels with vinyl copy as well as a painted metal panel with push-thru copy area advertising "Westgate Square".
- The sign area will have twenty-four (24) individual sign channels (12 per side) and background illumination for advertisement purposes.
- The sign will be located roughly 3.4 metres (11 ft.) from the southern property line and complies with the required setbacks outlined in the Sign By-law. In addition, the free-standing sign will be located 0.9 metre (3 ft.) from the statutory right-of-way for the multi-use pathway along 88 Avenue.
- The free-standing sign will be located 55.6 metres (182 ft.) from the existing free-standing sign near the Burger King at 12525 88 Avenue and, therefore, complies with the 50 metre (150 ft.) minimum separation requirement identified in the Surrey Sign By-law.
- The applicant is proposing to introduce additional landscaping around the base of the sign in order to improve the overall appearance. The proposed landscaping will consist of small shrubs and low-lying groundcover around the perimeter of the sign base.

BY-LAW VARIANCE AND JUSTIFICATION

- (a) Requested Variance:
 - The applicant is requesting a Development Variance Permit (DVP) in order to increase the maximum permitted third-party advertising restriction on a proposed second free-standing sign located next to the Burger King at 12525 88 Avenue from thirty percent (30%) to one-hundred percent (100%) provided the third-party advertising is restricted to business premises at 12499 88 Avenue and 12565 88 Avenue.

Applicant's Reasons:

- The properties function as part of a larger retail complex.
- The applicant proposes to enter into long-term contractual agreements with several tenants at 12499 88 Avenue and 12565 88 Avenue to provide advertising exposure on the proposed second free-standing sign along the 88 Avenue frontage.

Staff Comments:

- Under the Surrey Sign By-law, General Provisions, the maximum allowable third-party advertising on non-temporary signs is restricted to thirty percent (30%) of the copy area for commercial designated properties. However, the existing free-standing sign located near Burger King at 12525 88 Avenue will not provide enough advertising exposure for off-site tenants in the newly constructed multi-tenant building at 12499 88 Avenue or 12565 88 Avenue.
- Both the properties at 12499 88 Avenue and 12565 88 Avenue are significantly impacted by a B.C. Hydro right-of-way which prevents the installation of a free-standing sign along their 88 Avenue and 126 Street frontages.
- The second free-standing sign will comply with all other aspects of the Surrey Sign By-law (i.e. height, setback, sign area, copy area and minimum separation between free-standing signs). In addition, the free-standing sign will not be out of scale with the existing free-standing sign located along the 88 Avenue frontage.
- The proposed increase in third-party signage and sign area is limited to business premises located within the existing retail complex and, specifically, the recently constructed building situated at 12499 88 Avenue and 12565 88 Avenue.
- The proposed variance will not result in additional free-standing signs on 88 Avenue.
- The variance are considered appropriate in order to ensure the existing buildings which are served by reciprocal easements for shared parking and driveway access continue to operate as a single large retail complex with multiple tenants.

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 with Locations of Existing and Proposed Free-standing Signs
Appendix III.	Development Variance Permit No. 7914-0271-00

original signed by Nicholas Lai

Jean Lamontagne General Manager Planning and Development

Information for City Clerk

1.

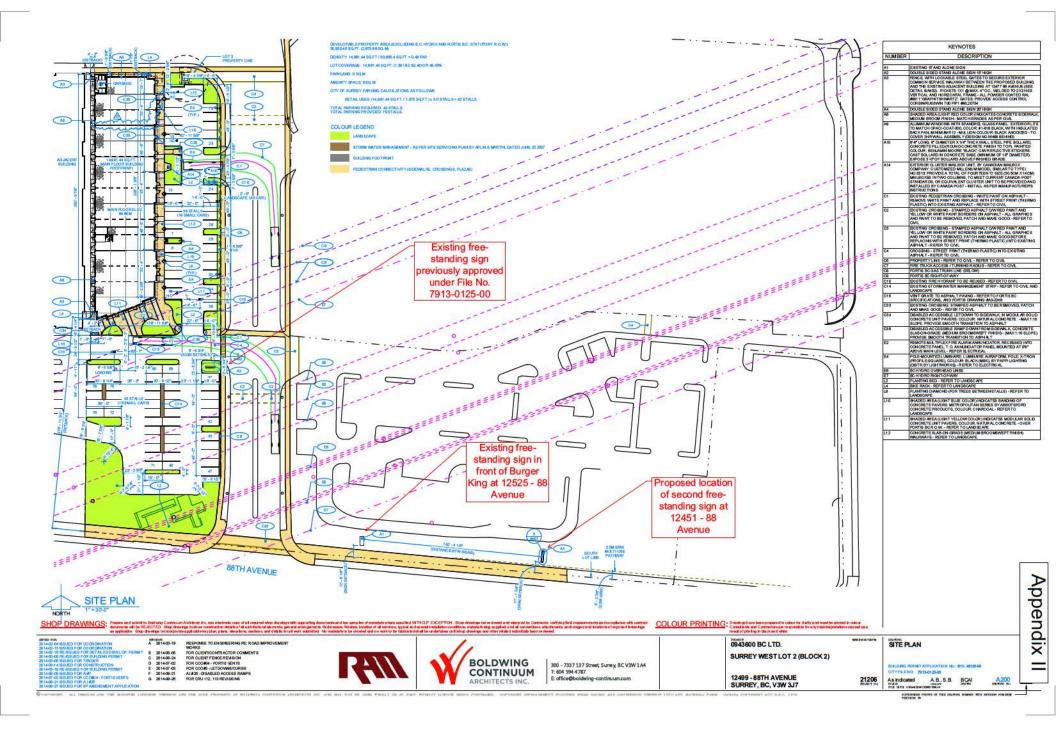
Legal Description and Owners of all lots that form part of the application:

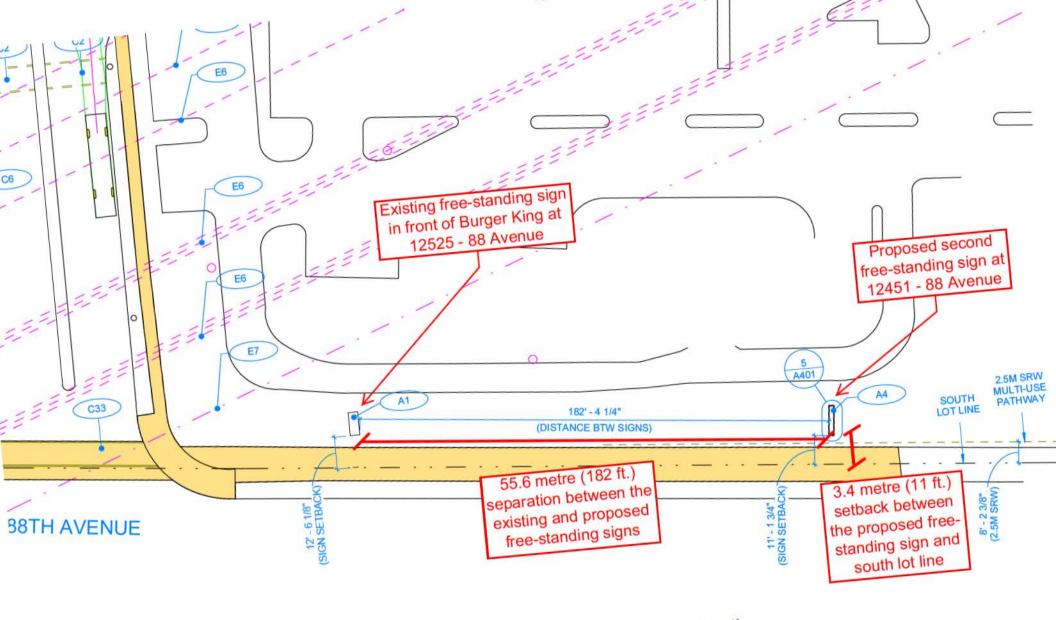
(a) Agent:	Name:	Jit Sangha
		0943600 B.C. Ltd.
	Address:	12110 – 86 Avenue
		Surrey, B.C. V ₃ W ₃ H ₇
	Tel:	604-720-0700

2. Properties involved in the Application

(a)	Civic Address:	12451 – 88 Avenue
(b)	Civic Address: Owner:	12451 – 88 Avenue Calloway Reit (Surrey W) Inc.
	PID:	029-226-864
	Lot 1 Section 31 To	wnship 2 New Westminster District Plan EPP32677

- 3. Summary of Actions for City Clerk's Office
 - (a) Proceed with Public Notification for Development Variance Permit No. 7914-0271-00 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 associated Development Permit.





Sketch (site plan area of both free-standing signs only) (2014-10-03)

CITY OF SURREY

(the "City")

DEVELOPMENT VARIANCE PERMIT

NO.: 7914-0271-00

Issued To:	CALLOWAY REIT (SURREY W) INC.	
	("the Owner")	
Address of Owner:	700 - Applewood Crescent, Unit #200 Concord, ON L4K 5X3	
statutes, by-law	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: 029-226-864 Lot 1 Section 31 Township 2 New Westminster District Plan EPP32677

12451 - 88 Avenue

(the "Land")

- 3. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
 - (a) Part 1 "Introductory Provisions", Section 6, Sub-section 11 to increase the maximum permitted third-party advertisement from thirty percent (30%) to one-hundred percent (100%) of the allowable copy area for a free-standing sign on the Land.
- 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. 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.
- 5. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this development variance permit provided that third-party advertising is limited to premises at 12499 88 Avenue and 12565 88 Avenue, as shown on the attached Schedule A.

Appendix III

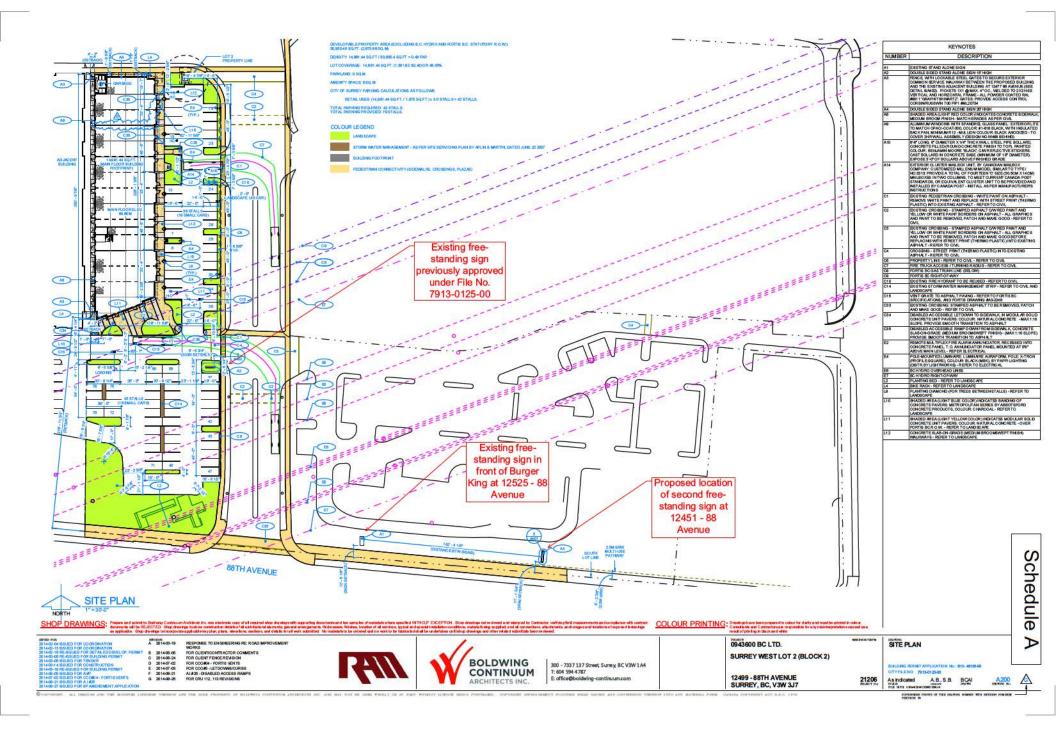
- 6. This development variance permit shall lapse if the Owner does not substantially start any construction with respect to which this development variance permit is issued, within two (2) years after the date this development variance permit is issued.
- 7. The terms of this development variance permit 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.

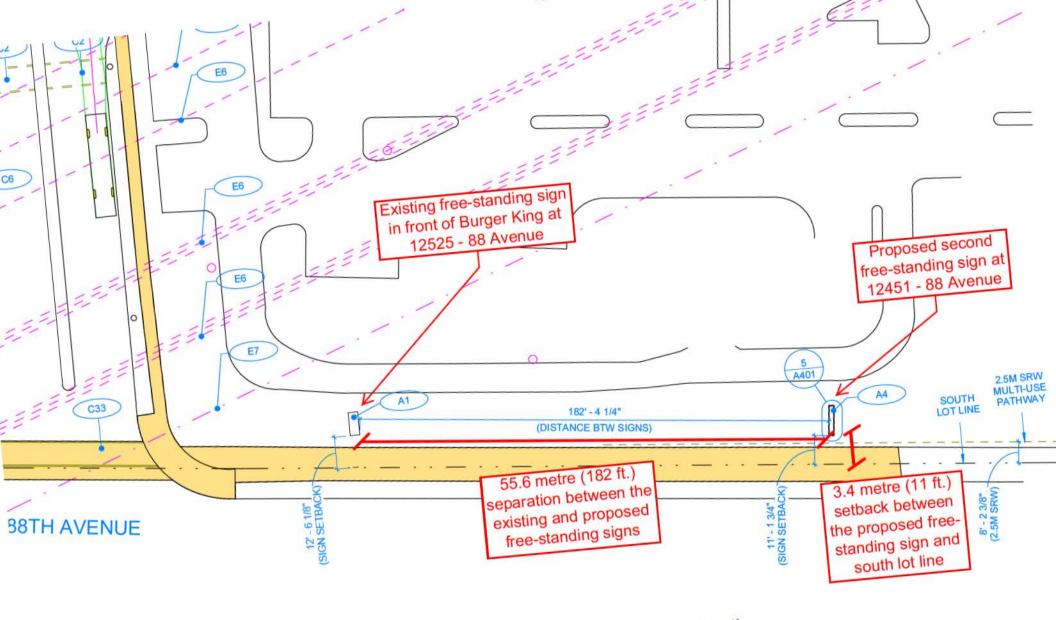
AUTHORIZING RESOLUTION PASSED BY THE COUNCIL, THE DAY OF , 20 . ISSUED THIS DAY OF , 20 .

Mayor - Dianne L. Watts

City Clerk – Jane Sullivan

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Sketch (site plan area of both free-standing signs only) (2014-10-03)

