## TO: City Clerk, Legislative Services Division

FROM: Acting Manager, Area Planning \& Development - South Division
DATE: November 28, 2022 FILE: 7921-0174-oo
RE: Additional Information
Development Application No. 7921-o174-oo
Development Application No. 7921-0174-oo is on the agenda for consideration by Council at the November 28, 2022 Regular Council - Public Hearing under Item B. 14 and H. 14 .

After finalizing the Planning Report for the November 14, 2022 Regular Council - Land Use Agenda, additional environmental assessment was provided by the applicant.

The proposed pond on the eastern portion of the site has to be wider than originally proposed. The original proposal had the pond lot as 91.6 metres wide, and the new information shows the pond at 94 metres wide. The proposed townhouse site has been adjusted accordingly (updated site plan attached). The proposal is still for 123 townhouse units, with the same setbacks. The applicant has adjusted the unit type to account for the added area required for the pond.

Staff would also like to provide additional information regarding the required petition for the Hazelmere Estates. As per the Darts Hill NCP, a supportive petition is defined as requiring $65 \%$ of lots and $75 \%$ of land area in support of rezoning

The Petition Area includes a total of 25 properties, all of which were petitioned. Staff received completed petitions from $84 \%$ ( 21 lots). Four lots did not respond. The following is a summary of results.

| Result | Lots |  | Area (acres) |  |
| :--- | :---: | :---: | :---: | :---: |
| Support | 17 | $68 \%$ | 32.47 | $66.27 \%$ |
| Oppose | 4 | $16 \%$ | 8.07 | $16.47 \%$ |
| Non-Response | 4 |  | $16 \%$ | 8.46 |
| TOTAL | $\mathbf{2 5}$ | $\mathbf{1 0 0} \%$ | 49 acres | $\mathbf{1 0 0 \%}$ |

A total of 17 lots (68\%) are supportive of the City to begin processing rezoning applications. These account for $66.27 \%$ of total land ( 32.47 acres) in the Petition Area. Four lots were opposed, representing $16 \%$ of total lots and $16.47 \%$ of total land.

Out of the 21 lots that responded, $81 \%$ ( 17 lots) were in support, representing $80.1 \%$ of responded land. While $19 \%$ (4 lots) were opposed, representing $19.9 \%$ of responded land.

Overall, the results exceeded the supportive petition requirements for percentage of total Petition Area lots but fell short for percentage of total Petition Area land. However, based on these results, and the proportional support from responded petitions, staff are of the opinion that it is suitable for application 7921-0174-00 to be processed and considered by Council.


Shawn Low
Acting Manager, Area Planning \& Development - South Division
Planning \& Development Department

Appendix I. Revised Site Layout
c.c. - City Manager




## PLANNING \& DEVELOPMENT REPORT

## Application No.: <br> 7921-0174-00

Planning Report Date: October 3, 2022

## PROPOSAL:

- NCP Amendment to add a detention pond on the eastern portion of the site, and to change the road network and riparian area.
- Rezoning of a portion of the site from RA to RM-30
- Development Permit
- Development Variance Permit
to permit the development of a townhouse site with 123 units, and a detention pond.
LOCATION: 1788-168 Street
ZONING:
RA
OCP DESIGNATION: Urban
NCP DESIGNATION: Medium Density Townhouse and Riparian Area



## RECOMMENDATION SUMMARY

- By-law Introduction and set date for Public Hearing for Rezoning.
- Approval to draft Development Permit for Form and Character, and Sensitive Ecosystems.
- Approval for Development Variance Permit to proceed to Public Notification.


## DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- Proposing an amendment to the Darts Hill Neighbourhood Concept Plan (NCP) to add a detention pond on the eastern portion of the site, and to change the road network and riparian area.
- Proposing to reduce the east rear yard and the south side yard setback requirements of the RM-30 Zone, from 6.0 metres to 3.0 metres. Also proposing to reduce the side yard setback from 6 metres to 1.0 metre for parking stall No. 10.
- Proposing to increase the building height for the indoor amenity building from 11 metres to 11.3 metres.
- Proposing to reduce the riparian setback to a Class B channelized stream from 15 metres to 10 metres from top of bank.


## RATIONALE OF RECOMMENDATION

- The proposal complies with the Urban designation in the Official Community Plan (OCP).
- The proposal partially complies with the Medium Density Townhouse and Riparian Area designation in the Darts Hill Neighbourhood Concept Plan (NCP). The proposal includes an amendment to the NCP, to move the detention pond that is to be located on the adjacent site to the east onto the eastern portion of the subject site and for changes to the road network and riparian area.
- The proposed density and building form are appropriate for this part of Darts Hill.
- The proposal complies with the Development Permit requirements in the OCP for Sensitive Ecosystems (Streamside Areas).
- The proposal complies with the Development Permit requirements in the OCP for Form and Character.
- The proposed setbacks achieve a more urban, pedestrian streetscape in compliance with the Darts Hill Neighbourhood Concept Plan (NCP) and in accordance with the Development Permit (Form and Character) design guidelines in the OCP. Setbacks along the street have been increased to 5 metres as per Darts Hill NCP guidelines, and the side yard setback to the east has been reduced from 6 metres to 5 metres.
- The increased height of the proposed indoor amenity building is minimal and will help achieve all of the required indoor amenity space, as well as additional outdoor amenity space on the amenity building roof top.
- The site is within the Hazelmere Estates Petition Area. The petition has met the requirement of $65 \%$ of supportive lots and can be moved to Council for consideration.
- The proposed building achieves an attractive architectural built form, which utilizes high quality, natural materials, and contemporary lines. The street interface has been designed to a high quality to achieve a positive urban experience between the proposed building and the public realm.
- The proposed reduction of the streamside setback from 15 metres to 10 metres from top of bank complies with the Riparian Areas Protection Regulation (RAPR) setback. The proposed detention pond to the east has high ecological value and the overall enhancement area around the pond is larger than the habitat loss.
- The proposed free-standing sign has been comprehensively designed to be integrated with the design of the building and provides a comprehensive look for the development.


## RECOMMENDATION

The Planning \& Development Department recommends that:

1. A By-law be introduced to rezone the portion of the subject site shown as Block A on the attached Survey Plan (Appendix I) from "One-Acre Residential Zone (RA)" to "Multiple Residential 30 Zone (RM-30)" and a date be set for Public Hearing.
2. Council authorize staff to draft Development Permit No. 7921-o174-oo generally in accordance with the attached drawings (Appendix I) and the finalized Ecosystem Development Plan.
3. Council approve Development Variance Permit No. 7921-0174-oo (Appendix VI), varying the following, to proceed to Public Notification:
(a) to reduce the minimum east rear yard and south side yard setbacks of the RM-30 Zone from 6.0 metres to 3.0 metres to the principal building face, for units No. 78, 91, 117, 118, 119, 120, 121, 122 and 123;
(b) to reduce the rear yard setback from 6 metres to 1.0 metre for parking space No. 10;
(c) to increase the maximum height of the Indoor Amenity Space Building of the RM30 Zone from 11 metres to 11.3 metres; and
(d) In Subsection B1. Streamside Setbacks Areas, of Part 7A Streamside Protection, the minimum setback from the top of bank of a Class B Channelized Stream is reduced from 15 metres to 10 metres at the narrowest point.
4. Council instruct staff to resolve the following issues prior to final adoption:
(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 subdivision layout to the satisfaction of the Approving Officer;
(c) approval from the Ministry of Forests, Lands and Natural Resource Operations under the Water Sustainability Act for relocation of watercourses and the creation of the pond;
(d) resolution of all urban design issues to the satisfaction of the Planning and Development Department;
(e) submission of a finalized landscaping plan and landscaping cost estimate to the specifications and satisfaction of the Planning and Development Department;
(f) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
(g) the applicant satisfy the deficiency in tree replacement on the site, to the satisfaction of the Planning and Development Department;
(h) submission of a finalized Ecosystem Development Plan and Impact Mitigation Plan to the satisfaction of City staff;
(i) conveyance of riparian areas and Biodiversity Conservation Strategy areas to the City at no cost;
(j) demolition of existing buildings and structures to the satisfaction of the Planning and Development Department;
(k) registration of a right-of-way for public rights-of-passage for drainage access;
(l) submission of an acoustical report for the units adjacent to 168 Street and registration of a Section 219 Restrictive Covenant to ensure implementation of noise mitigation measures;
(m) registration of a Section 219 Restrictive Covenant to ensure the buildings are constructed to meet Zero Carbon Incentive requirements as identified in the Darts Hill Neighborhood Concept Plan (NCP), and that a bond will be collected for $1 \%$ of construction hard costs; and
(n) Registration of a Section 219 Restrictive Covenant to adequately address the City's needs with respect to public art, to the satisfaction of the General Manager Parks, Recreation and Culture and with respect to the City's Affordable Housing Strategy and Tier 1 Capital Project CACs, to the satisfaction of the General Manager, Planning \& Development Services.
5. Council pass a resolution to amend the Darts Hill Neighbourhood Concept Plan (NCP) to redesignate the land from Medium Density Townhouse and Riparian Area to Medium Density Townhouse, Riparian Area, and Detention Pond, with changes to the road network and riparian area when the project is considered for final adoption. The amendment should also include that the Darts Hill NCP should now state that the Hazelmere Estates Petition Area requirements have been met.

## SITE CONTEXT \& BACKGROUND

| Direction | Existing Use | NCP Designation | Existing Zone |
| :--- | :--- | :--- | :--- |
| Subject Site | Vacant land (single <br> family dwelling <br> demolished) | Medium Density <br> Townhouse and <br> Riparian Area | RA |
| North (Across 18 Avenue): | Single family dwellings | Medium Density <br> Townhouse and <br> Semi-Detached <br> Residential | RA |


| Direction | Existing Use | NCP Designation | Existing Zone |
| :--- | :--- | :--- | :--- |
| East: | Vacant land | Park \& Natural <br> Areas, and <br> Detention Pond | RA |
| South: | Vacant land and single <br> family dwelling | Park \& Natural <br> Areas, and <br> Detention Pond | RA |
| West (Across 168 Street): | Single family small lots | Low Density <br> Residential (6-10 <br> upa) [Sunnyside <br> Heights NPC] | RF-12 |

## Context \& Background

- The site is currently vacant, with the previous single family house recently demolished. The site is currently zoned "One Acre Residential Zone (RA)". The site is designated Urban in the Official Community Plan (OCP), and Medium Density Townhouse and Riparian Area in the Darts Hill Neighbourhood Concept Plan (NCP).
- The site has a total gross floor area of 33,668 square metres (8.32 acres), sloping down from north to south.
- There are several watercourses on the eastern portion of the site, as well as along the south portion of the site. The applicant proposes to move the detention pond currently shown in the NCP on the adjacent site to the east, into the subject site, occupying the eastern portion of the site. The other smaller riparian area on the south portion of the site is proposed to be conveyed to the city at no cost for preservation purposes.
- The site is also within the Hazelmere Estates Petition Area, as identified in the Darts Hill NCP. As part of this area, a petitioning requirement has been included, in which a supportive petition of property owners from this area is required before the first rezoning application can be received by the City.


## DEVELOPMENT PROPOSAL

## Planning Considerations

- The applicant is proposing to rezone the western portion of the site from "One Acre Residential Zone (RA)" to "Multiple Residential 30 Zone (RM-30)", amend the Darts Hill NCP to move the detention pond into the subject site, as well as changes to road network and riparian area, to allow for the Development Permit for Form and Character for a townhouse complex with 123 units.
- The site is also within the Hazelmere Estates Petition Area, as identified in the Darts Hill NCP. As part of this area, a petitioning requirement has been included, in which a supportive petition of property owners from this area is required before the first rezoning application can be received by the City. A supportive petition is defined as requiring $65 \%$ of lots and $75 \%$ of land area in support of rezoning. Subsequent development applications would not be required to petition the area residents once the initial threshold is met by the first application.
- The City initiated the petition once the subject application was received in 2021.

Correspondence was sent to all 25 lots within the Hazelmere Estates Petition Area, and the $65 \%$ requirement was exceeded, so the applicant can be moved to Council for consideration. More details are provided under Public Consultation.

- The proposal includes aquatic elimination and compensation, which have not yet been supported under the WSA. Should the proposal not be approved, the applicant will need to reassess aspects of the site layout, in response to WSA's comments and approvals. The applicant has acknowledged this risk and understand that should the proposal not be supported as proposed, that changes will be required to comply with Provincial regulations.
- The proposal includes subdivision into three lots, to create a lot for the detention pond on the eastern portion of the site, a lot for the townhouse development, and a small lot to the south, for the riparian area to be conveyed to the City at no cost. The riparian area to be conveyed at the south portion of the site is 2,410 square metres, with the detention pond lot being 6,450 square metres, and road dedications at 6,119 square metres.
- The proposed development will consist of 123 units in 26 buildings, ranging from 3 to 6 units per building, plus a stand-alone amenity building. All units are proposed with side-by-side double-garages and three bedrooms.
- The site's net density is proposed at o.93 FAR and 66 units per hectare or 24 units per acre, as per Darts Hill NCP density. The Darts Hill NCP provides the option to provide 20 upa maximum at this site or increase to 24 upa if using Zero Carbon Initiative. The applicant is proposing 24 upa, with Zero Carbon Initiative, where the units are not connected to any fossil fuel for appliances or for heat.
- As the applicant is proposing maximum safeguarding by conveying the riparian area to the City at no cost, the area outside of the 5 metres from top of bank is allowed to be used for the NCP density calculation, as the applicant would have achieved that area by not conveying the riparian area. The riparian area proposed is 2,410 square metres, with 662.8 square metres of land located within 5 metres from top of bank, and not included in the density calculations. The total area used for density calculation is the net site area ( 18,680 square metres), plus the riparian outside of 5 metres ( $1,747.2$ square metres), for a total of $20,427.2$ square metres, or 5.05 acres. The proposed density is 24 units per acre.
- After conveyance, the proposal will still comply with the maximum density permitted under the RM-30 Zone (net site area). The application proposes a unit density of 66 units per hectare and a Floor Area Ration (FAR) of 0.93.
- The proposal complies with the sites Urban OCP designation, which permits a maximum density of 30 units per acre for sites within a Secondary Land Use Plan.


## Proposed

## Lot Area

Gross Site Area:
Road Dedication:
Undevelopable Area:

33,662 square metres
6,119 square metres
8,863 square metres ( 6,453 sqm detention pond and 2,410 sqm riparian area)

|  | Proposed |
| :--- | :--- |
| Net Site Area: | 18,680 square metres |
| Number of Lots: | 3 |
| Building Height: | 11 m for principal buildings and 11.3 m for the indoor amenity <br> building |
| Unit Density: | 66 units per hectare (24 upa) |
| Floor Area Ratio (FAR): | 0.93 FAR |
| Floor Area |  |
| Residential: | 17,335 square metres |
| Residential Units: |  |
| 3-Bedroom/Total: |  |

## Referrals

Engineering:

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

The School District has advised that there will be approximately 60 school-age children generated by this development, of which the School District has provided the following expected student enrollment.

33 Elementary students at Edgewood Elementary School 14 Secondary students at Grandview Heights Secondary School
(Appendix III)
Note that the number of school-age children is greater than the expected enrollment due to students attending private schools, home school or different school districts.

The applicant has advised that the dwelling units in this project are expected to be constructed and ready for occupancy by Fall 2024.

Parks, Recreation \&
Culture:

- The closest active park is planned to be 200 meters north of the development site along 169 Street. The closest natural area is planned to be adjacent to the development site to the south and east, as part of the Darts Hill Neighbourhood Concept Plan (NCP) .
- Revisions are required to the Ecosystem Development Plan (EDP), to reflect the correct streamside setbacks, habitat gain and loss and proposed variances. An Impact Mitigation Plan is also to be provided in support of the proposal.
- Water Act Approval, and any associated changes must be incorporated in the final EDP.

Surrey Fire Department: No concerns.
Advisory Design Panel: The application was not referred to the ADP but was reviewed by staff and found satisfactory.

## Transportation Considerations

- The applicant is required to dedicate land for road widening along the north and western portions of the site for 18 Avenue and 168 Street, for a total of 611 square metres of area.
- Access is proposed on 18 Avenue, and it is proposed to align with 169 Street to the north.
- The applicant is proposing 5 additional visitor parking spaces on-site in excess of the Zoning By-law requirement, to assist in replacing some of the on-street parking that has been eliminated with the proposed road network changes.
- Given the changes proposed with the addition of the detention pond on the eastern portion of the site, staff support the amendments proposed to the Darts Hill NCP for the road network changes.
- The site has access to a multi-use pathway on the west side of 168 Street, across the street from the site. The closest transit route is over 1 kilometre away on 24 Avenue to the north, or King George Boulevard to the west.


## Parkland and Natural Area Considerations

- The proposal includes the conveyance to the City of a small riparian area on the south portion of the site.
- Appropriate setbacks to future parkland to the south are provided.


## Sustainability Considerations

- The applicant has met all of the typical sustainable development criteria, as indicated in the Sustainable Development Checklist.
- In addition, the applicant is also providing the Zero Carbon Incentive requirements for increased density as per Darts Hill NCP.


## POLICY \& BY-LAW CONSIDERATIONS

## Regional Growth Strategy

- The site is designated General Urban in the Regional Growth Strategy (RGS), and the proposal complies with the designation.


## Official Community Plan

## Land Use Designation

- The site is designated Urban in the Official Community Plan (OCP).
- The proposal complies with the Urban designation in the OCP, which permits residential uses of densities up to 72 units per hectare ( 30 units per acre) with Secondary Land Use Plans.


## Themes/Policies

- A1.1 Support compact and efficient land development that is consistent with the Metro Vancouver Regional Growth Strategy (RGS) (2011).
(The proposed development complies with the RGS designation and is a compact and efficient development.)
- A3.2 Encourage the development of remaining vacant lands in urban neighbourhoods to utilize existing infrastructure and amenities and to enhance existing neighbourhood character and viability.
(The proposed development is located on an under-developed piece of land, that is designated Urban in the OCP, and planned for medium density townhouses in the Darts Hill NCP.)
- A4.2 Encourage the full and efficient build-out of existing planned urban areas in order to:
- achieve planned capacities;
- use infrastructure efficiently;
- provide housing options; and
- provide amenities for residents.
(The proposed development will provide a detention pond that will allow for further development of the Darts Hill area.)
- B6.2 Integrate principles of urban design into the planning of neighbourhoods and centres and as part of development review processes, including:
- Ensuring compatibility of scale, massing, and architecture with adjacent sites; and
- Providing diversity, choice, and variety within a coherent, consistent physical environment.
(The proposed development fits well within the neighbourhood and provides the density planned for in the Darts Hill NCP.)
- B6.6 Design buildings to enhance the activity, safety and interest of adjacent public streets, plazas, and spaces by:
- Locating buildings so that they directly face public streets;
- Providing doors, windows, and "active" building faces along public streets;
- Avoiding blank facades and providing 'eyes on the street' by placing active uses within parts of the building that front onto streets and public spaces.
(The proposed development has street-facing units on all sides that interface with a street or with the planned park to the south.)


## Secondary Plans

## Land Use Designation

- The site is designated Medium Density Townhouse and Riparian Area in the Darts Hill NCP, with several roads planned through the site. The proposal includes an amendment to the NCP to include a Detention Pond on the eastern portion of the site, and adjust the riparian area and road network. The amendment also includes the removal of the Hazelmere Estates Petition Area.


## Amendment Rationale

- The proposal includes the relocation of the detention pond currently identified in the NCP on the adjacent property to the east into the subject site, as well as an amendment to the road network and riparian areas.
- The NCP identified off-site detention pond is proposed to be moved to the subject site, to allow for servicing to develop the subject site. This will also allow other sites within the same catchment area to proceed with development, as the site where the pond was originally identified, immediately east of the subject site, is not currently available.
- The riparian areas are proposed to reflect the environmental assessment done for this proposal and be adjusted accordingly.
- The road network has been modified, to reflect the proposed pond location, and provide one combined site for development.


## Themes/Objectives

- 3.2.5 Medium Density Townhouse. Base density 20 upa, or 24 upa with Zero Carbon Incentive
(The applicant proposes a townhouse site at 24 upa with Zero Carbon initiatives and all electric connections. The proposal also has no tandem parking, as recommended in the $N C P$.)
- 4.1 General Design Principles:
- A. Foster cohesive neighbourhood design through integration of common design styles and complementary transitional scales.
- B. Architectural design should reflect the natural heritage of Darts Hill by using natural materials such as wood, brick and stone as principal components.
- C. Visual interest along streets should be provided with active building frontages, landscaping, and with high quality building details.
- E. Development should orient itself towards views of parks and natural areas. Wherever possible, connectivity should also be provided.
- G. Provide generous landscaping along public realm frontages.
- Building Siting, Height, \& Massing
- A. Provide generous setbacks (minimum 5.0 m ) to include natural features, landscaping and trees.
- B. Buildings should optimize views towards streets, public spaces and natural areas.
- C. Create enjoyable, functional open spaces that take advantage of natural light and contributes to a pleasant micro climate.
- D. Promote neighbourhood safety and sociability by designing for overlook and activity along streets, pathways, and natural areas.
- Building Materials
- B. Avoid the use of vinyl siding and fibre cement panels.
- C. Use materials that make the building energy efficient and maximize the life of the building.
- Landscaping
- D. Landscape design should provide soft transitions between built and natural environment.
- E. Express architecture and landscape design with clear and cohesive organizing concept.
- View Corridors: The preservation of these views will result in a shared community benefit enjoyed by residents and visitors of Darts Hill.
(The proposal generally complies with the design guidelines and principles of the Darts Hill NCP.)
- 9. Implementation
- Hazelmere Estates Petition Area
- Zero Carbon Incentive
(The proposal has demonstrated support as required in the Hazelmere Estates Petition Area, and is proposing Zero Carbon Initiatives to achieve 24 upa, as per the Darts Hill NCP)


## Zoning By-law

- The applicant proposes to rezone a portion of the subject site from "One-Acre Residential Zone (RA)" to "Multiple Residential 30 Zone (RM-30)".
- The table below provides an analysis of the development proposal in relation to the requirements of the Zoning By-law, including the "Multiple Residential 30 Zone (RM-30)", streamside setbacks and parking requirements.

| RM-30 Zone (Part 22) | Permitted and/or Required | Proposed |
| :---: | :---: | :---: |
| Unit Density: | 75 uph | 66 uph |
| Floor Area Ratio: | 1.00 | 0.93 |
| Lot Coverage: | 45\% | 36\% |
| Yards and Setbacks |  |  |
| North: <br> East: <br> South: <br> West: | 4.5 metres <br> 6.0 metres <br> 6.0 metres <br> 4.5 metres | $\begin{aligned} & 5.0 \text { metres (as per NCP) } \\ & 3.0 \text { metres (DVP) } \\ & 3.0 \text { metres (DVP) } \\ & 5.0 \text { metres (as per NCP) } \end{aligned}$ |
| Height of Buildings |  |  |
| Principal buildings: <br> Indoor Amenity Building: | 13 metres 11 metres | 11 metres <br> 11.3 metres (DVP) |
| Amenity Space |  |  |
| Indoor Amenity: | $3 \mathrm{~m}^{2} \mathrm{X} 123$ units $=369 \mathrm{~m}^{2}$ | The proposed $390 \mathrm{~m}^{2}$ meets the Zoning By-law requirement. |
| Outdoor Amenity: | $3 \mathrm{~m}^{2} \mathrm{X} 123$ units $=369 \mathrm{~m}^{2}$ | The proposed $807 \mathrm{~m}^{2}$ meets the Zoning By-law requirement. |
| Streamside (Part 7A) | Required | Proposed |
| Streamside Setbacks |  |  |
| Class B (yellow-coded) Channelized Stream: | 15 metres | 10 metres (DVP) |
| Parking (Part 5) | Required | Proposed |
| Number of Stalls |  |  |
| Residential: <br> Residential Visitor: <br> Total: <br> Tandem (\%): | $\begin{aligned} & \hline 246 \\ & 25 \\ & 276 \\ & 50 \% \\ & \hline \end{aligned}$ | $\begin{aligned} & 246 \\ & 30 \\ & 276 \\ & 0 \\ & \hline \end{aligned}$ |
| Bicycle Spaces |  |  |
| Residential Visitor: | 12 | 15 |

## Setback and Building Height Variances

- The applicant is requesting the following variances:
(a) to reduce the minimum east rear yard and south side yard setback of the RM-30 Zone from 6.0 metres to 3.0 metres to the principal building face, for units No. 78, $91,117,118,119,120,121,121$ and 123; and
(b) to reduce the side yard setback from 6 metres to 1.0 metre for parking space No. 10;
(c) to increase the maximum height of the Indoor Amenity Space Building of the RM30 Zone from 11 metres to 11.3 metres.
- The setback reduction includes buildings adjacent to the pathway near the proposed detention pond, and to the riparian area to the south.
- For the east setback, adjacent the detention pond, the units with a back-of-unit interface have a standard 6 metres setback proposed, and the 3 metres setback is only for the side-of-unit interface at the northeast corner, for unit No. 91.
- The typical back-of-unit setback is 6 metres, to allow for a usable back yard. In this case, the applicant is proposing roof-top patios as the main private outdoor space, and the proposed 3 metres setback will be additional outdoor space at grade and act as a buffer to the buildings. As these units back onto a riparian area, there will not be units or pathway adjacent to the south, there are no concerns with privacy.
- The setback for parking stall No. 10 is proposed to be reduced to 1.0 metre, as it is adjacent to riparian area, and will not impact privacy or livability of adjacent neighbours.
- The applicant proposed a three-storey indoor amenity space with rooftop patio. This will allow all of the indoor amenity space to be provided on-site, without the need for cash-in-lieu. The height variance is minimal, from 11 metres to 11.3 metres.
- Staff support the requested variances to proceed for consideration.


## Streamside Variance

- The applicant is requesting the following streamside setback variance:
(c) In Subsection B1. Streamside Setbacks Areas, of Part 7A Streamside Protection, the minimum setback from the top of bank of a Class B Channelized Stream is varied from 15 metres to 10 metres at the narrowest point.
- The applicant is seeking a variance to the streamside setback from 15 metres to 10 metres at the shortest distance, while providing a varied setback between 10 metres and 20 metres at other locations. The applicant proposes an enhanced riparian area to the east, where the detention pond is proposed, and the loss of habitat due to the setback reduction is proposed to be offset by the pond area.
- Staff support the requested variances to proceed for consideration.


## Capital Projects Community Amenity Contributions (CACs)

- On December 16, 2019, Council approved the City's Community Amenity Contribution and Density Bonus Program Update (Corporate Report No. R224; 2019). The intent of that report was to introduce a new City-wide Community Amenity Contribution (CAC) and updated Density Bonus Policy to offset the impacts of growth from development and to provide additional funding for community capital projects identified in the City's Annual Five-Year Capital Financial Plan.
- The proposed development will be subject to the Tier 1 Capital Plan Project CACs. The contribution will be payable at the rate applicable at the time of Final Subdivision Approval. The current rate is $\$ \mathbf{2}, 000$ per new unit.
- The proposed development will not be subject to the Tier 2 Capital Plan Project CACs as the proposal complies with the densities in the OCP and Secondary Plan designation.


## Affordable Housing Strategy

- On April 9, 2018, Council approved the City's Affordable Housing Strategy (Corporate Report No. Ro66; 2018) requiring that all new rezoning applications for residential development contribute $\$ 1$, ooo per new unit to support the development of new affordable housing. The funds collected through the Affordable Housing Contribution will be used to purchase land for new affordable rental housing projects.
- The applicant will be required to register a Section 219 Restrictive Covenant to address the City's needs with respect to the City's Affordable Housing Strategy.


## Public Art Policy

- The applicant will be required to provide public art or register a Restrictive Covenant agreeing to provide cash-in-lieu, at a rate of $0.5 \%$ of construction value, to adequately address the City's needs with respect to public art, in accordance with the City's Public Art Policy requirements. The applicant will be required to resolve this requirement prior to consideration of Final Adoption.


## PUBLIC ENGAGEMENT

- Pre-notification letters were sent on August 30, 2022, and the Development Proposal Signs were installed on August 24, 2022. Staff received no responses from neighbours.
- The subject development application was reviewed by the Grandview Heights Stewardship Association, Greater Hazelmere Estates Neighbourhood Association and Cloverdale District Chamber of Commerce. No comments have been received.


## Hazelmere Estates Petition Area

- The site is identified in the Darts Hill NCP as part of the Hazelmere Estates Petition Area. At the time the NCP was approved, not all residents in this area were supportive of development during the Planning process. As a result, a petitioning requirement has been included.

The City initiated the petition once the subject application was received in 2021. Correspondence was sent to all 25 lots within the Hazelmere Estates Petition Area.

- A total of 17 lots ( $68 \%$ ) are supportive of the City to begin processing rezoning applications. These account for $66.27 \%$ of total land ( 32.47 acres) in the Petition Area. Four lots were opposed, representing $16 \%$ of total lots and $16.47 \%$ of total land area.
- Out of the 21 lots that responded, $81 \%$ ( 17 lots) were in support, representing $80.1 \%$ of responded land area. While $19 \%$ ( 4 lots) were opposed, representing $19.9 \%$ of responded land area.


## DEVELOPMENT PERMITS

## Sensitive Ecosystems (Streamside Areas) Development Permit Requirement

- The subject property falls within the Sensitive Ecosystems Development Permit Area (DPA) for Streamside Areas in the OCP, given the location of two existing Class B (yellow-coded) watercourse which flow east. The Sensitive Ecosystems (Streamside Areas) Development Permit is required to protect aquatic and terrestrial ecosystems associated with streams from the impacts of development.
- In accordance with Part 7A Streamside Protection setbacks of the Zoning By-law, a Class B (yellow-coded) channelized watercourse requires a minimum streamside setback of 15 metres, as measured from the top of bank. The proposed setbacks require a variance from the Zoning By-law.
- The riparian area on the south portion of the site is proposed to be conveyed to the City as a lot for conservation purposes as a condition of rezoning approval, in compliance with the OCP. A Development Variance Permit is proposed to reduce the streamside setback from 15 metres to 10 metres in a few locations.
- An Ecosystem Development Plan, prepared by Mark Gollner, R.P. Bio., of Marlim Ecological Consulting Ltd. and dated September 09, 2022. The report will need to be updated to reflect the correct streamside setbacks, habitat gain and loss and proposed variances. An Impact Mitigation Plan is also to be provided in support of the proposal. Once an updated report is submitted and reviewed by staff, a peer review will also be required.
- As the applicant is proposing changes to watercourses that require a Water Act Approval, those approvals are required prior to Final Approval, and any changes must be incorporated into the final report. If Provincial approvals are not granted, the applicant will need to revise the site plan. The finalized Ecosystem Development Plan and recommendations will be incorporated into the Development Permit.


## Form and Character Development Permit Requirement

- The proposed development is subject to a Development Permit for Form and Character and is also subject to the urban design guidelines in the Darts Hill Neighbourhood Concept Plan (NCP).
- The proposed development generally complies with the Form and Character Development Permit guidelines in the OCP and the design guidelines in the Darts Hill Neighbourhood Concept Plan (NCP).
- The site consists of 123 townhouse units, all proposed with three-bedrooms and side by side double garages. Units face 18 Avenue and 168 Street and face the park to the south. The interface to the east has one side-of-unit condition, and the other units are facing east, adjacent to a pathway bordering the proposed detention pond.
- The indoor amenity building is located in a central location, and is adjacent the outdoor amenity space.
- The applicant has worked with staff to modify the design to a more traditional architectural style, consistent with the Darts Hill NCP, as well as addressing grading and view corridor concerns.
- The design incorporates acoustic upgrades for units facing 168 Street, as a standard requirement for all units facing arterial and collector roads.


## Landscaping

- Landscaping includes one small plaza on the northwest corner of the site, and a larger plaza on the northeast corner of the site, adjacent the proposed detention pond. A landscape buffer of 5 metres is proposed along both 18 Avenue and 168 Street, as per NCP requirement.


## Indoor Amenity

- The Zoning By-law requires that 369 square metres of both indoor and outdoor amenity space be provided, based on the requirement of 3 square metres per dwelling unit.
- The proposed 390 square metres of indoor amenity exceeds the minimum required under the Zoning By-law. The indoor amenity space is proposed as a stand-alone building at the centre of the site.
- The indoor amenity space is proposed to be programmed with a lobby, two multi-purpose rooms, and two meeting rooms. Stairs and an elevator are provided, as well as washrooms. There are five visitor parking spaces directly adjacent to the indoor amenity building.


## Outdoor Amenity

- The Zoning By-law requires that 369 square metres of both indoor and outdoor amenity space be provided, based on the requirement of 3 square metres per dwelling unit.
- The proposed 807 square metres of outdoor amenity exceeds the minimum required under the Zoning By-law. The majority of the outdoor amenity space is proposed adjacent the indoor amenity space at the centre of the site, as well as decks and a roof top patio at the indoor amenity space building.
- The outdoor amenity space includes seating areas, picnic tables, a playground and a community garden.


## Outstanding Items

- There are a limited number of Urban Design items that remain outstanding, and which do not affect the overall character or quality of the project. These generally include identifying additional opportunities for tree retention, the expansion of verandas and porches overhangs, express individual units, improve the amenity building expression with a more residential character, improve interfaces where grading is challenging.
- The applicant has been provided a detailed list identifying these requirements and has agreed to resolve these prior to Final Approval of the Development Permit, should the application be supported by Council.


## TREES

- Tim Vandenber, ISA Certified Arborist of Mike Fadum and Associated Ltd prepared an Arborist Assessment for the subject property. The table below provides a summary of the tree retention and removal by tree species:

Table 1: Summary of Tree Preservation by Tree Species:

| Tree Species | Existing | Remove | Retain |
| :---: | :---: | :---: | :---: |
| Alder and Cottonwood Trees |  |  |  |
| Alder / Cottonwood | 54 | 54 | o |
| Deciduous Trees(excluding Alder and Cottonwood Trees) |  |  |  |
| Bigleaf Maple | 1 | 1 | O |
| Coniferous Trees |  |  |  |
| Western Red Cedar | 61 | 61 | 0 |
| Giant Sequoia | 2 | 2 | 0 |
| Total (excluding Alder and Cottonwood Trees) | 64 | 64 | 0 |
| Additional Trees in the proposed Riparian Area | 107 | 78 | 29 |
| Total Replacement Trees Proposed (excluding Boulevard Street Trees) |  | 191 |  |
| Total Retained and Replacement Trees |  | 191 |  |
| Contribution to the Green City Program |  | n/a |  |

- The Arborist Assessment states that there are a total of 64 mature trees on the site, excluding Alder and Cottonwood trees. 54 existing trees, approximately $46 \%$ of the total trees on the site, are Alder and Cottonwood trees. It was determined that no trees can be retained as part of this development proposal. The proposed tree retention was assessed taking into consideration the location of services, building footprints, road dedication and proposed lot grading.
- Table 1 includes an additional 107 protected trees that are located within the riparian area. The trees within the riparian area will be retained, except where removal is required due to construction of the detention pond or hazardous conditions. This will be determined at a later time, in consultation with the Parks, Recreation and Culture Department.
- For those trees that cannot be retained, the applicant will be required to plant trees on a 1 to 1 replacement ratio for Alder and Cottonwood trees, and a 2 to 1 replacement ratio for all other trees. This will require a total of 182 replacement trees on the site. The applicant proposes 191 replacement trees which exceeds the replacement requirement.
- The new trees on the site will consist of a variety of trees including Green Japanese Maple, Red Pocket Maple, Pyramidal European Hornbeam, Forest Pansy Redbud, Pink Flowering Dogwood, Serbian Spruce, Daybreak Cherry, Douglas Fir, Ornamental Pear, Pin Oak, Giant Redwood and Japanese Stewartia, as well as a variety of shrubs.
- In summary, a total of 191 trees are proposed to be retained or replaced on the site with no contribution required to the Green City Program.


## INFORMATION ATTACHED TO THIS REPORT

The following information is attached to this Report:
Appendix I. Survey Plan, Proposed Subdivision Layout, Site Plan, Building Elevations, Landscape Plans and Perspective
Appendix II. Engineering Summary
Appendix III. School District Comments
Appendix IV. Summary of Tree Survey and Tree Preservation
Appendix V. NCP Plan
Appendix VI. Development Variance Permit No. 7921-0174-oo
approved by Shawn Low

Jeff Arason
Acting General Manager
Planning and Development

## LFM/cm




1788168 St.
Surrey, BC V3Z 9X3
Re-Isssued for DP Resubmission: 2022-09-28



## 1788168 St.

## Surrey, BC V3Z 9X3

Re-Isssued for DP Resubmission: 2022-09-28


















1) EAST SITE North Elevation (Along 18th Avenue)

(2) $\frac{\text { EAST SITE West Elevation (Along laneldevelopment entry) }}{1: 300}$







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(1) $\frac{\text { Road Section } 1 \text { - Units } 78 \text { to } 900 \text { Diviveway }}{1: 300}$

(2) Road Section 2 - Units 98 to 109 Front Entries

(1) $\frac{\text { Road } \operatorname{Soction}}{1-300}$-Units 103 to 114 Front Entries
(2) $\frac{\text { Road Section } 6 \text { - Units } 127 \text { to } 115 \text { Front Entries }}{}$



2) $\frac{1: 3 S T}{1: 300}$ STE DEV. ENTRY SECTION

(3) EAST SITE DRIVEWAY S\&CTION2

(5) $\frac{\text { EAST STIE DRVEWAY SECTION } 4}{1: 300}$

3) EAAT SITE DRIVEWAY SECTION 1

(6) EAAT SITE DRIVEWAY SECTION 5



(1) $\frac{\text { Typology }}{1:-600}$ Unit Block - South Elevation $\qquad$ -

(3) $\frac{\text { Typology } 1-6 \text { Unit Block - North Elevation }}{1: 100}$

Material Legend

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FIBER CEMENT WALL PANELS - COLOUR JAMES HARDEIE COORPLUS: ARCTIC WHTTE
Fiber cement Wall panels colour: JMMES HARDIE Colorplus: AR CTIC WHITE


4. Typology $1-6$ Unit Block - West Elevation


(2) Typology 2 -6 Unit Block - South Elevation

(3) $\frac{\text { Typology } 2-6 \text { Unit Block }}{1: 100}$ - Noth Elevation

Material Legend
Key Value ${ }^{\text {KiBER }}$ Keynote Text
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(1) Typology 2-6 Unit Block- East Elevation

(4) $\frac{\text { Typology } 1:-6 \text { Unit Block - West Elevation }}{1: 100}$

(1) $\frac{\text { UNIT }}{1: 51}$ A End - Level 1

(3) $\frac{\text { UNIT A1 } 1: \text { ndd - Level } 3}{1: 50}$
(2) $\frac{\text { UNIT A } 1 \text { A End-Level } 2}{1}$


TYPICAL UNIT LAYOUT WITH
TRADITIONAL EXTERIOR FACADE DESIGN


(1) $1: 50$

(3) UNIT A2-Level 3
(2) UNIT A2-Level2 $1: 50$

(4) $\frac{\text { UNIT A } 1: \text { - Roof }}{1: 50}$

TYPICAL UNIT LAYOUT WITH
TRADITIONAL EXTERIOR FACADE DESIGN

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(1) $\frac{\text { UNIT } \mathrm{B}}{1: 50}$ - Level 1

(3) $\frac{\text { UNIT }}{1: 50}$ - Level 3

(2) $\frac{\text { UNIT B B-Level2 }}{1: 50}$

(4) $\frac{\text { UNIT B - Roof }}{1: 50}$

## 

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(3) $\frac{\text { UNIT C1 End - Level }}{13}$
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(1) $\frac{\text { UNIT C2-Level } 1}{1: 50}$

(3) $\frac{\text { UNIT C C2-Level } 3}{1: 50}$ $\qquad$

(2) UNIT C2-Level 2


TYPICAL UNIT LAYOUT WITH MODERN EXTERIOR FACADE DESIGN
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(1) LEVEL 3 AMENTY BUILDING








VIEW DOWN EAST SITE'S EASTERN PEDESTRIAN ACCESS ROAD


VIEW DOWN MAIN SITE ENTRY OFF OF 18TH AVE


WEST SITE RIPARIAN ZONE AND SOUTHERN DRIVE AISLE



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TO: Manager, Area Planning \& Development

- South Surrey Division

Planning and Development Department
FROM: Development Services Manager, Engineering Department

DATE: September 10, $\mathbf{2 0 2 2} \quad$ PROJECT FILE: $\quad$ 7821-0174-00

RE: Engineering Requirements
Location: 1788168 Street

## NCP AMENDMENT/ DEVELOPMENT VARIANCE PERMIT

Provide detailed drainage servicing strategy in support of NCP Amendment to relocate Pond A on the subject site. Dedicate and construct Pond A and associated drainage infrastructure.

## REZONE/SUBDIVISION

Subject to construction by others of the Sanitary Syphon Works, including Fergus Pump Station Upgrading works, as well as construction of the Feeder Mains on 24 Ave and 172 St to service the high water pressure system, the following Works are required as a condition of this Rezone and Subdivision:

## Property and Right-of-Way Requirements

- Dedicate 6.942 m on 168 Street, including 5 m x 5 m corner cut at 168 Street/ 18 Avenue.
- Dedicate varying width for 18 Avenue as required in Darts Hill NCP.
- Register o. 5 m SRW along 168 Street and 18 Avenue.


## Works and Services

- Construct 168 Street with 4.0 m Multi-Use Pathway, and south side of 18 Avenue.
- Construct storm sewers to service the development and to drain the fronting roads.
- Provide on-lot source controls and infiltration facilities to meet the NCP requirements.
- Provide onsite and offsite LID measures based on proposed land use as per NCP.
- Construct 300 mm watermain along 18 Avenue, and water service connection.
- Provide sanitary flow analysis and resolve any downstream pipe capacity constraints.
- Construct sanitary sewer on 18 Avenue.
- Pay the following charges:
- Sanitary Latecomers charges relative to project: 5815-0084-00-1 and 5816-0312-00-1
- LAS charges, if required.
- Drainage Latecomers charges relative to project: 5915-0084-00-1
- DCC Frontender Agreement (drainage/water/sanitary);
- Development Works Agreement (drainage/water/sanitary);
- $\mathbf{1 0 0} \%$ cash payment of Drainage/Water/Sanitary DCC.

A Servicing Agreement is required prior to Rezone/Subdivision.

August 24, 2022

## Planning

## THE IMPACT ON SCHOOLS

## APPLICATION \#: 21017400

## SUMMARY

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

## Projected enrolment at Surrey School District for this development:

| Elementary Students: | 33 |
| :--- | :--- |
| Secondary Students: | 14 |

September 2021 Enrolment/School Capacity

## Edgewood Elementary

Enrolment (K/1-7):
Operating Capacity (K/1-7)
95 K + 511

Grandview Heights Secondary
Enrolment (8-12):
1143
Capacity (8-12):
1500


Population : The projected population of children aged 0-19 Impacted by the development. Enrolment: The number of students projected to attend the Surrey School District ONLY.

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.

The new Edgewood Elementary opened January 2021. As part of the District's boundary change process, the District consulted with the school community in the fall 2019 to determine the required boundary changes within this Grandview Heights community. As of September 2021, the school reached 100\% capacity. The new Ta'talu Elementary, located below 20th Avenue, is targeted to open fall of 2024 . Until then, the district will rely on portables to make up the seat shortfall.

To relieve the pressure at Earl Marriot, a new 1500 capacity high school, Grandview Heights Secondary, located on 26th Ave next to the existing Pacific Heights Elementary opened September 2021. Edgewood catchment feeds two Secondary schools: Grandview Heights and Earl Marriot.

## Edgewood Elementary



## Grandview Heights Secondary



[^0]
## Tree Preservation Summary

Surrey Project No: 21-0174-00
Address: 1788168 Street, Surrey, BC
Registered Arborist: Tim Vandenberg

| On-Site Trees | Number of Trees |
| :---: | :---: |
| Protected Trees Identified <br> (on-site and shared trees, including trees within boulevards and proposed streets and lanes, but excluding trees in proposed open space or riparian areas) | 118 |
| Protected Trees to be Removed | 118 |
| Protected Trees to be Retained (excluding trees within proposed open space or riparian areas) | 0 |
| Total Replacement Trees Required: <br> - Alder \& Cottonwood Trees Requiring 1 to 1 Replacement Ratio $54 X$ one (1) = 54 <br> - All other Trees Requiring 2 to 1 Replacement Ratio 64 X two $(2)=128$ | 182 |
| Replacement Trees Proposed | TBD |
| Replacement Trees in Deficit | TBD |
| Protected Trees to be Retained in Proposed [Open Space / Riparian Areas] | 29 |


| Off-Site Trees | Number of Trees |
| :---: | :---: |
| Protected Off-Site Trees to be Removed | 0 |
| Total Replacement Trees Required: <br> - Alder \& Cottonwood Trees Requiring 1 to 1 Replacement Ratio 0 X one (1) = 0 <br> - All other Trees Requiring 2 to 1 Replacement Ratio $0 \times$ two (2) $=0$ | 0 |
| Replacement Trees Proposed | NA |
| Replacement Trees in Deficit | NA |

Summary report and plan prepared and submitted by: Mike Fadum and Associates Ltd.

Signature of Arborist:
Date: September 12, 2022


## Darts Hill NCP | Plan Summary

## Land Use Strategy

This land use plan shows where and how land uses fit together to create a coordinated and complete neighbourhood. Land use policies reflect the vision and principles of the Plan and set out how Darts Hill will grow. It promotes a balanced approach to growth and defines an appropriate scale of built form and intensity of uses.

## Mixed-Use

Mixed use and commercial areas support a healthy and vibrant retail and office environment, while supporting residential uses. Mixed uses are centred on an urban village located at 171 Street and 20 Avenue, supported by future bus service along 20 Avenue and the longer term development of the neighbourhood north of 20 Avenue.

## Residential

New residential development will provide a variety of housing types to support families, working professionals, and seniors. The highest densities of housing will be located around the urban village and adjacent to main roads. This will attract new residents to support local business and provide housing within closer proximity to transit.

LEGEND
Low Rise Mixed-Use Community Commercial Neighbourhood Commercial Low Rise Residential High Density Townhouse Live/Work Townhouse Medium Density Townhouse Semi-DetachedTownhouse Detached Residential
Biodiversity Corridor
Riparian Area
Parks and Open Space
Institutional
Waterbody
Detention Pond
Potential Wetland
add Detention Pond
delete Detention Pond and replace

Parks and Natural Areas
New neighbourhood parks are provided within walking distance of all future residents. A biodiversity corridor extends along the southern portion of the Plan Area connecting, and Darts Hill Garden Park is expanded. of riparian area
remove roads


# CITY OF SURREY 

(the "City")

## DEVELOPMENT VARIANCE PERMIT

NO.: 7921-0174-oo
Issued To:

## Address of Owner:

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: 011-234-385
Lot 1 Section 18 Township 7 New Westminster District Plan 7509
1788168 St
(the "Land")
3. (a) As the legal description of the Land is to change, the City Clerk is directed to insert the new legal description for the Land once title(s) has/have been issued, as follows:

Parcel Identifier:
(b) If the civic address(es) change(s), the City Clerk is directed to insert the new civic address(es) for the Land, as follows:
4. Surrey Zoning By-law, 1993, No. 12000, as amended is varied as follows:
(a) In Subsection F. Yard and Setbacks, of Part 22 Multiple Residential 30 Zone, the minimum rear yard setback (east), and side yard (south) are reduced from 6.0
metres to 3 metres to the principal building face, for units No. $78,91,117,118,119$, 120, 121, 121 and 123;
(b) In Subsection F. Yard and Setbacks, of Part 22 Multiple Residential 30 Zone, the minimum rear yard setback (east) is reduced from 6 metres to 1.0 metre for parking space No. 10;
(c) In Subsection G. Height of Buildings, of Part 22 Multiple Residential 30 Zone, the maximum building height of the Indoor Amenity Space Building is increased from 11 metres to 11.3 metres; and
(d) In Subsection Bi. Streamside Setbacks Areas, of Part 7A Streamside Protection, the minimum setback from the top of bank of a Class B Channelized Stream is varied from 15 metres to 10 metres at the narrowest point.
5. This development variance permit applies to only the portion of the 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. 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 - Doug McCallum

City Clerk - Jennifer Ficocelli

SCHEDULEA.
reduce the riparian setback




[^0]:    * Nominal Capacity is estimated by multiplying the number of enrolling spaces by 25 students. Maximum operating capacity is estimated by multipying the number of enrolling spaces by 27 students.

