## Report to Development Permit Panel

To: Development Permit Panel
Date: April 8, 2020
From: Wayne Craig
File: DP 18-817925
Director, Development
Re: Application by Wensley Architecture Ltd. for a Development Permit at 13020 Delf Place

## Staff Recommendation

That a Development Permit be issued which would permit the construction of a single-storey building with drive-through restaurant use at 13020 Delf Place on a site zoned "Industrial Business Park (IB1)".


Wayne Craig
Director, Development
(604-247-4625)
WC:sds
Att. 2

## Staff Report

## Origin

Wensley Architecture Ltd. has applied to the City of Richmond for permission to develop a single-storey building with drive-through restaurant use at 13020 Delf Place on a site zoned "Industrial Business Park (IB1)", with a total floor area of $251 \mathrm{~m}^{2}\left(2,700 \mathrm{ft}^{2}\right)$. The subject site currently contains an office building in the south portion of the lot, which is to be retained, and a vacant area in the north portion of the lot, where the drive-through restaurant is proposed to be located. The vacant area was previously occupied by a single-storey commercial building, which has been demolished.

An associated Zoning Text Amendment application to amend the "Industrial Business Park (IB1)" zone to allow "restaurant, drive-though" as a site-specific permitted use, limited to one establishment and a maximum floor area of $300 \mathrm{~m}^{2}\left(3,229 \mathrm{ft}^{2}\right)$, under Bylaw 9956
(ZT 18-801900) received third reading on February 19, 2019. The Development Permit proposal is consistent with the associated Zoning Text Amendment application.

A Servicing Agreement (SA 18-817925) is also associated with the proposal, which is a condition of the Zoning Text Amendment approval and includes, but is not limited to, the following improvements:

- New concrete sidewalk and boulevard along the Jacombs Road and Delf Place frontages;
- Curb extension on the southeast corner of Jacombs Road and Delf Place intersection; and
- Special marked crosswalk across Jacombs Road at the intersection of Jacombs Road and Delf Place, with downward lighting and flashing beacons.


## Development Information

Please refer to attached Development Application Data Sheet (Attachment 1) for a comparison of the proposed development data with the relevant Bylaw requirements.

## Background

Development surrounding the subject site is as follows:
To the North: Across Delf Place, light industrial buildings with surface parking and loading on properties zoned "Industrial Business Park (IB1)".
To the East: Light industrial buildings with surface parking and loading on properties zoned "Industrial Business Park (IB1)".
To the South: Across Worster Court, light industrial buildings with surface parking and loading on properties zoned "Industrial Business Park (IB1)".

To the West: Across Jacombs Road, single-family dwellings on properties zoned "Single Detached (RS1/B)" with a rear yard interface to the subject site and accessed from the internal road network (Wyne Crescent).

## Rezoning and Public Hearing Results

The Public Hearing for the associated Zoning Text Amendment was held on February 19, 2019. At the Public Hearing, the following concerns were expressed:

- Provision of on-site irrigation to ensure survival of the proposed landscaping;
- Review of the planting in the drive-through area to adequately screen headlight glare onto adjacent streets and sites; and
- Review of on-site lighting to address any issues with light pollution onto neighbouring properties.

Staff worked with the applicant to address these issues in the following ways:

- The applicant has provided an irrigation plan to demonstrate on-site irrigation will be provided throughout the proposed landscaped area;
- Shrubs at a maximum $1.2 \mathrm{~m}(4 \mathrm{ft}$.) height are proposed on mounded landscape beds in the drive-through area to screen headlights; and
- The applicant has provided a lighting plan demonstrating less than 1 foot-candle onto the adjacent site, generally consistent lighting levels within the parking lot, and the use of downward lighting in the parking lot and around the building to ensure the lighting is directed away from residential areas.


## Staff Comments

The proposed scheme attached to this report has satisfactorily addressed the staff comments identified as part of the review of the subject Development Permit application. In addition, it complies with the intent of the applicable sections of the Official Community Plan and is generally in compliance with the "Industrial Business Park (IB1)" zone (no zoning variances requested).

## Advisory Design Panel Comments

Because of the scale of the development and limited building area, the development proposal was not presented to the Advisory Design Panel.

## Analysis

## Conditions of Adjacency

- The subject property is bounded by Jacombs Road to the west and Delf Place to the north, existing tree retention and additional landscaping is proposed along the street frontages to soften the proposed drive-through restaurant building and screen the required vehicle parking and drive-through queuing area from the street.
- Perimeter landscaping, including additional tree planting, is proposed along the east property line to screen and separate the adjacent neighbouring industrial site.
- The garbage and recycling area will be screened from the street by fencing and additional landscaping.
- The applicant submitted a lighting plan demonstrating lighting levels will be generally contained within the site by careful selection of lighting materials and landscaping to mitigate headlight glare and light pollution onto neighbouring properties.
- In order to address potential noise impacts and comply with the City's Noise Regulation Bylaw, the attached Development Permit includes recommendations as per the submitted acoustical report, including acoustic barriers on the roof to mitigate noise from rooftop mechanical equipment and drive-through speakers that automatically adjust sound output based on background noise levels.


## Urban Design and Site Planning

- The proposed drive-through restaurant building will be located near the intersection of Delf Place and Jacombs Road to anchor the corner, approximately 7.5 m from the north property (Delf Place) line and 6.5 m from the west property line (Jacombs Road).
- Pedestrian access is provided from both street frontages (Jacombs Road and Delf Place), from the City's sidewalk to the entrances of the building, including an accessible pedestrian access from Jacombs Road to the main entrance of the building and an additional pedestrian access from Delf Place to the service entrance and drive-through area.
- The main building entrance is oriented towards the street (Jacombs Road) and includes a patio seating area.
- On-site pedestrian connectivity is also provided from the vehicle parking areas, consisting of alternative surface treatments, including crosswalks with bollards and signage across the drive-through vehicle queuing area.
- Vehicular access will be provided by existing driveways, one from Jacombs Road and one from Delf Place, both located a significant distance from the intersection.
- Required vehicle parking and drive-through queuing area will be located behind the proposed drive-through restaurant building, setback and partially screened from Jacombs Road and Delf Place by existing tree retention and additional landscaping.
- The proposed number of vehicle parking spaces and drive-through queuing area is in compliance with Zoning Bylaw requirements.
- A Traffic Impact Assessment (TIA) was submitted by the applicant at rezoning stage to confirm the existing road network can accommodate the proposal.
- The accessible parking spaces are located near the building entrance, directly adjacent to an on-site accessible pedestrian pathway.
- Both Class 1 and Class 2 bicycle parking spaces have been incorporated into the proposal, located in a visible area near the building entrances, and are in compliance with Zoning Bylaw requirements.
- The transition in grade from the adjacent streets (approximately 1.6 m ) to the proposed drivethough restaurant ( 2.9 m GSC flood construction level) is addressed through landscaped berms along the street frontages.


## Architectural Form and Character

- Staff worked with the applicant to revise the design of the proposed drive-through restaurant building to adequately address both street frontages (Jacombs Road and Delf Place) while maintaining corporate standards.
- The proposed building facades along the street frontages include sufficient articulation, including a variety of materials, glazing, detailing, canopies and signage.
- Textstone brick, fiber cement panel siding, and porcelain title are proposed as the primary materials with a grey, brown, black colour scheme, and a red metal door, consistent with corporate standards.
- Windows will be transparent glass with aluminum frames along the public restaurant areas and spandrel glass along the internal service and back-of-house area.
- Weather protection is provided through metal and glass canopies with integrating lighting above the main entrance doors and storefront areas.
- Staff have worked with the applicant to ensure the mechanical systems on the roof are screened from adjacent uses and both street frontages.
- The proposed height of the drive-through restaurant building complies with Zoning Bylaw requirements.


## Landscape Design and Open Space Design

- Tree preservation was reviewed at rezoning stage where 12 on-site trees were identified for removal. Based on a $2: 1$ compensation ratio stated in the OCP, 24 replacement trees are required. The applicant is proposing to plant 24 replacement trees as per the size requirements based on the City's Tree Protection Bylaw.
- 17 on-site trees (tag\# 1-9, 25-31 \& 33) and 4 City-owned trees (tag\# 18-21) were identified for protection. A contract with a Certified Arborist and a tree survival security of $\$ 145,000$ were secured through rezoning for the retention of these trees.
- Significant landscaping is proposed along both street frontages (Jacombs Road and Delf Place) with a minimum width of 3.0 m , including trees, low landscaping, and pedestrian paths.
- Pockets of landscaping will be provided throughout the vehicle parking and vehicle queuing areas to provide visual relief, screening of these areas from the street and to soften the internal landscape.
- Alternative surface treatment (pavers) is used for the pedestrian pathways around the entrance of the building and within the vehicle parking areas to act as visual cues.
- An irrigation system will be provided for the proposed landscaping on-site.
- In order to ensure the proposed landscaping works are completed, the applicant is required to submit a landscape security of $\$ 67,891.40$ prior to issuance of the Development Permit.


## Crime Prevention Through Environmental Design

- The main building entrance of the proposed drive-through restaurant, pedestrian access and outdoor patio area are visible from the street.
- Site lighting, clear site lines, and low landscaping around the building provide clear unobstructed views and casual surveillance opportunities.
- Existing tree protection and additional landscaping along the street edge distinguish the public realm and private space.
- Security lighting will be installed, including light poles for the vehicle parking and vehicle queuing area and wall-mounted lighting for the building entry to provide consistent outdoor security illumination, and has been designed to ensure no light pollution onto adjacent properties.
- The surface parking area will be visible and open to visual scanning.


## Sustainability

- Through the rezoning application, a commitment was secured from the proposed drivethrough business to be permanently registered in the City's Adopt-a-Street Program for

Jacombs Road, from Highway 91 to Cambie Road, to ensure the roadside areas are free of litter and trash.

- One electric vehicle charging station ( $5 \%$ of required parking) and one space equipped with 240 -volt electrical outlet ( $5 \%$ of required parking) has been provided, as per the OCP's DP Guidelines.
- The architect advised that the following design/features are incorporated into the proposal:
- High thermal performance windows to alleviate heating and cooling energy consumption;
- LED lighting for interior and exterior light fixtures;
- Durable and long-lasting materials that can reduce building maintenance;
- White roof material to reduce heat island effect;
- Planting to absorb rainwater runoff and reduce load on municipal sewers; and - Interior finishes with low VOC content.


## Conclusions

As the proposed development would meet applicable policies and Development Permit Guidelines, staff recommend that the Development Permit be endorsed, and issuance by Council be recommended.

The list of Development Permit Considerations is included in Attachment 2, which has been agreed to by the applicant (signed concurrence on file).


Steven De Sousa
Planner 1
SDS:cas
Attachment 1: Development Application Data Sheet
Attachment 2: Development Permit Considerations

## Development Application Data Sheet

Address: 13020 Delf Place
Applicant: Wensley Architecture Ltd.
Great-West Life Assurance Co. \&

Planning Area(s): East Cambie
Floor Area Gross: $251 \mathrm{~m}^{2}\left(2,700 \mathrm{ft}^{2}\right)$ Floor Area Net: $\underline{251 \mathrm{~m}^{2}\left(2,700 \mathrm{ft}^{2}\right)}$

|  | Existing | Proposed |
| :--- | :--- | :--- |
| Site Area: | $14,695 \mathrm{~m}^{2}\left(158,175 \mathrm{ft}^{2}\right)$ | No change |
| Land Uses: | Vacant/Office | Drive-through restaurant/Office |
| OCP Designation: | Mixed Employment (MEMP) | No change |
| Zoning: | Industrial Business Park (IB1) | Industrial Business Park (IB1) with an <br> amendment to allow "restaurant, drive- <br> through" as a site-specific permitted use. |


|  | Bylaw Requirement | Proposed | Variance |
| :--- | :---: | :---: | :---: |
| Floor Area Ratio: | Max. 1.0 | Office (existing): $7,285 \mathrm{~m}^{2}$ <br> Drive-through restaurant <br> (proposed): $251 \mathrm{~m}^{2}$ <br> Total: $7,536 \mathrm{~m}^{2}(0.51 \mathrm{FAR})$ | None <br> permitted |
| Lot Coverage - Buildings: | Max. $60 \%$ | $26.3 \%$ | None |
| Setback - Front Yard <br> (North): | Min. 3.0 m | 7.5 m | None |
| Setback - Exterior Side <br> Yard (West): | Min. 3.0 m | 6.5 m | None |
| Setback - Interior Side <br> Yard (East): | N/A | 44.0 m | None |
| Setback - Rear Yard <br> (South): | N/A | 159.4 m | None |
| Height: | Max. 12.0 m | 7.2 m | None |
| Lot Size: | N/A | $14,695 \mathrm{~m}^{2}$ | None |
| Off-street Parking <br> Spaces: | Min. 18 | 18 | None |
| Off-street Parking Spaces <br> -Accessible: | Min. 2\% | Complies | None |
| Small Car Parking <br> Spaces: | Max. $50 \%$ | Complies | None |
| Bicycle Parking Spaces | Class 1: Min. 1 | Class 2: Min. 2 | Class 1: 1 <br> Class 2: 2 |

# Development Permit Considerations 

Development Applications Department 6911 No. 3 Road, Richmond, BC V6Y 2C1

## Address: 13020 Delf Place

File No.: DP 18-817925

## Prior to forwarding the application to Council for approval, the developer is required to complete the following:

1. Final Adoption of Zoning Amendment Bylaw 9956.
2. Receipt of a Letter-of-Credit for landscaping in the amount of $\$ 67,891.40$. The letter-of-credit will not be returned until the Letter of Assurance, confirming the landscaping is installed as per the Development Permit, prepared by the Landscape Architect, is reviewed by staff.
3. Registration of an Electric Vehicle (EV) Charging Infrastructure covenant on Title, securing the commitment to voluntarily install and maintain one space equipped with an electric vehicle charging station and anditional space equipped with a 240 -volt electrical outlet.

## Prior to Building Permit Issuance, the developer must complete the following requirements:

1. Installation of appropriate tree protection fencing around all trees to be retained as part of the development prior to any construction activities, including building demolition, occurring on-site. Tree protection fencing must be installed to City standard in accordance with the City's Tree Protection Information Bulletin TREE-03, and must remain in place until construction and landscaping on-site is completed.
2. Submission of a Construction Parking and Traffic Management Plan to the Transportation Department. Management Plan shall include location for parking for services, deliveries, workers, loading, application for any lane closures, and proper construction traffic controls as per Traffic Control Manual for works on Roadways (by Ministry of Transportation) and MMCD Traffic Regulation Section 01570.
3. Payment of Development Cost Charges (City and GVS \& DD).
4. Incorporation of energy efficiency, CPTED, sustainability and accessibility measures in Building Permit (BP) plans as determined via the Rezoning and/or Development Permit processes.
5. If applicable, payment of latecomer agreement charges, plus applicable interest associated with eligible latecomer works.
6. If applicable, obtain a Building Permit (BP) for any construction hoarding. If construction hoarding is required to temporarily occupy a public street, the air space above a public street, or any part thereof, additional City approvals and associated fees may be required as part of the Building Permit. For additional information, contact the Building Approvals Department at 604-276-4285.

## Note:

* This requires a separate application.
- Where the Director of Development deems appropriate, the preceding agreements are to be drawn not only as personal covenants of the property owner but also as covenants pursuant to Section 219 of the Land Title Act.
All agreements to be registered in the Land Title Office shall have priority over all such liens, charges and encumbrances as is considered advisable by the Director of Development. All agreements to be registered in the Land Title Office shall, unless the Director of Development determines otherwise, be fully registered in the Land Title Office prior to enactment of the appropriate bylaw.
The preceding agreements shall provide security to the City including indemnities, warranties, equitable/rent charges, letters of credit and withholding permits, as deemed necessary or advisable by the Director of Development. All agreements shall be in a form and content satisfactory to the Director of Development.
- Additional legal agreements, as determined via the subject development's Servicing Agreement(s) and/or Development Permit(s), and/or Building Permit(s) to the satisfaction of the Director of Engineering may be required including, but not limited to, site
investigation, testing, monitoring, site preparation, de-watering, drilling, underpinning, anchoring, shoring, piling, pre-loading, ground densification or other activities that may result in settlement, displacement, subsidence, damage or nuisance to City and private utility infrastructure.
- Applicants for all City Permits are required to comply at all times with the conditions of the Provincial Wildlife Act and Federal Migratory Birds Convention Act, which contain prohibitions on the removal or disturbance of both birds and their nests. Issuance of Municipal permits does not give an individual authority to contravene these legislations. The City of Richmond recommends that where significant trees or vegetation exists on site, the services of a Qualified Environmental Professional (QEP) be secured to perform a survey and ensure that development activities are in compliance with all relevant legislation.


## Development Permit

No. DP 18-817925

To the Holder:
Property Address:
Address:

Wensley Architecture Ltd.
13020 Delf Place
c/o Barry Weih
1444 Alberni Street
Vancouver, BC V6G $2 Z 4$

1. This Development Permit is issued subject to compliance with all of the Bylaws of the City applicable thereto, except as specifically varied or supplemented by this Permit.
2. This Development Permit applies to and only to those lands shown cross-hatched on the attached Schedule "A" and any and all buildings, structures and other development thereon.
3. Subject to Section 692 of the Local Government Act, R.S.B.C.: buildings and structures; off-street parking and loading facilities; roads and parking areas; and landscaping and screening shall be constructed generally in accordance with Plans \#1 to \#4 attached hereto.
4. Sanitary sewers, water, drainage, highways, street lighting, underground wiring, and sidewalks, shall be provided as required.
5. As a condition of the issuance of this Permit, the City is holding the security in the amount of $\$ 67,891.40$. to ensure that development is carried out in accordance with the terms and conditions of this Permit. Should any interest be earned upon the security, it shall accrue to the Holder if the security is returned. The condition of the posting of the security is that should the Holder fail to carry out the development hereby authorized, according to the terms and conditions of this Permit within the time provided, the City may use the security to carry out the work by its servants, agents or contractors, and any surplus shall be paid over to the Holder. Should the Holder carry out the development permitted by this permit within the time set out herein, the security shall be returned to the Holder. The City may retain the security for up to one year after inspection of the completed landscaping in order to ensure that plant material has survived.
6. If the Holder does not commence the construction permitted by this Permit within 24 months of the date of this Permit, this Permit shall lapse and the security shall be returned in full.

# Development Permit <br> No. DP 18-817925 

| To the Holder: | Wensley Architecture Ltd. |
| :--- | :--- |
| Property Address: | 13020 Delf Place |
| Address: | c/o Barry Weih |
|  | 1444 Alberni Street  <br>  Vancouver, BC V6G 2Z4 |

7. The land described herein shall be developed generally in accordance with the terms and conditions and provisions of this Permit and any plans and specifications attached to this Permit which shall form a part hereof.

This Permit is not a Building Permit.

AUTHORIZING RESOLUTION NO.
ISSUED BY THE COUNCIL THE
DAY OF

DELIVERED THIS
DAY OF

MAYOR


City of Richmond


| $\mathbf{N}$ | DP 18-817925 |
| :---: | :---: | :---: |
| SCHEDULE "A" |  |









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PIPE SIZING CONVENTION MIERM LNE










2 ELEVATION - JACOMBS ROAD

(1) ELEVATION - DRIVE-THRU

(3) ELEVATION - DELF PLACE


(1) IMAGE 1 - DELF PLACE (NORTH)

(2) IMAGE 2 - DELF PLACE \& JACOMBS RD


