# City of Surrey ADDITIONAL PLANNING COMMENTS Application No.: 7923-0072-00

Planning Report Date: September 11, 2023

# **PROPOSAL:**

112 AVE

104 AVE

96 AVE 88 AVE

80 AVE

**72 AVE** 

**64 AVE** 

**56 AVE** 

48 AVE

40 AVE 32 AVE

24 AVE 16 AVE

8 AVE

0 AVE

184 ST 192 ST

GUILDFORD

CLOVERDALE

FLEETWOOD

SOUTH SURREY

160 ST

168 ST 176 ST

144 ST 152 ST

WHALLEY

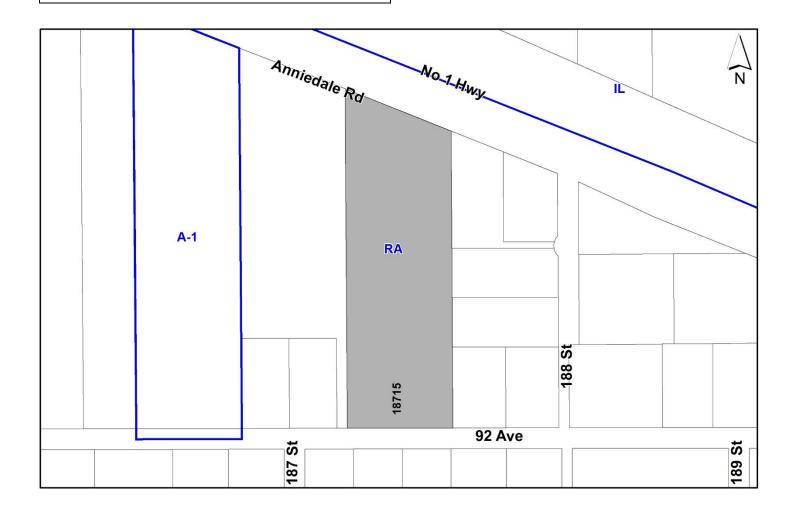
120 ST

NEWTON

128 ST 136 ST • Development Permit for Sensitive Ecosystems.

to allow for a Sensitive Ecosystem Development Permit associated with a temporary use permit to allow the storage of steel (including pipes, rebar and beams) as well as the parking of approximately 12 oversized trucks and trailers.

LOCATION:	18715 - 92 Avenue
ZONING:	RA
OCP DESIGNATION:	Mixed Employment
NCP DESIGNATION:	Industrial Business Park



# **RECOMMENDATION SUMMARY**

• Approval to draft Development Permit for Sensitive Ecosystems.

# DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- The proposal complies with the Development Permit requirements in the OCP for Sensitive Ecosystems (Streamside Areas).
- The proposed Sensitive Ecosystem Development Permit (SEDP) is a condition for, and is running in conjunction with, an in-stream industrial Temporary Use Permit on the subject lot.
- The project Qualified Environmental Professional (QEP) submitted a landscape plan to improve and safeguard the riparian ecosystem adjacent to the developable portion of the site with a vegetated buffer. The proposed additional trees to augment the buffer include 5 native tree species consisting of maples, firs, cedars, pines and gingko. The applicant is also proposing to retain 4 existing mature trees in the buffer area.
- The riparian area will be protected through the registration of a combined Restrictive Covenant/Right-of-Way against the property to ensure safeguarding and maintenance of the Protection Area in perpetuity.

#### RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council authorize staff to draft Development Permit No. 7923-0072-00 for Sensitive Ecosystems (Streamside Areas).
- 2. Council instruct staff to resolve the following issues prior to final approval:
  - (a) submission of a finalized Sensitive Ecosystem Development Plan to the satisfaction of City staff;
  - (b) registration of a combined Statutory Right-of-Way / Section 219 Restrictive Covenant over the designated Streamside Protection Area for both "No Build" and conveyance access; and
  - (c) completion of all conditions of approval identified in the original Planning Report for Temporary Use Permit Application No. 7923-0072-00 dated May 1, 2023.

Direction	Existing Use	OCP/NCP	Existing Zone
		Designation	
Subject Site	Recently cleared	Industrial Business	RA
	acreage	Park	
North (Across Highway No. 1):	Industrial	Industrial in OCP	IL
	buildings		
East:	Single family	Industrial Business	RA
	dwellings on	Park	
	acreages		
South (Across 92 Avenue):	Single family	Industrial Business	RA
	dwellings on	Park and	
	acreages	Landscape Buffer	
West:	Single family	Industrial Business	RA
	dwellings on	Park, Pond and	
	acreages	Pond Buffer	

# SITE CONTEXT & BACKGROUND

# Context & Background

• The 3.18-hectare subject site is located at 18715 - 92 Avenue in Anniedale-Tynehead. The property is zoned "One-Acre Residential Zone (RA)" and is designated "Industrial Business Park " in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP) and designated "Mixed Employment" in the Official Community Plan (OCP).

- Application No. 7923-0072-00 for a Temporary Use Permit (TUP) to allow the storage of steel (including pipes, rebar and beams), the parking of approximately 12 oversized trucks and trailers that exceed 5,000 kilograms (11,000 lbs.) G.V.W. mid-sized forklifts and the use of the existing house as an office and washroom facility for a period of three years, was presented to Council for introduction on May 1, 2023 and, after Public Notification, was supported by Council on May 15, 2023.
- One of the conditions of the TUP approval is a Sensitive Ecosystem Development Permit (SEDP) application to be submitted and the SEDP issued for the watercourse/ditch between the northern property line and Highway No. 1 (see Appendix I). Usually, a standalone SEDP would be issued by staff but as the SEDP is associated with an in-stream application, the SEDP requires Council Approval prior to issuance.

#### **DEVELOPMENT PROPOSAL**

#### Referrals

Engineering:	The Engineering Department has no objection to the SEDP.
Parks, Recreation & Culture:	No concerns.

# **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 an existing Class B (yellow-coded) watercourse which flows along the north property line. 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) watercourse requires a minimum streamside setback of 15 metres, as measured from the top of bank. The proposed setbacks (Appendix I) comply with the requirements outlined in the Zoning By-law. The previous Planning Report to Council on May 1, 2023 for the Temporary Use Permit erroneously identified this watercourse as a Class B Ditch that required a 7-metre setback.
- The riparian area will be protected through the registration of a combined Restrictive Covenant/Right-of-Way against the property to ensure safeguarding and maintenance of the Protection Area in perpetuity, in compliance with the OCP.
- A landscape plan to improve and safeguard the riparian ecosystem adjacent to the developable portion of the site with a vegetated buffer was submitted. The approximately 54 additional trees proposed to augment the buffer include 5 native tree species consisting of maple, firs, cedars, pines and gingko trees. The applicant is also proposing to retain 4 existing mature trees in the buffer area.

• An Ecosystem Development Plan, prepared by Chris Lee, *R.P. Bio.*, of Aquaterra Environmental Ltd. and dated August 2023 was reviewed by staff and found to be generally acceptable, with some modifications to content and format of the report still required. The finalized report and recommendations will be incorporated into the Development Permit.

# INFORMATION ATTACHED TO THIS REPORT

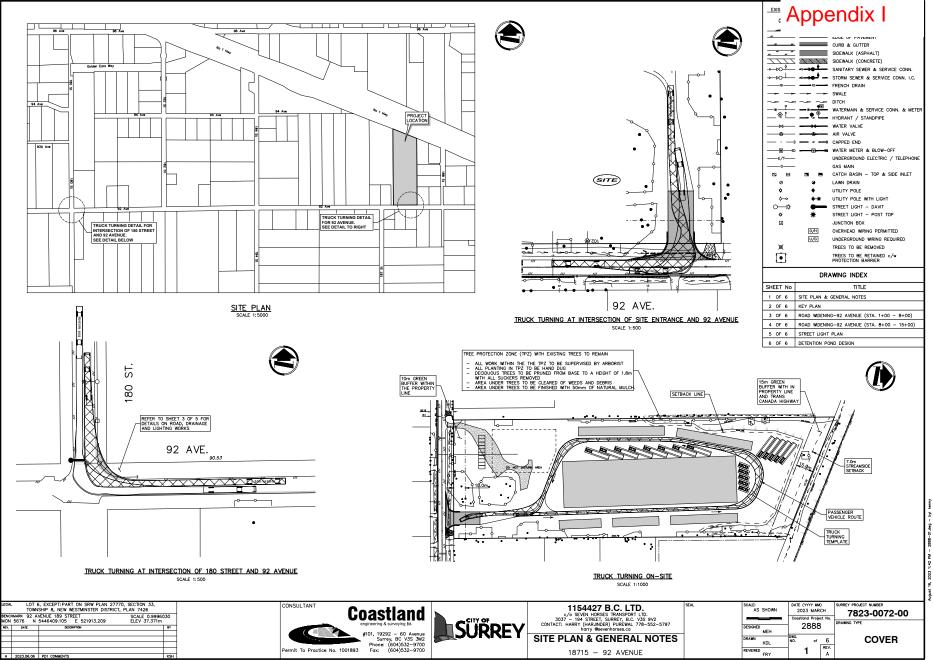
The following information is attached to this Report:

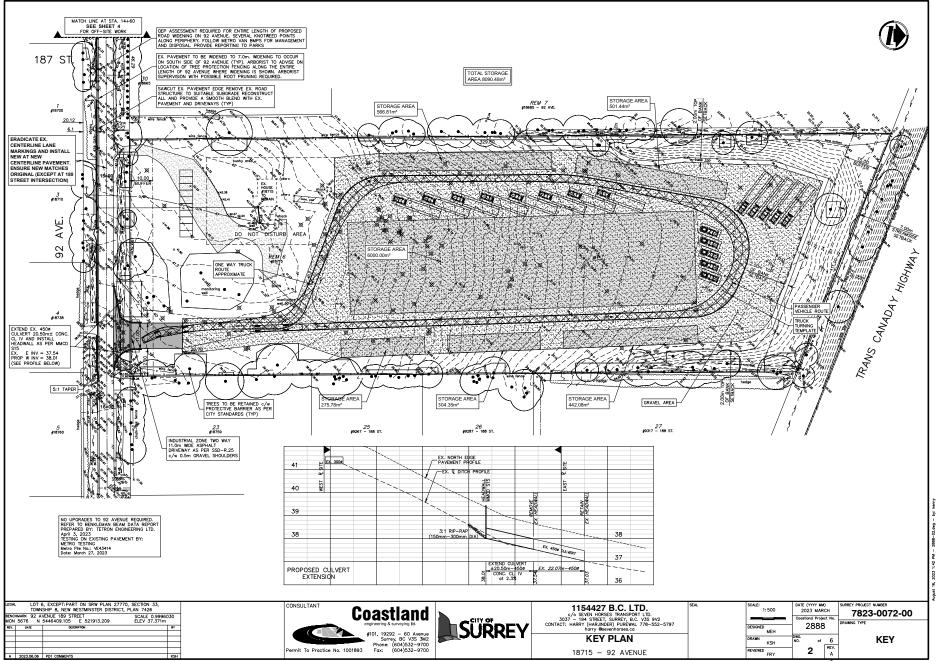
Appendix I.Site Plan, Landscape Plans and Tree Preservation SummaryAppendix II.Original Planning Report for Temporary Use Permit Application No. 7923-<br/>0072-00 dated May 1, 2023

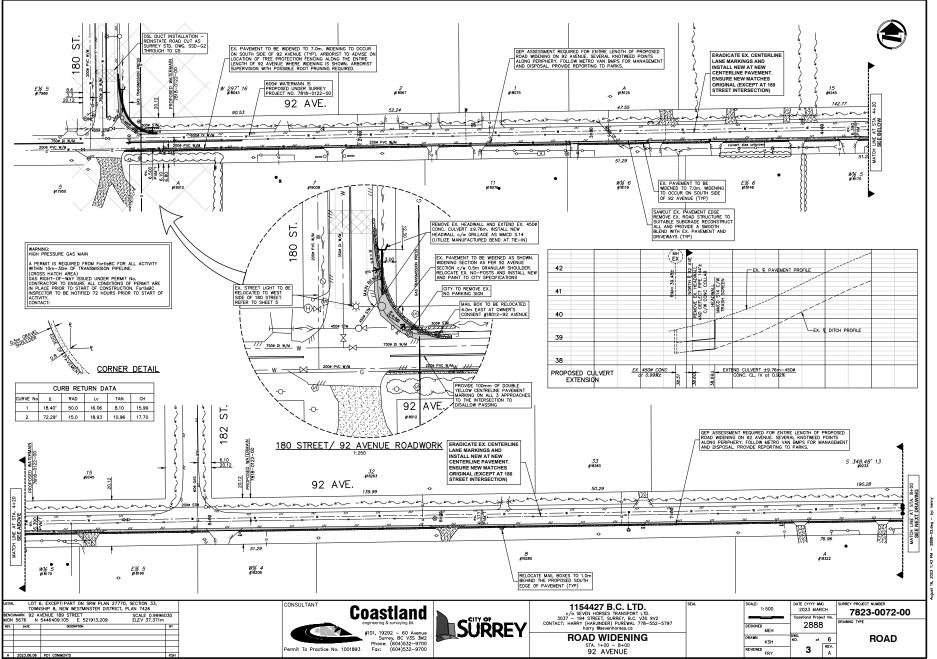
approved by Ron Gill

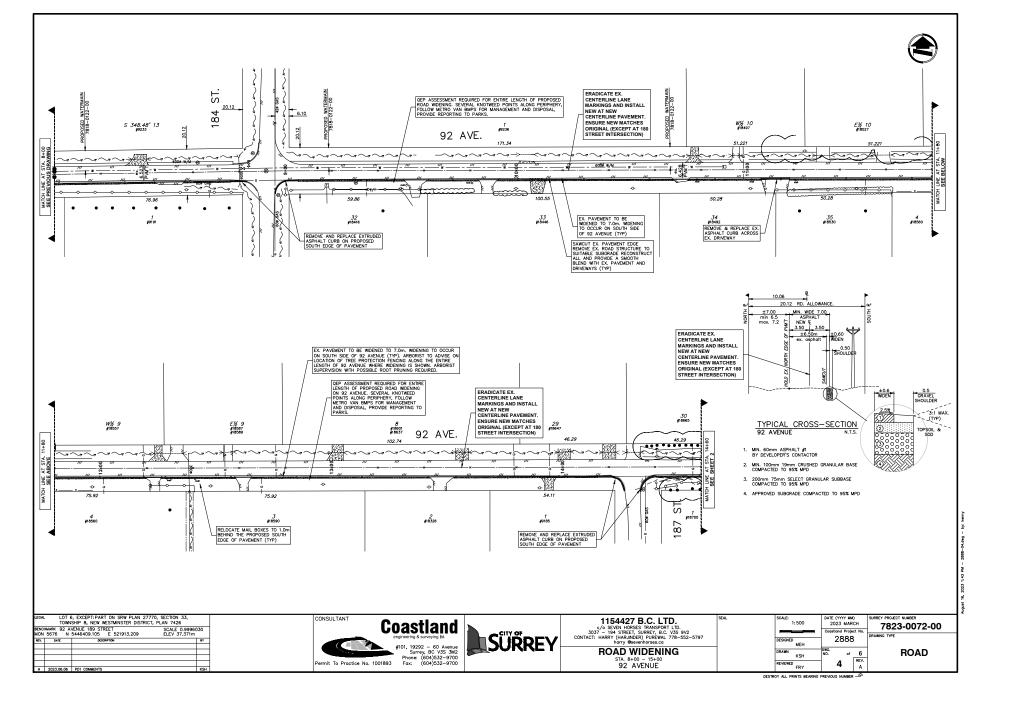
Don Luymes General Manager Planning and Development

JKS/ar

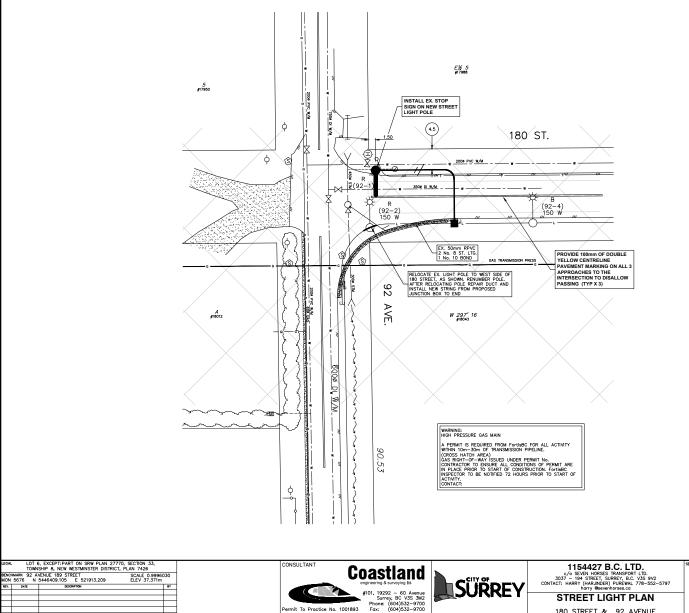












REV. DATE

DESCRIPTION

#### LEGEND

5)

- -C EXISTING 9.1m DAVIT POLE
- RELOCATED 9.1m DAVIT POLE 150W LED LUMINAIRE

\_#\_ 2-No.4 RW90 ALUMINIUM & 1-No.6 RW90 BOND IN 35mm R.P.V.C. CONDUIT (92-1) POLE NUMBER

- ÷ EXISTING B.C. HYDRO POWER POLE
- B.C. HYDRO SERVICE BOX (120/240V)
- JUNCTION BOX (TYPE 37-1 SECTION DEEP) C/W BONDED AND GALVANIZED STEEL LID
- L) EXISTING JUNCTION BOX

E-co-35mm R.P.V.C. CONDUIT ONLY (STUB OUT, CAP & MARK LOCATION)

- 53mm R.P.V.C. SERVICE CONDUIT
- LUMINAIRE ON RED PHASE CONDUCTOR
- R LUMINAIRE ON BLACK PHASE CONDUCTOR
- TRAFFIC SIGN LOCATION AND TYPE. THE SIGNS INDICATED ARE A GUIDE FOR CITY FORCES ONLY. THE CITY MAY REQUIRE ADDITIONAL SIGNS AS NECESSARY

#### CITY STANDARD STREET LIGHT NOTES

- THE CITY OF SURREY ORNAMENTAL STREET LIGHT STANDARDS AND SPECIFICATIONS TO APPLY. 1)
- 2) SEE B.C. HYDRO REGULATIONS FOR SERVICE CONNECTION DETAILS.
- DEVELOPER TO ARRANGE FOR EXACT SERVICE LOCATION(S) WITH B.C. HYDRO PRIOR TO COMMENCING CONSTRUCTION. 3)
- ALL POLES TO BE HOT DIP GALVANIZED AND POWDER COATED WITH TIGER BRAND 4) COLOUR RAL 7040 GREY TO BE SHOP APPLIED IN ACCORDANCE WITH MANUFACTURER'S RECOMMENDATIONS.
- IT IS THE RESPONSIBILITY OF THE DEVELOPER TO CONFIRM THE ADEQUACY OF THE EXISTING STREET LIGHT SERVICE, SERVICE BASE, CONDUIT AND CONDUCTORS AND MAKE ALL NECESSARY REPAIRS TO ADEQUATELY COMPLETE ALL CONNECTIONS INTO THE EXISTING STREET LIGHT SYSTEM.

THE DEVELOPER IS TO INSTALL POLE IDENTIFICATION NUMBERS AS PER SURREY STANDARDS AS SHOWN ON THE DRAWINGS.

- 6) DEVELOPER SHALL OBTAIN ALL PERMITS AND LICENSES PRIOR TO CONSTRUCTION.
- DEVELOPER TO ENSURE THAT ALL STREET LIGHT POLES ARE A MINIMUM 3.0m 7) CLEAR OF ALL HYDRO POLES AND OVERHEAD PRIMARY WIRES AND 1.0m CLEAR OF ALL OVERHEAD SECONDARY WIRES PRIOR TO INSTALLING BASES.
- 8) ALL STREET LIGHTS ARE TO BE MINIMUM 1.0m CLEAR OF ALL DRIVEWAYS.
- 9) A TRON HEB AA WATER RESISTANT FUSE HOLDER, c/w A 10A BUSS KTK FUSE AND 2 L'TYPE INSULATING BOOT SHALL BE INSTALLED IN EACH LUMINAIRE LIVE CONDUCTOR IN THE HANDHOLE.
- CONDUCTORS INSIDE STREET LIGHT POLES SHALL BE: NO.12 RW90 X-LINK (cu) NO.12 RW90 BOND (cu)

CALE:

DESIGNED

DAWN

REVIEWED

180 STREET & 92 AVENUE

1:250

MEH

KSH

FRY

- 11) ALL STREET LIGHTING FEEDER CONDUCTORS SHALL BE STRANDED 3 CONDUCTOR (3C) ALUMINIUM (AL) C/W INSULATED BOND, UNLESS NOTED OTHERWISE SURREY SPECIFICATIONS WITH CITY OF SURREY MARKING (ALCAN NUAL FEEDERPLEX HS RW90 OR SOUTHWIRE ALUMINIUM SWIPULL RW90 QUADRUPLEX OR CITY OF SURREY APPROVED EQUIVALENT). SIZE OF CONDUCTORS AS NOTED.
- 12) ALL CONNECTIONS ARE TO BE COMPLETED WITH H-TAP COMPRESSION TYPE CONNECTIONS RATED FOR USE WITH ALUMINIUM TO COPPER COMPRECTIONS (BLACKBURN WR 159 FOR #6 AWG COPPER TO #4 AWG ALUMINIUM AND WR9 FOR #4 AWG ALUMINIUM TO #12 AWG COPPER OR APPROVED EQUAL). CONNECTIONS SHALL BE COMPLETED WITH A BLACKBURN 00581 MANUAL COMPRESSION TOOL WITH "0" DIE OR APPROVED EQUIVALENT, WRAP CONDUCTORS AND SPLICES WITH SELF FUSING RUBBERIZED TAPE (NOT PVC APE) AND COMPLETELY COVER RUBBERIZED TAPE WITH PVC TAPE. ALL CONNECTIONS ARE TO HAVE "PENETROX" ELECTRICAL JOINT COMPOUND.
- 13) ALL COBRA HEAD LUMINAIRES SHALL BE: LED ROADWAY LTD. (LRL) NXT SERIES 24S-350mA-3000K (28W) C/W IES TYPE ZES DISTRIBUTION AND RAL 7040 (NXT-24S-0-7-ZES-3-GY-3-UL-S-SH C/W SHORTING CAP.

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2023 MARCH

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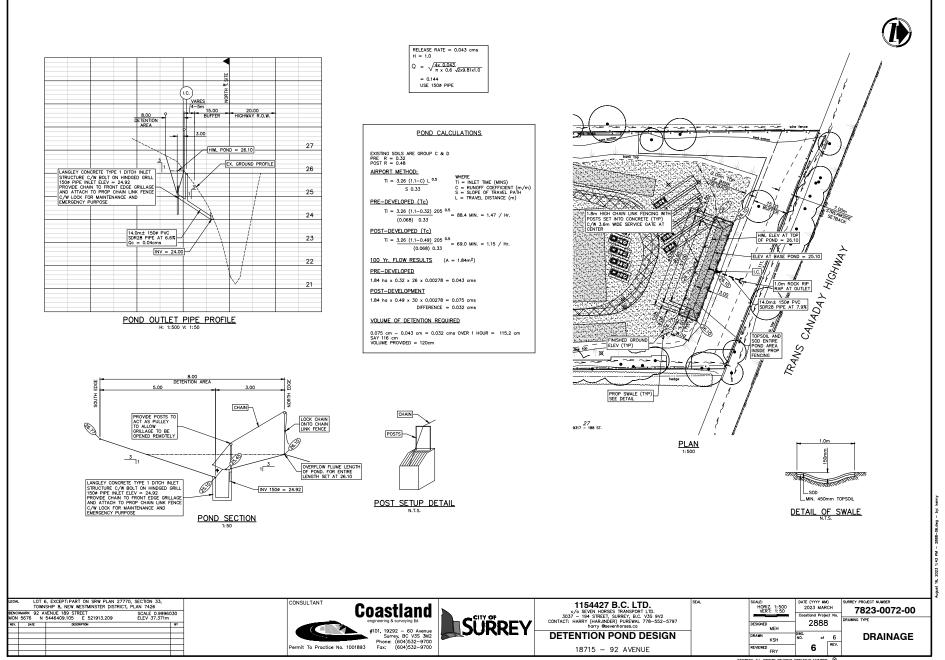
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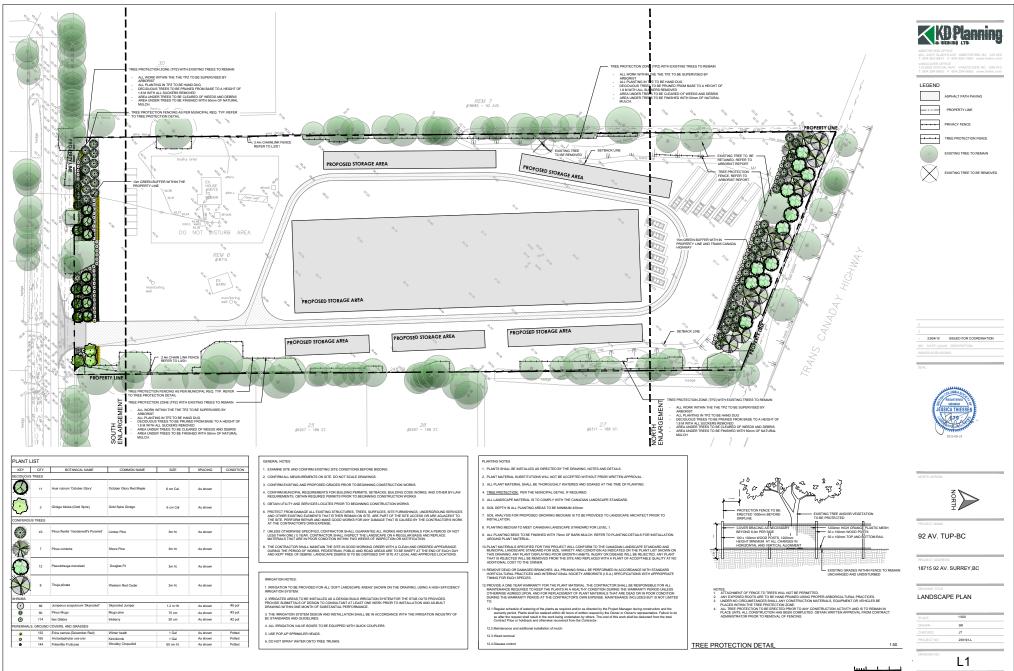
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7823-0072-00

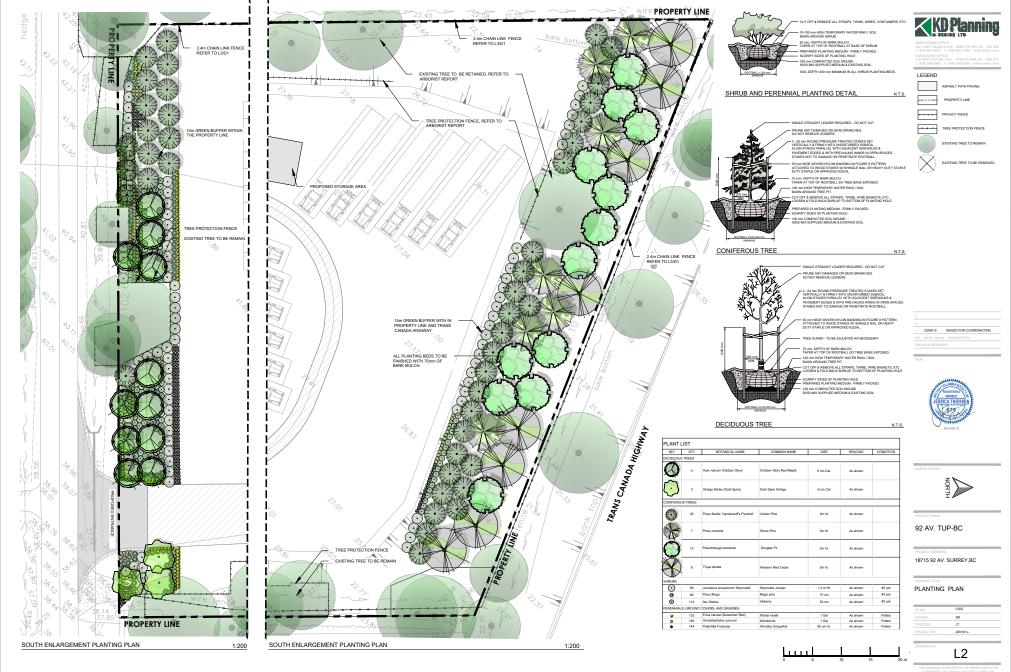
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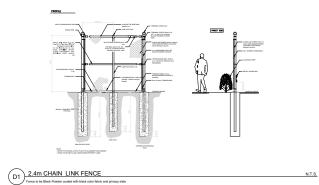


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PROJECT NAME

92 AV. TUP-BC

PROJECT ADDRESS: 18715 92 AV. SURREY, BC

DRAWING TITLE DETAILS

SCALE:	AS NOTED	
DRAWN:	SR	
CHECKED:	π	
PROJECT NO:	230191-L	

L3

#### Summary of Tree Preservation by Tree Species:

Tree Species		Existing		Remove	Retain		
Alder and Cottonwood Trees							
Alder		47		33	14		
Cottonwood		42		34	8		
·	(excludir	Deciduous Trees ng Alder and Cottonwood Trees	5)				
Bigleaf Maple		1		0	1		
Apple		2		2	0		
Cherry Tree		1		1	0		
Holly		1		1	0		
		Coniferous Trees			I		
Western Red Cedar		15		7	8		
Douglas Fir	1		1	0			
Western Hemlock		1		0	1		
Spruce		1		1	0		
<b>Total</b> (excluding Alder and Cottonwood Trees)	23		13	10			
Additional [Estimated] Trees in the proposed [Open Space / Riparian Area] -planner/arborist to choose]				-	-		
Total Replacement Trees Propo Boulevard Street Trees)	osed (excluding		-				
Total Retained and Replaceme	nt Trees		-				
Contribution to the Green City	Program		-				

# **Tree Preservation Summary**

**Surrey Project No:** 

Address: 18715 92 Avenue, Surrey

Registered Arborist: Woodridge Tree Consulting Arborists Ltd., Adrian Szabunio PR 5079A

On-Site Trees	Number of Trees	Off-Site Trees	Number of Trees
Protected Trees Identified *	112	Protected Trees Identified	79
Protected Trees to be Removed	80	Protected Trees to be Removed	2
Protected Trees to be Retained (excluding trees within proposed open space or riparian areas)	32	Protected Trees to be Retained	77
Total Replacement Trees Required:		Total Replacement Trees Required:	
<ul> <li>Alder &amp; Cottonwoods to be removed (1:1) 67 X one (1) = 67</li> <li>All other species to be removed (2:1) 13 X two (2) = 26</li> </ul>	93	<ul> <li>Alder &amp; Cottonwoods to be removed (1:1)</li> <li>2 X one (1) = 2</li> <li>All other species to be removed (2:1)</li> <li>0 X two (2) = 0</li> </ul>	2
Replacement Trees Proposed	0	Replacement Trees Proposed	0
Replacement Trees in Deficit	93	Replacement Trees in Deficit	2
Protected Trees to be Retained in Proposed Open Space or Riparian Areas	-		·

\*on-site and shared trees, including trees within boulevards and proposed streets and lanes, but excluding trees in proposed open space or riparian areas

Summary, report and plan prepared and submitted by:

Terry Thrale

(Signature of Arborist)

August 15, 2023

Date

# Limitations and Assumptions

- This report was prepared for and on behalf of the client and it is intended solely for their use. Woodridge Tree Consulting Arborists Ltd. shall not accept any liability derived from the partial, unintended, unauthorized or improper use of this report.
- This report is restricted to the subject trees as detailed in the report. No other trees were inspected or assessed as part of the work related to the preparation of this report.
- The accuracy and ownership of the locations of trees, property lines and other site features were not verified by Woodridge Tree. Third party information to the consultant may have been relied upon in the formation of the opinion of the consultant in the preparation of this report, and that information is assumed to be true and correct.
- The use of maps, sketches, photographs and diagrams are intended only as a reference for the readers use in understanding the contents and findings of this report, and are not intended as a representation of fact.
- Approvals from a municipal or senior government agency may be required in relation to certain recommendations and treatments provided in this report. The owner is responsible to make application for, pay related fees and meet all requirements and conditions for the issuance of such permits, approvals or authorizations.

I certify to the best of my knowledge or belief that:

- staff from this firm have performed site inspections on the dates as stated herein.
- the findings are based on information known to the consultant at that time.
- the statements of fact determined by the consultant are true and correct.

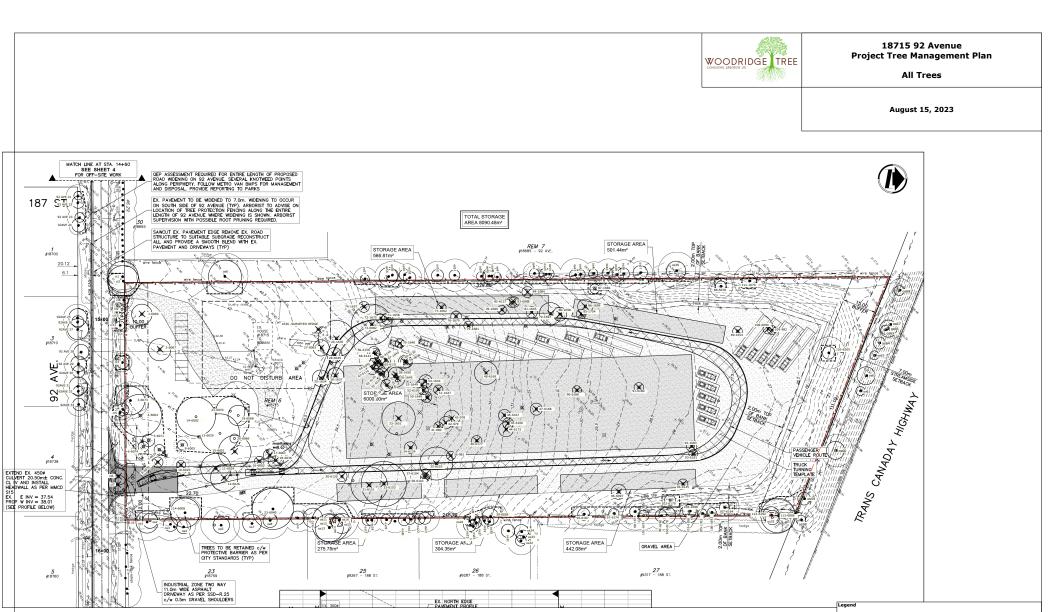
If there are questions regarding the contents of this report please contact our office.

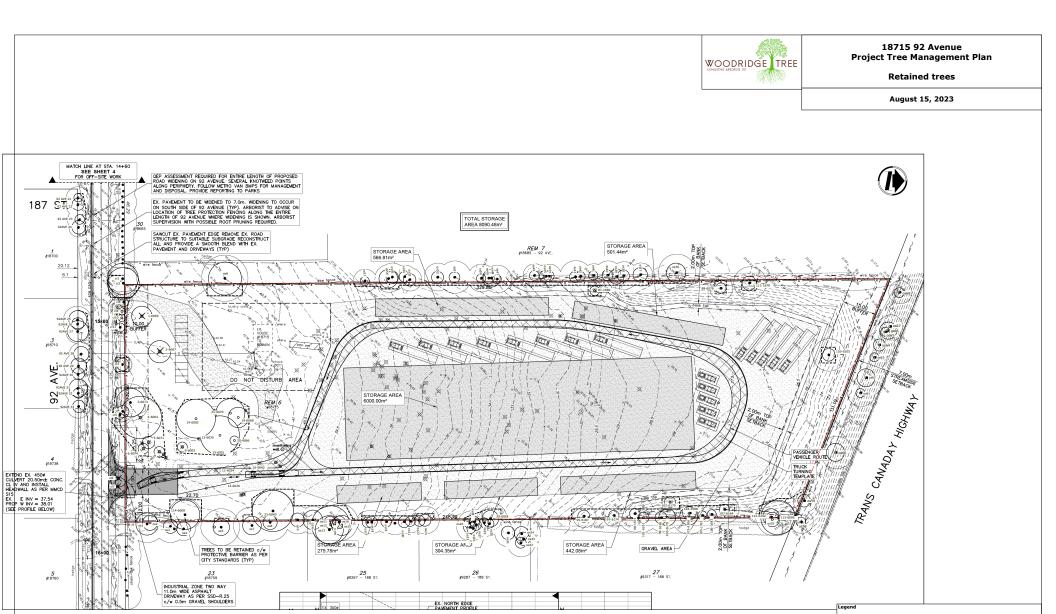
adian Szabrino

Adrian Szabunio Diploma in Civil Engineering Technology ISA Certified Arborist ISA Tree Risk Assessment Qualified PR 5079A adrian@woodridgetree.com

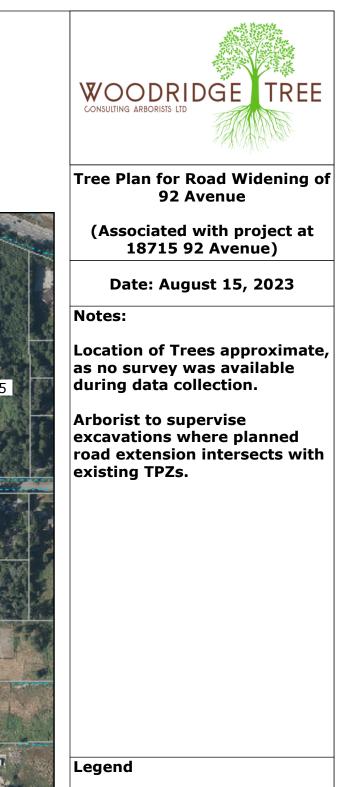
Terry Thrale

Terry Thrale ISA Certified Arborist and Tree Risk Assessor PN 6766A Woodridge Tree Consulting Arborists Ltd terry@woodridgetree.com









• = Tree Location

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x = remove tree

tree barrier

1:2000

# Appendix II

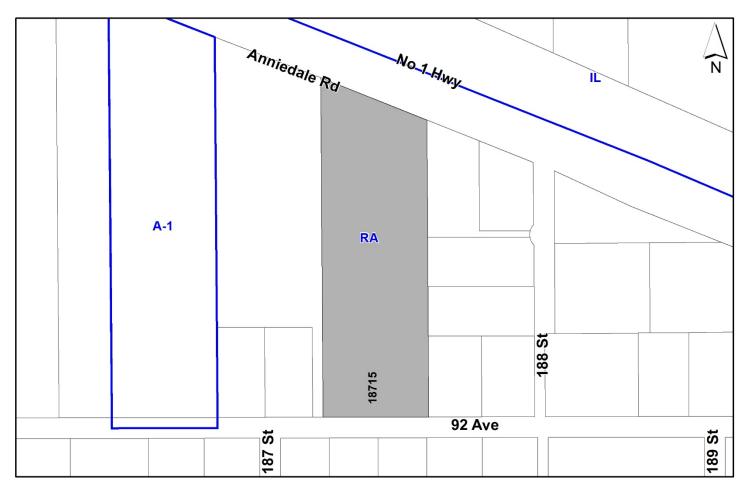


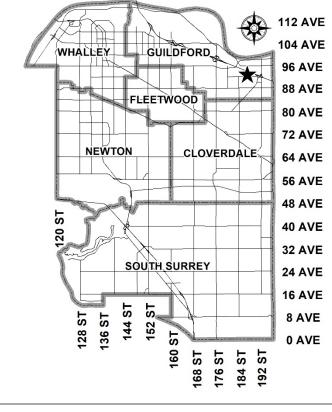
#### PROPOSAL:

# • Temporary Use Permit

to permit the storage of steel (including pipes, rebar and beams) as well as the parking of approximately 12 oversized trucks and trailers for a period not to exceed three years.

LOCATION:	18715 - 92 Avenue
ZONING:	RA
<b>OCP DESIGNATION:</b>	Mixed Employment
NCP DESIGNATION:	Industrial Business Park





# **RECOMMENDATION SUMMARY**

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

# DEVIATION FROM PLANS, POLICIES OR REGULATIONS

- The applicant is proposing to temporarily use the subject site for truck parking and outside storage of steel (including pipes, rebar and beams).
- The proposed truck parking and outdoor storage uses are not permitted in the RA Zone.

#### **RATIONALE OF RECOMMENDATION**

- The proposal complies with the Mixed Employment designation in the Official Community Plan (OCP).
- The proposed temporary truck parking and outside storage facility will allow an authorized, interim use of the land until it is economically viable for redevelopment.
- The applicant has committed to completing all required road pavement widening and upgrades along 92 Avenue to 180 Street (approximately 1.5 km) to provide truck access (7.0 metres pavement) as a condition of TUP issuance.
- The proposal will assist in providing much-needed truck parking and outdoor storage in the City.
- The site has existing intermittent tree buffers along the north (Highway 1) and south (92 Avenue) sides, which the applicant proposes to supplement with additional tree planting and fencing to screen the use from these major roads.

#### RECOMMENDATION

The Planning & Development Department recommends that:

- 1. Council approve Temporary Use Permit No. 7923-0072-00 (Appendix V) to proceed to Public Notification.
- 2. 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) completion of required road pavement widening and upgrades along 92 Avenue, from the subject site to 180 Street to provide truck access (7.0 metres pavement);
  - (c) registration of a Section 219 Restrictive Covenant to restrict access from 92 Avenue to left-in and right-out;
  - (d) submission of a finalized landscaping and fencing plan and landscaping and fencing cost estimate to the specifications and satisfaction of the Planning and Development Department;
  - (e) submission of a finalized tree survey and a statement regarding tree preservation to the satisfaction of the City Landscape Architect;
  - (f) installation and subsequent inspection and approval of all required landscape screening and fencing works along all sides of the property, to the satisfaction of the General Manager, Planning & Development;
  - (g) submission of financial securities to ensure that landscaping and fencing is maintained over the course of the Temporary Use Permit, to the satisfaction of the General Manager, Planning & Development;
  - (h) Input from the Ministry of Transportation & Infrastructure;
  - (i) The applicant pay remaining fines and complete all necessary permitting/processes associated with the previous unauthorized tree removal and damage on the site;
  - (j) the applicant to undertake the necessary work and obtain permits, as required, for the proposed use of the residential building on the site for office space and washroom facility purposes;
  - (k) a Sensitive Ecosystem Development Permit (SEDP) application to be submitted and subsequently issued for the watercourse along the northern property line; and
  - (l) a fire safety plan will need to address access, storage, any buildings on site (with fire protection details) and any hazards and ensure that site meets the BC Building Code for access and signage.

# SITE CONTEXT & BACKGROUND

Direction	Existing Use	NCP Designation	Existing Zone
Subject Site	Recently cleared acreage.	Industrial Business Park	RA
North (Across Highway No. 1):	Industrial buildings.	Industrial in OCP	IL
East:	Single family dwellings on acreages.	Industrial Business Park	RA
South (Across 92 Avenue):	Single family dwellings on acreages.	Industrial Business Park and Landscape Buffer	RA
West:	Single family dwellings on acreages.	Industrial Business Park, Pond and Pond Buffer	RA

# **Context & Background**

- The 3.18-hectare subject site is located at 18715 92 Avenue in Anniedale-Tynehead. The property is zoned "One-Acre Residential Zone (RA)" and is designated "Industrial Business Park " in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP) and designated "Mixed Employment" in the Official Community Plan (OCP).
- The property was recently well treed with an older single family home. The applicant recently cleared the site of most of the trees, which included some by-law sized trees and has paid applicable fines for the unauthorized tree removal. Other mature trees were also damaged, and additional fines will be payable pending clarification from the applicant's arborist on the extent of the damage. The applicant has also applied for an Erosion and Sediment Control (ESC) Permit to address land disturbance.
- The Planning & Development Department has received various proposals and inquiries for temporary truck parking and outdoor storage over the past few years in this area of Anniedale-Tynehead. Most of these proposals and inquiries have not been supported as the existing road network is not conducive to truck traffic and the upgrade costs were seen as prohibitive for a temporary use proposal.
- The subject proposal includes a commitment and requirement to undertake the necessary road improvements to accommodate truck traffic as a condition of TUP issuance.

# **DEVELOPMENT PROPOSAL**

# Planning Considerations

• The applicant has applied for a Temporary Use Permit (TUP) to allow the storage of steel (including pipes, rebar and beams), the parking of approximately 12 oversized trucks and

trailers that exceed 5,000 kilograms (11,000 lbs.) G.V.W. mid-sized forklifts and the use of the existing house as an office and washroom facility for a period of three years.

- The proposed 3-year TUP will be valid from the date of approval. A TUP can be extended only once for a further maximum 3-year period subject to Council approval. The applicant is aware of this timeline and has indicated that their plan is to redevelop the property in accordance with the Anniedale-Tynehead NCP.
- The applicant has provided a site and landscape plan for the proposed steel storage and truck parking that includes the following:
  - o parking spaces for approximately 12 oversized trucks and trailers;
  - the applicant proposes a 11-metre wide drive aisle located at the southeast corner of the site onto 92 Avenue;
  - the applicant proposes to retain the existing home in the southwest corner of the site as an office space and washroom facilities for the proposed temporary use;
  - landscape screening and fencing is proposed to complement existing trees around the perimeter of the site;
  - a 15-metre landscape buffer proposed along Highway No. 1 and a 10-metre landscape buffer along 92 Avenue; and
  - passenger vehicle parking for approximately 20 vehicles in the southeast corner of the site which will be fenced off from the truck parking portion of the site.
- Truck access will be from 92 Avenue along the eastern property line. As noted above, the applicant is required to complete required road pavement widening and upgrades along 92 Avenue from 180 Street to provide truck access (7.0 metres pavement) for approximately 1,500 metres of road works. The applicant is proposing that on average 5 trucks will access the site each day (Monday to Friday) between 8:00 AM and 5:00 PM. Mid-sized forklifts will be used on site to load the trucks.
- The applicant is proposing a passenger/staff vehicle parking area for approximately 20 vehicles.
- The subject site had substantial tree coverage which was recently cleared. The applicant proposes to retain approximately 96 of the remaining on-site and off-site trees along the property lines.
- The applicant is proposing to erect an 8 ft. tall black powder coated chain link with privacy slats around the perimeter of the site to screen the use from existing residential properties and roads.
- The applicant has committed to continue to work with staff on the proposed landscaping and fencing details to ensure appropriate buffering as a condition of TUP issuance (should Council support the proposed temporary use). The landscaping and fencing will be required to be installed and inspected prior to TUP issuance and securities would be collected to ensure the landscaping and fencing is maintained over the course of the TUP.
- The proposed temporary steel storage and truck parking use will allow for the interim use of the land until it is economically viable for redevelopment.

#### Application No.: 7923-0072-00

• The proposed temporary truck parking and outside storage use will assist in providing muchneeded authorized outside storage and truck parking spaces in the City.

#### Referrals

Engineering:	The Engineering Department has no objection to the project subject to the completion of Engineering servicing requirements as outlined in Appendix II.
Fire:	A fire safety plan will need to address access, storage, any buildings on site (with fire protection details) and any hazards and ensure that site meets the BC Building Code for access and signage
Parks, Recreation & Culture:	No trees or vegetation are to be removed from road right-of-way without pre-approval by Parks.
Ministry of Transportation & Infrastructure (MOTI):	Comments from MOTI are pending and will need to be addressed as a condition of TUP issuance.

# **Transportation Considerations**

- As a condition of the TUP and Servicing Agreement, the road network must be upgraded to acceptable standards to access 180 Street from 92 Avenue. The work is expected to be carried out by the subject application.
- The 92 Avenue entrance will be designed so trucks will not be able to turn left (to prevent driving east) out of the site. A left-in and right-out restrictive covenant will be registered on title.
- Truck access will be from 92 Avenue along the eastern property line. The applicant is required to complete required road pavement widening and upgrades along 92 Avenue from 180 Street to provide truck access (7.0 metres pavement) for approximately 1,500 metres of road works. The applicant states that on average 5 trucks will access the site each day (Monday to Friday) between 8:00 AM and 5:00 PM. Mid-sized forklifts will be used on site to load the trucks.

# **Natural Area Considerations**

- A Class B (yellow-coded) ditch is located along the northern property line along Highway No.
   1. The ditch is considered a stream under the provincial Riparian Areas Protection Regulations (RAPR).
- An assessment of the ditch was also provided to the Ministry of Forests, Lands, Natural Resource Operations & Rural Development Contacts (FLNRORD) who are still reviewing the assessment.
- In accordance with Part 7A Streamside Protection setbacks of the Zoning By-law, a Class B (yellow-coded) watercourse requires a minimum streamside setback of 7 metres, as measured

from the top of bank. The proposed setback complies with the requirements outlined in the Zoning By-law.

- The subject property falls within the Sensitive Ecosystems Development Permit Area (DPA) for Streamside Areas in the OCP, given the location of the existing Class B (yellow-coded) watercourse which flows within the ditch to the south of the site. The Sensitive Ecosystems (Streamside Areas) Development Permit is required to protect aquatic and terrestrial ecosystems associated with streams from the impacts of development.
- The Ecosystem Development Plan is a condition of the issuance of the Temporary Use Permit. The finalized report and recommendations will be considered by Council in a subsequent report as part of a separate Development Permit for a Sensitive Ecosystems application.

# POLICY & BY-LAW CONSIDERATIONS

#### Official Community Plan

#### Land Use Designation

• The subject site is designated as "Mixed Employment" in the OCP. The proposed interim use complies with the OCP designation, which accommodates light industrial uses.

#### **Secondary Plans**

#### Land Use Designation

- The subject site is designated "Industrial Business Park" in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP). The Industrial Business Park designation is intended for manufacturing, processing, warehousing, and distribution of goods in conjunction with Lowrise office and professional office park development.
- The proposed temporary use is considered to be supportable as it will allow an authorized, interim use of the land until it is economically viable for redevelopment in accordance with the Anniedale-Tynehead NCP.
- In addition, the temporary use will assist in providing much-needed authorized truck parking spaces and outdoor storage in the City.

#### **PUBLIC ENGAGEMENT**

- Pre-notification letters were sent on March 15, 2023, and the Development Proposal Signs were installed on March 20, 2023. Staff received four responses from neighbours opposed (*staff comments in italics*) as well as one letter in support:
  - The area is rural and suburban and not suitable for trucks to wind through the neighbourhood. The portion of 92 Avenue fronting the site and to the east is too narrow for trucks to operate safely.

(The applicant is proposing to upgrade roads to a minimum of 7 metres of pavement from the subject site to the intersection of 92 Avenue and 180 Street to support truck access and turning movements.)

• Concerns with truck accessing Harvie Road/192 Street to the east.

(The entrance will be designed so trucks will not be able to turn left, to prevent driving east out of the site. A left-in and right-out restrictive covenant will be registered on title. )

• Increase air, ground water and noise pollution. The area is reliant on well water and there are concerns with contamination to the water.

(Truck repairs and oil changes will not be allowed on the subject site as a condition of the TUP. Staff acknowledge that there will be an increase in noise and air pollution from truck traffic.)

• Proposed truck park is incompatible with the existing single family dwellings.

(The proposed temporary truck parking facility will allow an authorized, interim use of the land until it is economically viable for redevelopment in accordance with the Industrial Business Park designation in the Anniedale-Tynehead NCP.)

• The subject site was illegally clearcut by the applicant.

(The applicant has been working with the Trees and Landscaping Department as well as the Drainage Department to remedy the tree cutting and land clearing and has paid fines as well as applied for the necessary permits to remediate the site. Other mature trees were also damaged, and additional fines will be payable pending clarification from the applicant's arborist on the extent of the damage.)

• Concerns that the 3-year temporary use will be permanent and increased crime in the neighbourhood because of the use.

(If the proposed TUP is approved, the applicant will be able to apply for a 3-year extension for a total of 6 years. After the 6 years, the applicant will be required to discontinue the temporary use.)

• Concerns with compliance to the Anniedale-Tynehead NCP

(The subject site is designated "Industrial Business Park" in the Anniedale-Tynehead Neighbourhood Concept Plan (NCP). The Industrial Business Park designation is intended for manufacturing, processing, warehousing, and distribution of goods in conjunction with low-rise office and professional office park development.

The proposed outdoor storage use will allow for interim use of the land until it is economically viable for redevelopment in accordance with the Anniedale-Tynehead NCP.)

• A representative of the site was being aggressive to neighbouring residents.

(Staff have apprised the applicant of this concern.)

#### TREES

• Terry Thrale, ISA Certified Arborist of Woodridge Tree consulting Arborists Ltd prepared an Arborist Assessment for the subject property. The table below provides a summary of the tree retention and removal by tree species:

Tree Species		isting	Remove	Retain
Alde	r and Co	ttonwood	ſrees	
Alder		47	37	10
Cottonwood		42	38	4
(excluding		i <b>ous Trees</b> nd Cottonwo	ood Trees)	
Big leaf maple		1	0	1
Apple		2	2	0
Cherry Tree		1	1	0
Holly		1	1	0
	rous Trees			
Western Red Cedar		15	11	4
Douglas Fir	1		1	0
Western Hemlock	1		1	0
Spruce		1	1	0
<b>Total</b> (excluding Alder and Cottonwood Trees)		23	18	5
Total Replacement Trees Proposed	1			
(excluding Boulevard Street Trees)			84	
Total Retained and Replacement T	rees	rees 103		
Contribution to the Green City Pro	gram	n \$14,850		

# Table 1: Summary of Tree Preservation by Tree Species:

- The applicant recently cleared the site of most of the trees, which included some by-law sized trees and has paid applicable fines for the unauthorized tree removal. Other mature trees were damaged, and additional fines will be payable pending clarification from the applicant's arborist on the extent of the damage.
- The Arborist Assessment states that there are a total of 23 mature trees remaining on the site, excluding Alder and Cottonwood trees. 89 existing remaining trees, approximately 79% of the total trees on the site, are Alder and Cottonwood trees. It was determined that 19 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.
- The applicant is also proposing to retain 77 of 79 off-site trees which are located along all the property lines and include MOTI and City trees. The 2 off-site trees proposed for removal are City trees along 92 Avenue which are within the driveway.

- For those remaining 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 11 replacement trees on the site. Since only 84 replacement trees can be accommodated on the site, the deficit of 27 replacement trees will require a cash-in-lieu payment of \$14,850, representing \$550 per tree (for applications received 2021 and later), to the Green City Program, in accordance with the City's Tree Protection By-law.
- The new trees planted within the 15 metre north and 10 metre south buffers on the site will consist of a variety of trees including Red Maple, Ginkgo, Pine, Fir and Cedar.
- In summary, a total of 103 trees are proposed to be retained or replaced on the site with a contribution of \$14,850 to the Green City Program.

# INFORMATION ATTACHED TO THIS REPORT

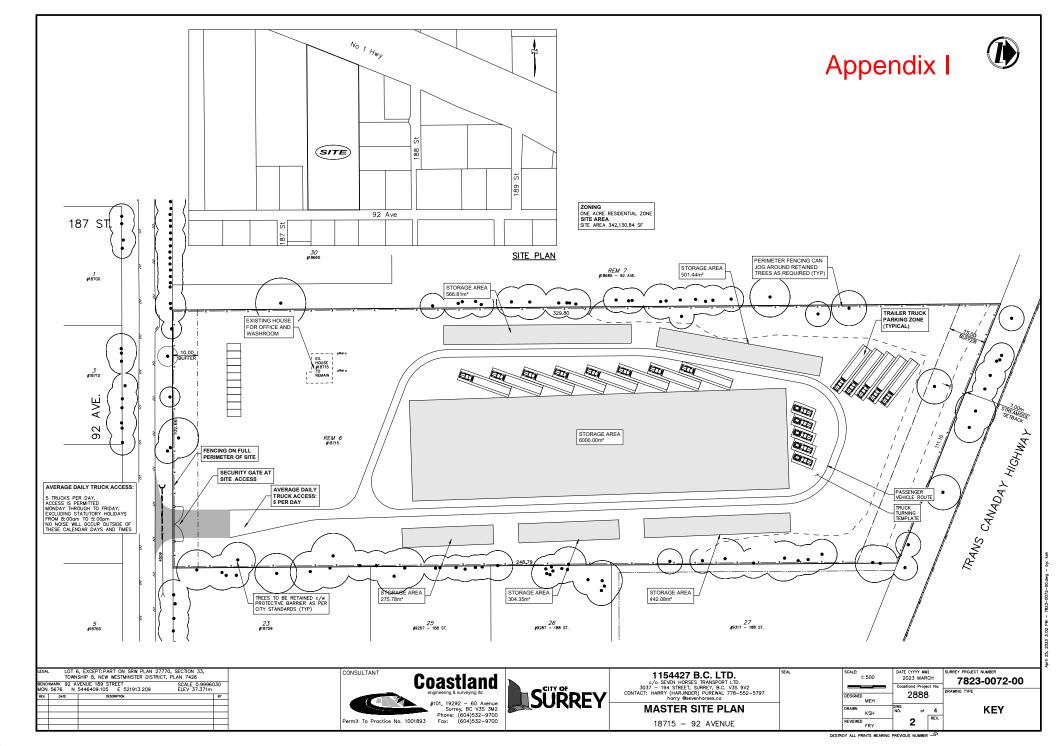
The following information is attached to this Report:

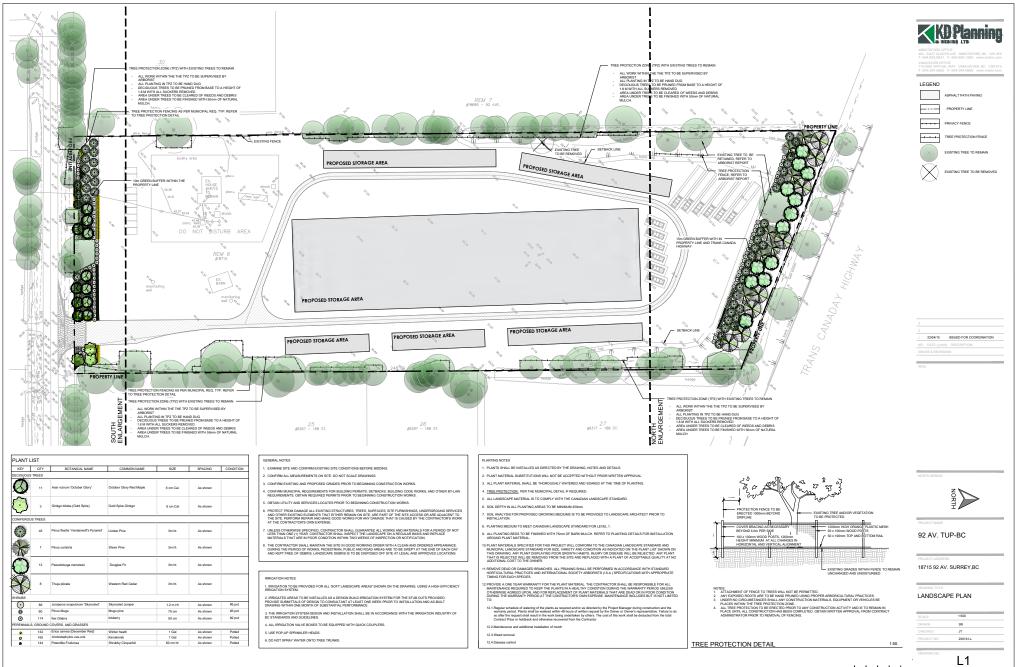
- Appendix I. Proposed Temporary Use Permit Layout, Site Plan and Landscape Plans
- Appendix II. Engineering Summary
- Appendix III. Summary of Tree Survey and Tree Preservation
- Appendix IV. NCP Plan
- Appendix V. Temporary Use Permit No. 7923-0072-00

approved by Ron Gill

Don Luymes General Manager Planning and Development

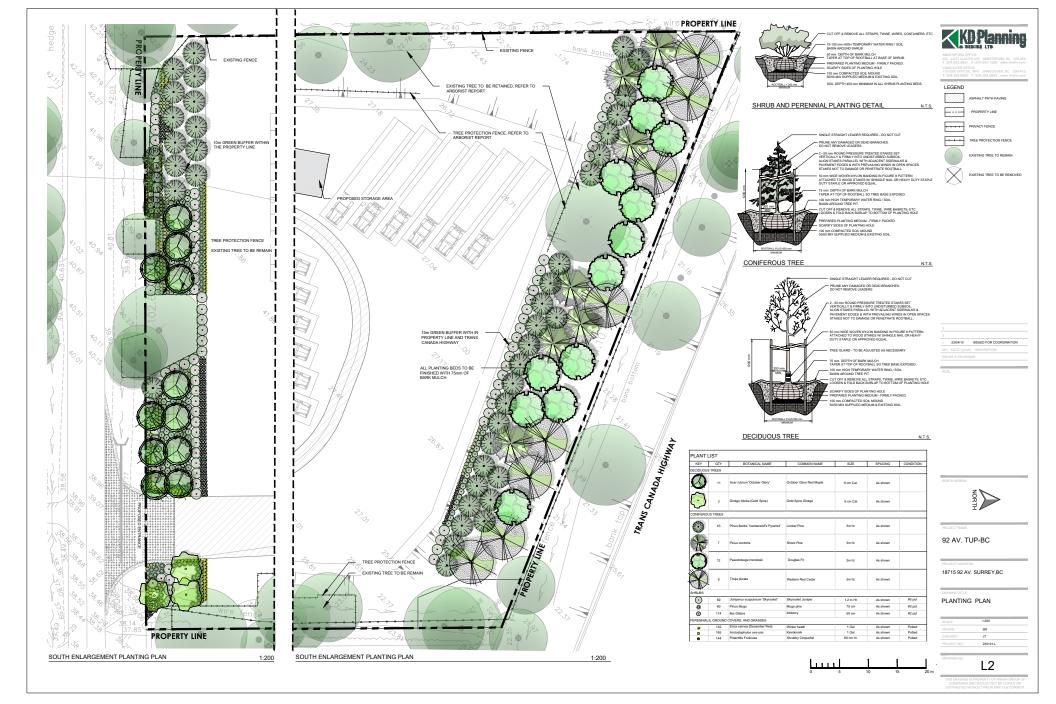
JKS/ar





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Appendix II



INTER-OFFICE MEMO

TO:	Manager, Area Planning & Develo - North Surrey Division Planning and Development Depa	•	
FROM:	Development Services Manager, I	Engineering Depa	artment
DATE:	April 06, 2023	PROJECT FILE:	7823-0072-00
RE:	Engineering Requirements Location: 18715 92 Ave		

# **TEMPORARY USE PERMIT**

The following are to be addressed as a condition of issuance of the Temporary Use Permit:

- Confirm road width and integrity from the site to the intersection of 96 Avenue and 180 Street to support truck turning movements, and provide improvements as required.
- Construct storm infrastructure upgrades to adequately capture increased road runoff.
- Secure applicable provincial and federal approvals for all impacted streams, as required.
- Construct a new metered water service connection, if required.
- Construct on-site stormwater mitigation features to meet pre-development conditions up to the 100-year storm event; appropriate geotechnical infiltration testing is required to verify infiltration capacity to support mitigation features.
- Construct on-site water quality treatment features.
- Register restrictive covenant(s) for the on-site stormwater mitigation and water quality.

A Servicing Agreement is required prior to issuance of the Temporary Use Permit.

Jeffy lag

Jeff Pang, P.Eng. Development Services Manager

# Appendix III

#### Summary of Tree Preservation by Tree Species:

Tree Species		Existing		Remove	Retain		
Alder and Cottonwood Trees							
Alder		48		38	10		
Cottonwood		43		39	4		
Deciduous Trees (excluding Alder and Cottonwood Trees)							
Bigleaf Maple		1		0	1		
Apple		2		2	0		
Cherry Tree		1		1	0		
Holly		1		1	0		
		Coniferous Trees					
Western Red Cedar		15		11	4		
Douglas Fir		1		1	0		
Western Hemlock		1		1	0		
Spruce		1		1	0		
Total (excluding Alder and Cottonwood Trees)				18	5		
Additional [Estimated] Trees in the proposed [Open Space / Riparian Area] -planner/arborist to choose]				-	-		
Total Replacement Trees Prop Boulevard Street Trees)	osed (excluding		-				
Total Retained and Replaceme	nt Trees		-				
Contribution to the Green City	Program		-				

# **Tree Preservation Summary**

**Surrey Project No:** 

Address: 18715 92 Avenue, Surrey

Registered Arborist: Woodridge Tree Consulting Arborists Ltd., Adrian Szabunio PR 5079A

On-Site Trees	Number of Trees	Off-Site Trees	Number of Trees
Protected Trees Identified *	114	Protected Trees Identified	79
Protected Trees to be Removed	95	Protected Trees to be Removed	2
<b>Protected Trees to be Retained</b> (excluding trees within proposed open space or riparian areas)	19	Protected Trees to be Retained	77
Total Replacement Trees Required:		Total Replacement Trees Required:	
<ul> <li>Alder &amp; Cottonwoods to be removed (1:1)</li> <li>77 X one (1) = 77</li> <li>All other species to be removed (2:1)</li> <li>18 X two (2) = 36</li> </ul>	113	<ul> <li>Alder &amp; Cottonwoods to be removed (1:1)</li> <li>2 X one (1) = 2</li> <li>All other species to be removed (2:1)</li> <li>0 X two (2) = 0</li> </ul>	2
Replacement Trees Proposed	0	Replacement Trees Proposed	0
Replacement Trees in Deficit	113	Replacement Trees in Deficit	2
Protected Trees to be Retained in Proposed Open Space or Riparian Areas	-		•

\*on-site and shared trees, including trees within boulevards and proposed streets and lanes, but excluding trees in proposed open space or riparian areas

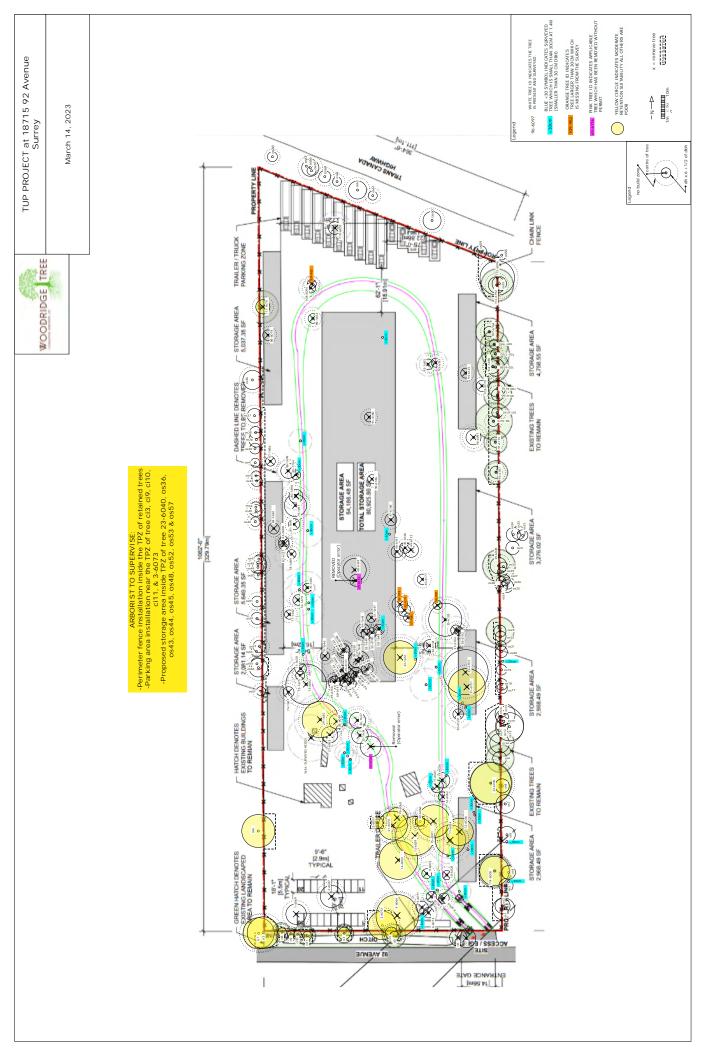
Summary, report and plan prepared and submitted by:

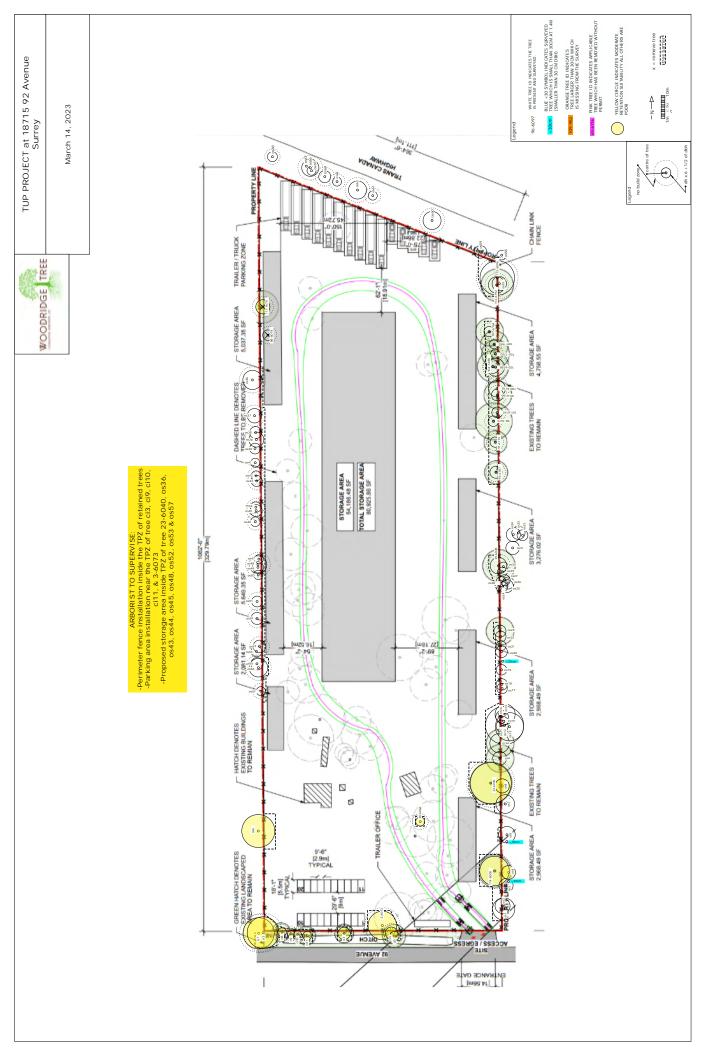
adrian Szalinino

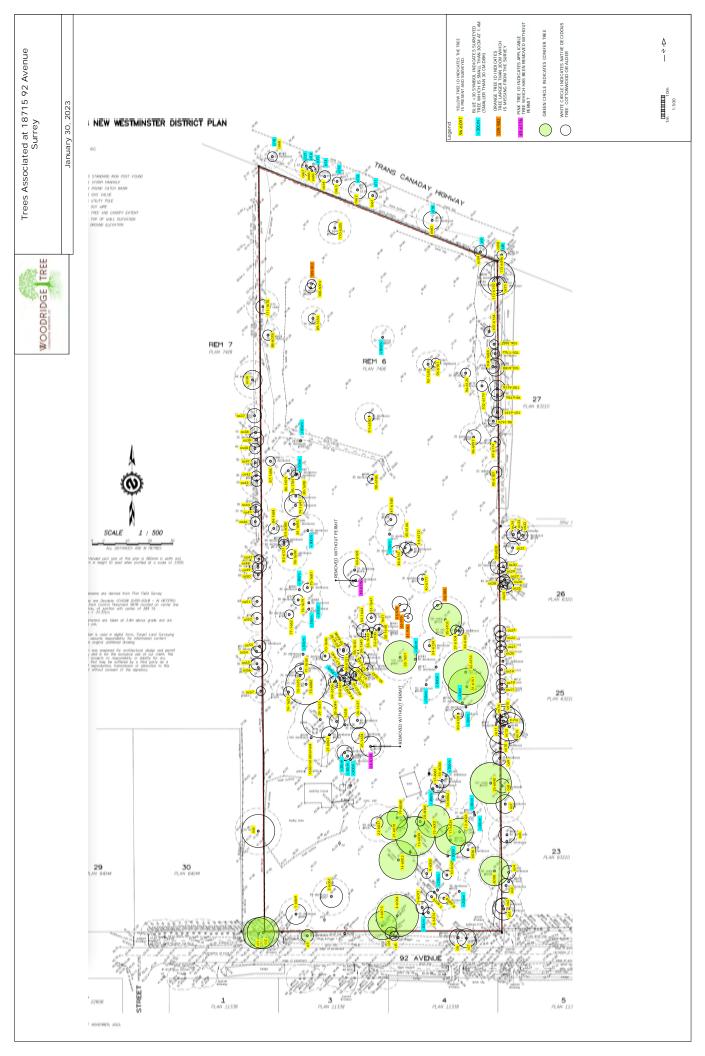
(Signature of Arborist)

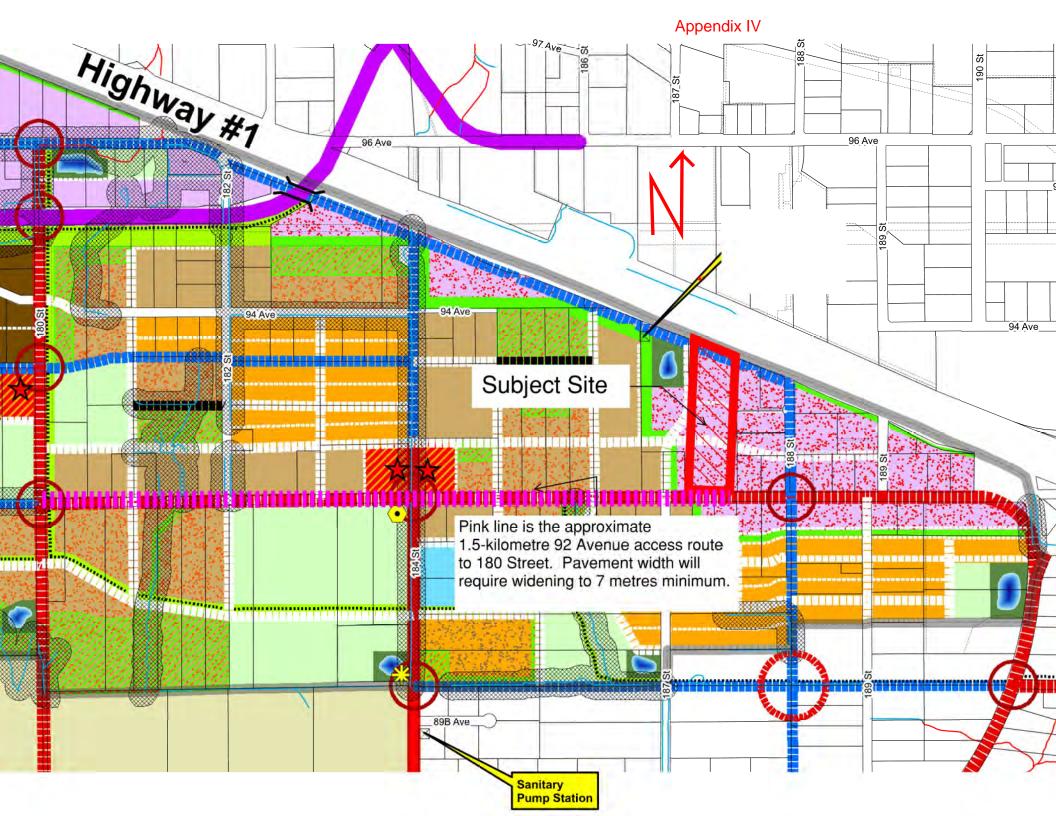
March 14, 2023

Date









# (the "City")

# **TEMPORARY USE PERMIT**

NO.: 7923-0072-00

Issued To:

("the Owner")

Address of Owner:

- 1. This temporary use permit is issued subject to compliance by the Owner with all statutes, by-laws, orders, regulations or agreements, except as specifically varied by this temporary use permit.
- 2. This temporary use permit applies to that real property including land with or without improvements located within the City of Surrey, with the legal description and civic address as follows:

Parcel Identifier: 011-254-220

Lot 6 Except: Part On SRW Plan 27770 Section 33 Township 8 New Westminster District Plan 7426

18715 92 Avenue

(the "Land")

- 3. The authority to issue Temporary Use Permits is granted to municipalities under Sections 492 and 493 of the *Local Government Act* R.S.B.C. 2015, c.1. Pursuant to Implementation, II(c) Implementation Instruments, Temporary Use Permits of Surrey Official Community Plan, 2013, No. 18020, as amended, the entire City of Surrey is designated a Temporary Use Permit area.
- 4. The temporary use permit on the Land shall be to allow the outdoor storage of steel (including pipes, rebar and beams), the parking of approximately 12 oversized trucks and trailers that exceed 5,000 kilograms (11,000 lbs.) G.V.W. mid-sized forklifts and the use of the existing house as an office and washroom facilities for a period of three years.
- 5. The temporary use permitted on the Land shall be in accordance with:
  - (a) Trucks using the temporary truck parking facility are limited to using the route stipulated on Schedule C;

- (b) No refrigerated truck units shall park on the site at any time;
- (c) The parking area shall be designed to support the anticipated vehicle load in order to prevent dirt from being tracked onto the City roadway;
- (d) Hours of operation shall be Monday to Friday from 8:00 am to 5:00 pm with no trucks to leave or enter the site on weekends;
- (e) Adequate washroom facilities are to be provided on site to the satisfaction of the General Manager of Planning & Development with a minimum of one such facility on site; and
- (f) the following activities are prohibited on the land:
  - i. vehicle washing
  - ii. vehicle maintenance except if it is on an asphalt or concrete pad and excludes all oil, coolant or chemical use as per the Environmental Management Act, S.B.C. 2002 Chapter 43
  - iii. truck fuel storage or refuelling
  - iv. storage of waste petroleum fluids
  - v. parking or storage of vehicles containing Dangerous Goods as defined by the *Transport of Dangerous Goods Act* R.S.B.C. 1996, Chapter 458.
- 6. The landscaping shall conform to drawings shown on Schedule A and numbered 7923-0072-00(2) to and including 7923-0072-00(3) (the "Landscaping") which is attached hereto and forms part of this permit.
- 7. The Owner covenants and agrees that the pre-servicing requirements attached as Schedule B (the "Pre-Servicing Requirements) which is attached hereto and forms part of this permit, have been completed and will be maintained for the duration of the Temporary Use Permit.
- 8. The Landscaping shall be installed prior to the issuance of the temporary use permit and maintained for the duration of the temporary use permit.
- 9. The Land shall be developed strictly in accordance with the terms and conditions and provisions of this temporary use permit. This temporary use permit is not a building permit.
- 10. An undertaking submitted by the Owner is attached hereto as Appendix I and forms part of this temporary use permit.
- 11. This temporary use permit is not transferable.
- 12. This temporary use permit shall lapse on or before three years from date of issuance.

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

ISSUED THIS DAY OF , 20 .

Mayor – Brenda Locke

City Clerk – Jennifer Ficocelli

IN CONSIDERATION OF COUNCIL'S APPROVAL OF THIS TEMPORARY USE PERMIT AND OTHER GOOD AND VALUABLE CONSIDERATION, I/WE THE UNDERSIGNED AGREED TO THE TERMS AND CONDITIONS OF THIS TEMPORARY USE PERMIT AND ACKNOWLEDGE THAT WE HAVE READ AND UNDERSTOOD IT.

Authorized Agent: Signature

Name (Please Print)

OR

Owner: Signature

Name: (Please Print)

### TO THE CITY OF SURREY:

I,	(Name of Owner)
being the	owner of
U	(Legal Description)
known as	
	(Civic Address)
hereby ur	dertake as a condition of issuance of my temporary use permit to:
$(\mathbf{z})$	demolish or remove all buildings and/or structures that are normitted to be

- (a) demolish or remove all buildings and/or structures that are permitted to be constructed pursuant to the temporary use permit issued to me; and
- (b) restore the land described on the temporary use permit to a condition specified in that permit;

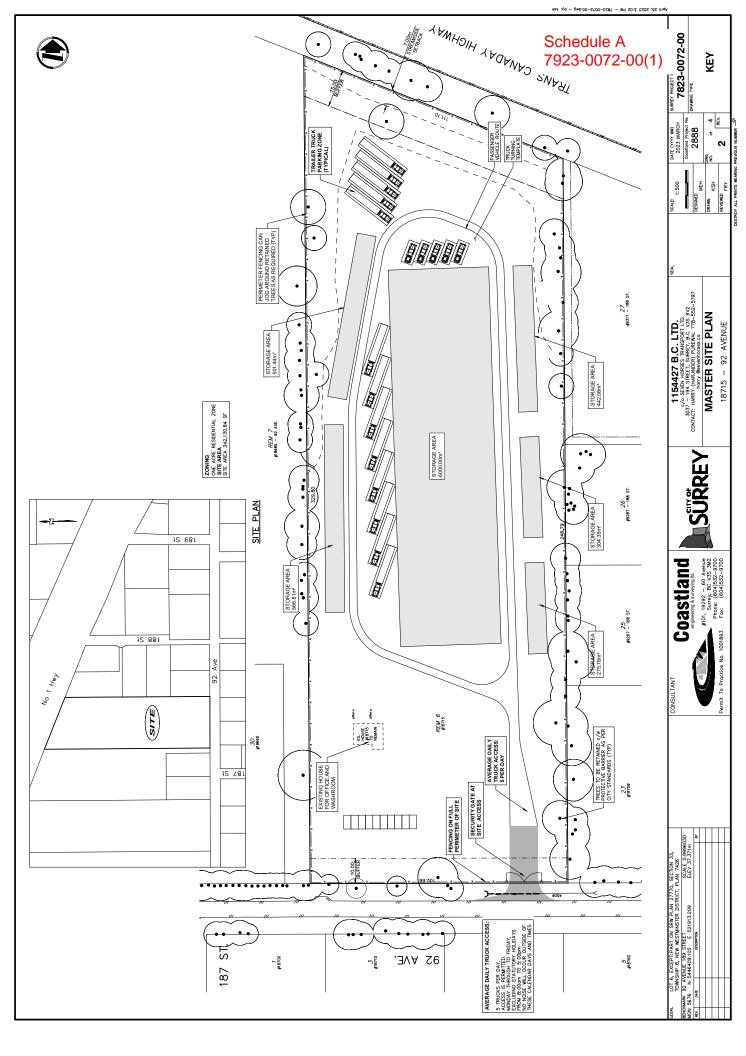
all of which shall be done not later than the termination date set out on the temporary use permit.

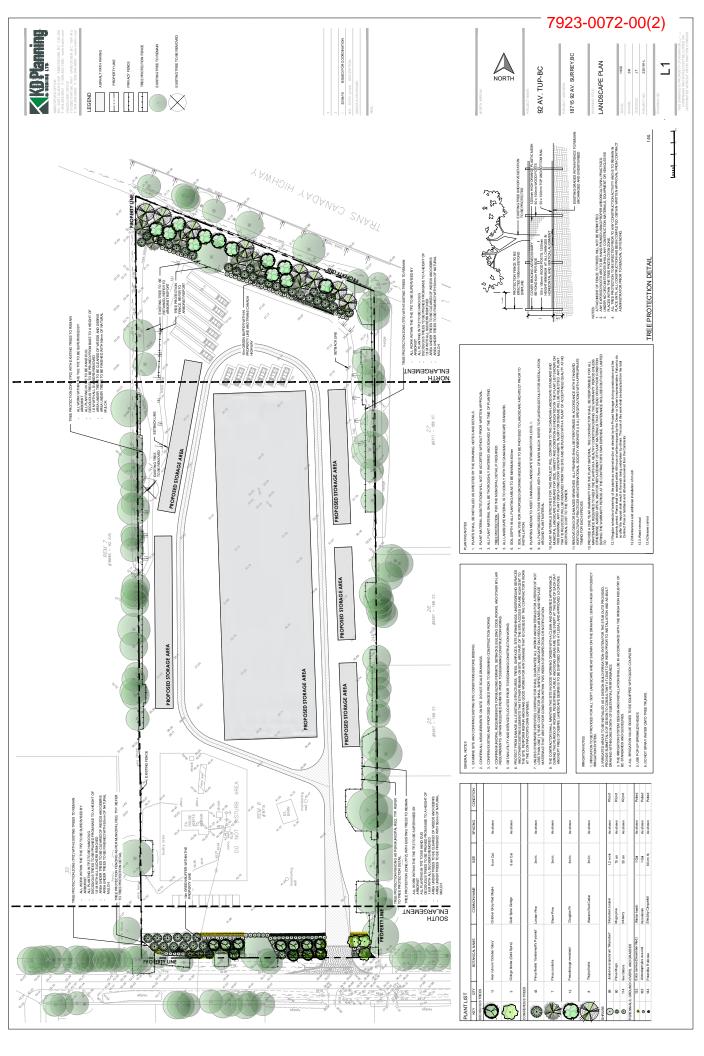
I further understand that should I not fulfill the undertaking described herein, the City or its agents may enter upon the land described on the temporary use permit and perform such work as is necessary to eliminate the temporary use and bring the use and occupancy of the land in compliance with Surrey Zoning By-law, 1993, No. 12000, as amended, and that any securities submitted by me to the City pursuant to the temporary use permit shall be forfeited and applied to the cost of restoration of my land as herein set out.

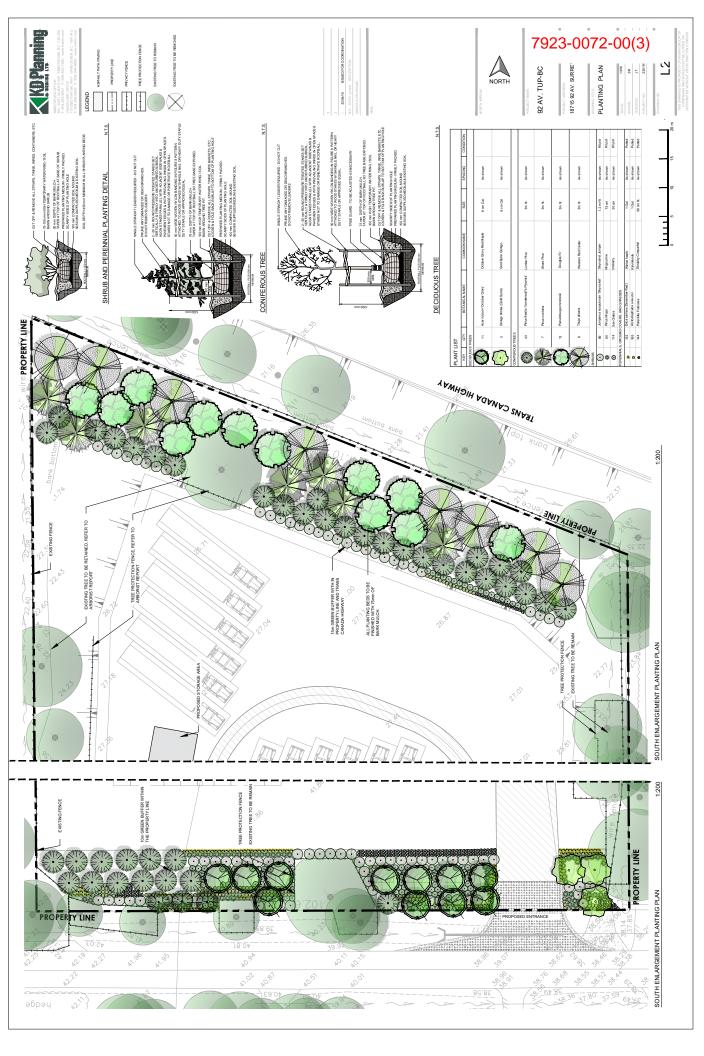
This undertaking is attached hereto and forms part of the temporary use permit.

(Owner)

(Witness)







Schedule B



INTER-OFFICE MEMO

TO:	Manager, Area Planning & Development - North Surrey Division Planning and Development Department			
FROM:	Development Services Manager, Engineering Department			
DATE:	April 06, 2023	PROJECT FILE:	7823-0072-00	
RE:	Engineering Requirements Location: 18715 92 Ave			

## **TEMPORARY USE PERMIT**

The following are to be addressed as a condition of issuance of the Temporary Use Permit:

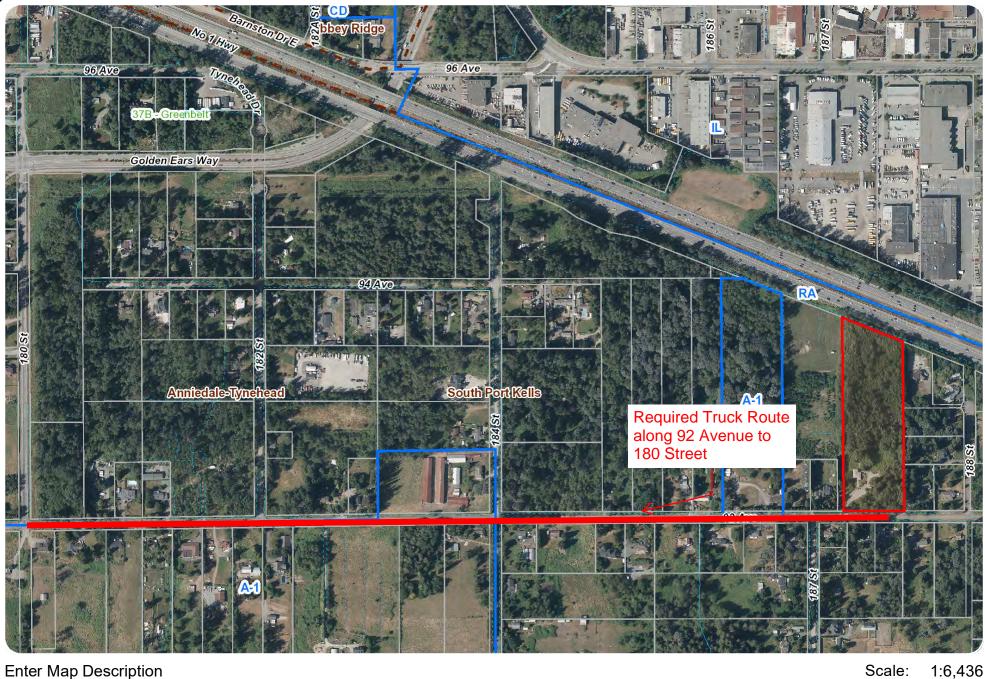
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- Construct storm infrastructure upgrades to adequately capture increased road runoff.
- Secure applicable provincial and federal approvals for all impacted streams, as required.
- Construct a new metered water service connection, if required.
- Construct on-site stormwater mitigation features to meet pre-development conditions up to the 100-year storm event; appropriate geotechnical infiltration testing is required to verify infiltration capacity to support mitigation features.
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- Register restrictive covenant(s) for the on-site stormwater mitigation and water quality.

A Servicing Agreement is required prior to issuance of the Temporary Use Permit.

Jeffy lag

Jeff Pang, P.Eng. Development Services Manager

#### COS **City of Surrey Mapping Online System** $\odot$



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The data provided is compiled from various sources and is NOT warranted as to its accuracy or sufficiency by the City of Surrey. This information is provided for information and convenience purposes only. Lot sizes, legal descriptions and encumbrances must be confirmed at the Land Title Office. Use and distribution of this map is subject to all copyright and disclaimer notices at cosmos surrey ca

0 0.0425 0.085 0.17 0.255 Map created on: 2023-04-2