

Report to Committee

To: Planning Committee **Date:** Feburary 20, 2024

From: Wayne Craig File: ZT 23-026738

Director, Development

Re: Application by HGL Investments Ltd for a Zoning Text Amendment to the "Auto-

Oriented Commercial (ZC40) - No. 3 Road (City Centre)" Zone to Permit

Education, Commercial and Health Service, Minor uses to the Second and Third

floor at 4940 No. 3 Road.

Staff Recommendation

That Richmond Zoning Bylaw 8500, Amendment Bylaw 10535, for a Zoning Text Amendment to the "Auto-Oriented Commercial (ZC40) – No. 3 Road (City Centre)" zone to permit Education, Commercial and Health Service, Minor uses to the second and third floor at 4940 No. 3 Road be introduced and given first reading.

Wayne Craig

Director, Development

(604-247-4625)

WC:ac Att. 5

REPORT CONCURRENCE

CONCURRENCE OF GENERAL MANAGER

Staff Report

Origin

HGL Investments Ltd. (Directors: C. Howe, Lincoln Leong, Winston Leong, Nelson Leong) has applied to the City of Richmond for permission to amend the "Auto-Oriented Commercial (ZC40) – No. 3 Road (City Centre)" zone to permit Education, Commercial and Health Service, Minor uses to the second and third floor at 4940 No. 3 Road. The subject site is currently occupied by a three-storey commercial and office building. A map and aerial photograph showing the location of the subject site is included in Attachment 1.

Background

The site is subject to "Land Use Contract (LUC 040)", which is set to automatically expire on June 30, 2024. The site was rezoned in 2017 to establish underlying zoning with the adoption of Richmond Zoning Bylaw 8500, Amendment Bylaw 9745 on October 16, 2017. This established the "Auto-Oriented Commercial (ZC40) – No 3 Rd (City Centre)" zone which permits Education, Commercial and Health Service, Minor uses on the ground floor in keeping with LUC 040. The proposed zoning text amendment outlined in this report would allow the Education, Commercial and Health Service, Minor uses be permitted on the second and third storeys of the building. The applicant is only looking to amend the zoning as they do not anticipate securing Education, Commercial and Health Service, Minor tenants prior to the expiration of LUC 040 on June 30, 2024.

Findings of Fact

A Development Application Data Sheet providing details about the development proposal is attached (Attachment 2).

Surrounding Development

Development immediately surrounding the subject site is as follows:

To the North: Across Alexandra Street, Commercial buildings on properties zoned "Auto-Oriented Commercial (CA)".

To the South: Across Alderbridge Way, Lansdowne Mall site zoned "Auto-Oriented Commercial (CA)". Current rezoning (RZ 23-011557) and Development Permit Application (DP 23-011558) for Phase 1A of a multi-phased redevelopment.

To the East: Across Hazelbridge Way, a commercial building on a property governed by Land Use Contract 079, with an underlying zoning designation of Restaurant Commercial (ZC42) – Alderbridge Way (City Centre).

To the West: Across No. 3 Road, commercial buildings on a lot zoned "Auto-Oriented Commercial (CA)" with an application in circulation for Development Permit (DP 23-011292) to facilitate minor alterations to a commercial building on site.

Existing Site Context

There is an existing three-storey commercial retail/office building surrounded by parking on the site.

Related Policies & Studies

Official Community Plan/ City Centre Area Plan

The subject property is designated as "Commercial (COM)" in the Official Community Plan (OCP) and the City Centre Area Plan designation for the subject site is "Urban Centre T5 (25m)" and "Urban Centre T5 (35m)". The zoning text amendment is consistent with these designations and the Aberdeen Village (2031) Land Use Map (Attachment 3).

Public Consultation

A Zoning Text Amendment sign has been installed on the subject property. Staff have not received any comments from the public about the rezoning application in response to the placement of the rezoning sign on the property.

Should the Planning Committee endorse this application and Council grant first reading to the rezoning bylaw, the bylaw will be forwarded to a Public Hearing where any area resident or interested party will have an opportunity to comment.

Public notification for the Public Hearing will be provided as per the *Local Government Act* and the City's *Zoning Bylaw 8500*.

Analysis

Transportation and Site Access

Vehicular access to the subject site is provided via all four fronting roads including No. 3 Road, Alderbridge Way, Alexandra Road and Hazelbridge Way. Ongoing access in this manner is acceptable to the City's Transportation department. A Traffic Study was conducted by Bunt & Associated Engineering Ltd. to understand existing parking facilities in relation to forecasted demand and subsequently reviewed by the City's Transportation department. Transportation confirmed they have no concerns.

Pedestrian improvements to enhance safety and internal circulation on the site have been included in the proposal. Pedestrian connectivity between the existing on-site sidewalks and city sidewalks will be enhanced at three locations as shown on the landscape plan. Two new connection points will be provided to Alexandra Road to the north and one to Hazelbridge Way to the east (Attachment 4). The latter involves removal of one parking stall which is supported by the information provided and subsequent review by Transportation staff.

Landscaping and Tree Protection

The existing landscaping on the site is in compliance with Richmond's Zoning Bylaw 8500. The applicant has agreed to enhance the existing landscaping buffer along Alderbridge Way as a condition of approval (Attachment 4). This includes the removal of overgrown shrubs and replacement with low evergreen ground cover and a mix of low maintenance, broadleaf evergreen and native shrubs. All existing trees will be retained through these works.

To ensure that the Landscape Plan is adhered to, the applicant is required to submit a Landscaping Security in the amount of 100 per cent of a cost estimate prepared by the Registered Landscape Architect (including all materials, installation, and a 10 per cent contingency) prior to final rezoning approval.

The removal and replacement of landscaping materials, as well as the installation of porous pavers, will necessitate works in close proximity to existing trees. The applicant has submitted a Certified Arborist Report to confirm the landscaping improvements, as well as the enhanced pedestrian connections, will not negatively impact the trees. To ensure that the trees identified for retention are protected at development stage, the applicant is required to complete the following items:

- Prior to final adoption of the rezoning bylaw, submission to the City of a contract with a
 Certified Arborist for the supervision of all works conducted within or in close proximity
 to protection zones. The contract must include the scope of work required, the number of
 proposed monitoring inspections at specified stages of construction, any special measures
 required to ensure protection and a provision for the arborist to submit a postconstruction impact assessment to the City for review.
- Prior to final adoption of the rezoning bylaw, submission to the City of a \$5000.00 Tree Survival Security for one tree to be retained.
- Prior to commencing landscaping works on the subject site, installation of tree protection
 fencing around all trees to be retained. Tree protection fencing must be installed to City
 standard in accordance with the City's Tree Protection Information Bulletin Tree-03 prior
 to any works being conducted on-site, and remain in place until construction and
 landscaping on-site is completed.

Sustainability

The applicant has agreed to install four EV charging units to Level 2 Charging as a sustainability improvement for this application. The EV charging units for the commercial development will be secured by legal agreement registered on Title prior to rezoning bylaw adoption.

Site Servicing

There are no site servicing concerns and no frontage improvements are required for this property at this time given the limited scope of the application.

In the future, road dedication, frontage improvements and other site securing requirements will be required where the property is redeveloping, in accordance with the City Centre Area Plan.

Financial Impact or Economic Impact

None.

Conclusion

The purpose of this Zoning Text Amendment application is to amend the "Auto-Oriented Commercial (ZC40) – No. 3 Road (City Centre)" zone to permit Education, Commercial and Health Service, Minor uses to the second and third floor at 4940 No. 3 Road.

The Zoning Text Amendment application complies with the land use designation and applicable policies contained within the OCP for the subject site.

On this basis, it is recommended that Richmond Zoning Bylaw 8500, Amendment Bylaw 10535 be introduced and given first reading.

Alexander Costin

Planning Technician – Design

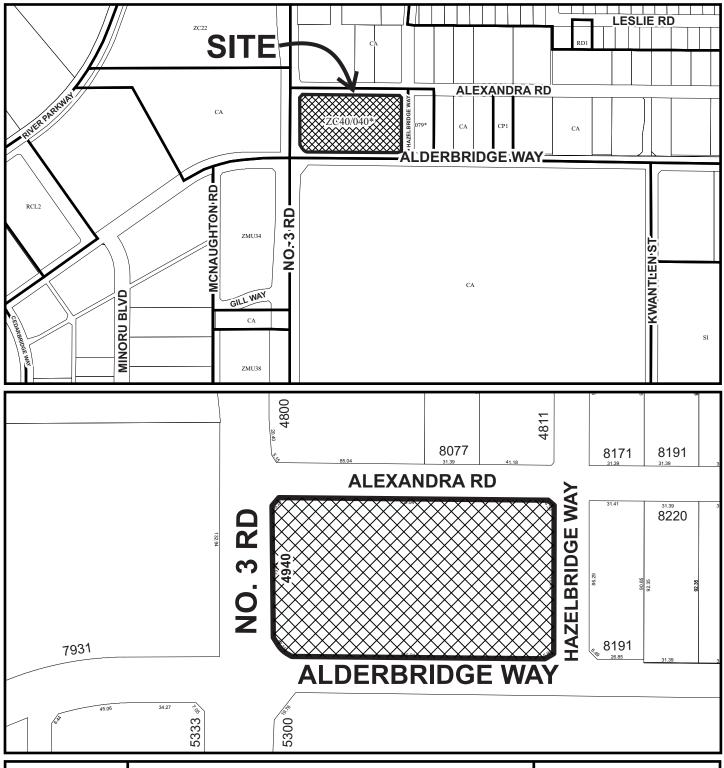
(604-276-4200)

AC:he

Att.

- 1: Location Map & Aerial Photo
- 2: Development Application Data Sheet
- 3: Aberdeen Village (2031) Land Use Map
- 4. Landscape Plan
- 5. Rezoning Considerations







ZT 23-026738

PLN - 14

Original Date: 09/07/23

Revision Date: 02/15/24

Note: Dimensions are in METRES



Development Application Data Sheet

Development Applications Department

ZT 23-026738 Attachment 2

Address: 4940 No. 3 Road

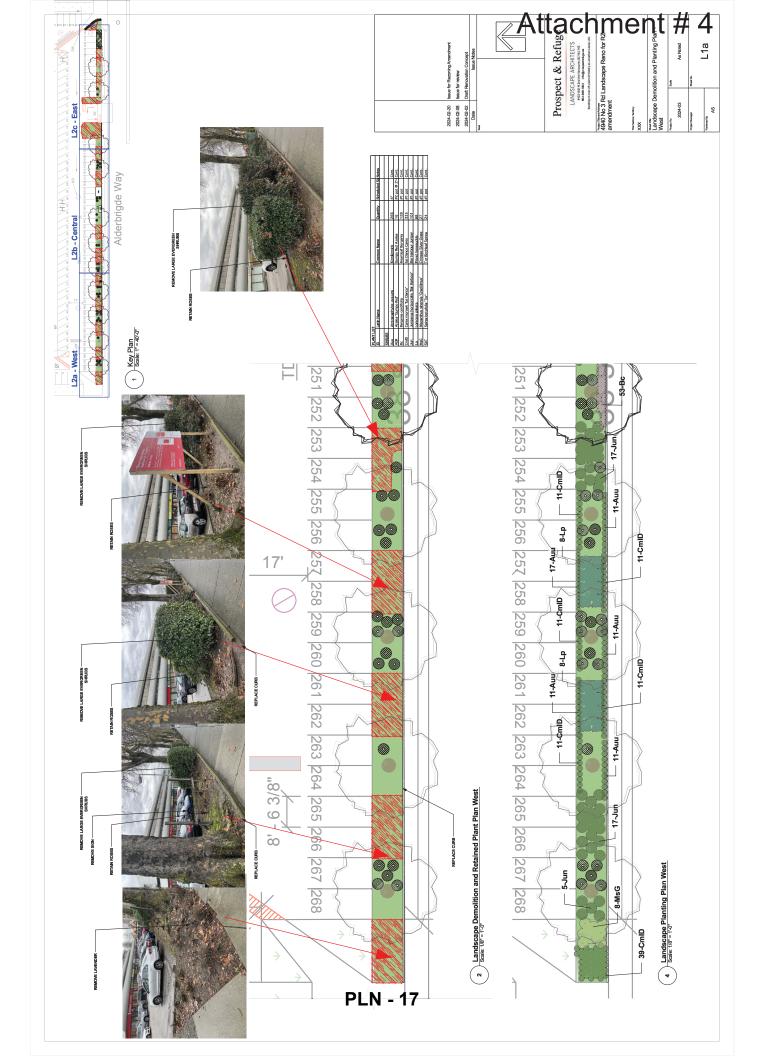
Applicant: HGL Investments Ltd.

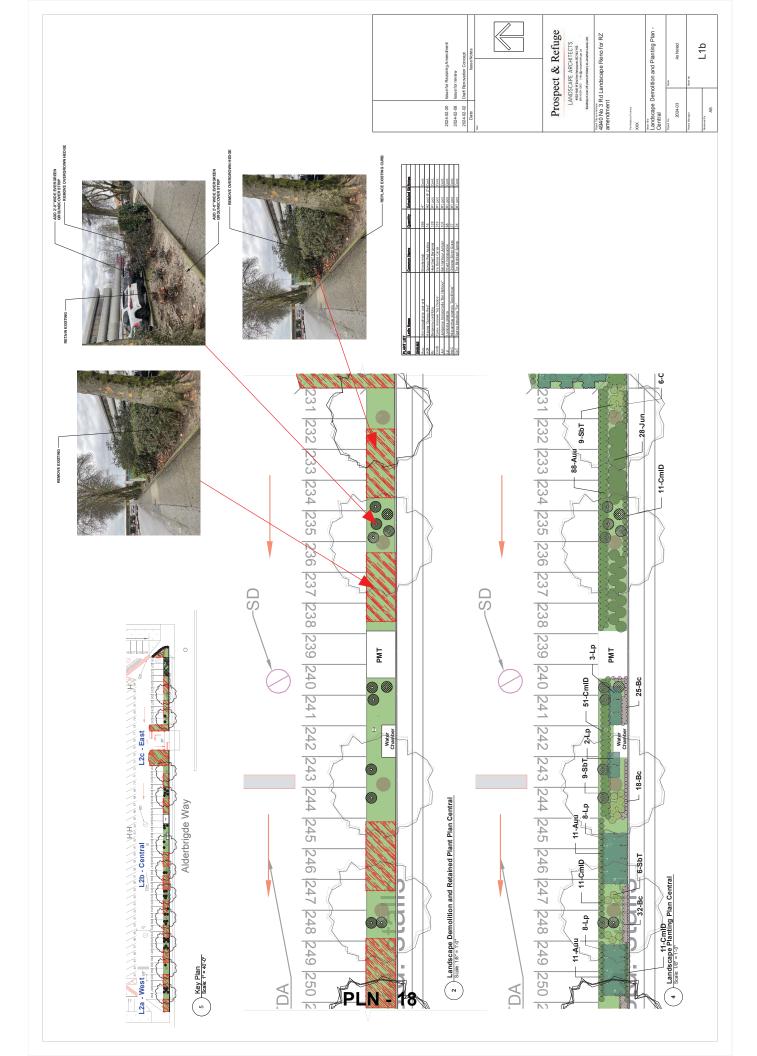
Planning Area(s): City Centre Area Plan – Aberdeen Village

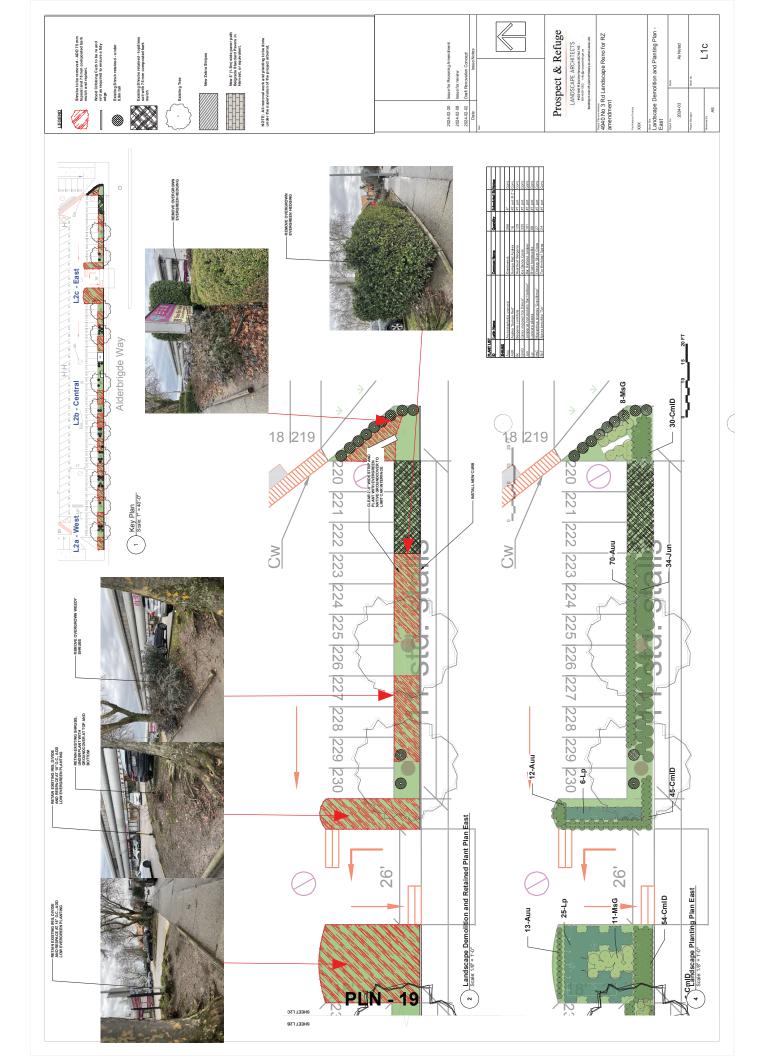
	Existing	Proposed
Owner:	H G L Investments Ltd	No Change
Site Size (m²):	14, 578 m²	No Change
OCP Designation:	Commercial, Mixed Use	No Change
Area Plan Designation:	Urban Centre T5	No Change
Zoning:	Auto-Oriented Commercial (ZC40) – No. 3 Road (City Centre)	No Change
Education, Commercial and Health Service, Minor uses	Permitted on first storey	To be permitted on second and third storey, in addition to the first storey.

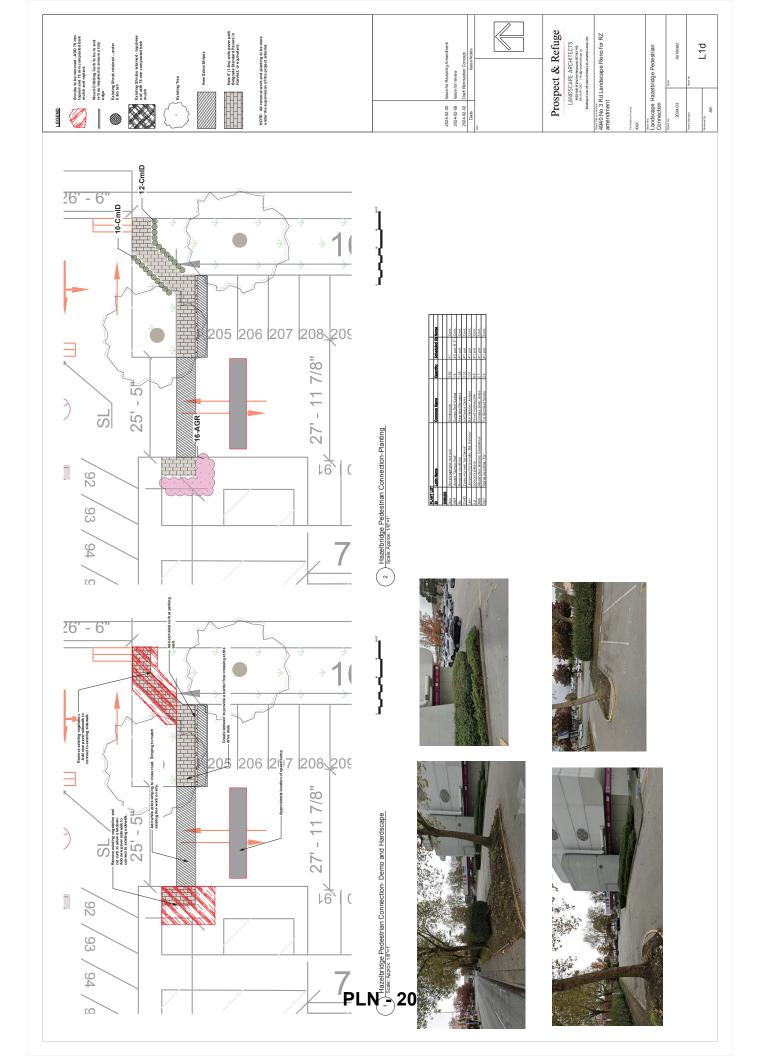
Specific Land Use Map: Aberdeen Village (2031) 2019/05/21 Pedestrian Bridge for Museum and Visual and to Sea Island Performing Arts Centre **Location &** Configuration to be determined CAMBIE RD GARDE Dinsmore Bridge / ALDERBRIDGE WA Subject Site 90m 295ft 400 0 50100 200 300 Meters Non-Motorized Boating General Urban T4 (25m) **Proposed Streets** & Recreation Water Area Marina (Residential Pedestrian-Oriented Urban Centre T5 (35m) Prohibited) Retail Precincts-High Street & Linkages Urban Centre T5 (25m) Village Centre Bonus Pedestrian-Oriented Location where site specific Institution Retail Precincts-Secondary maximum building heights apply: Retail Streets & Linkages Pedestrian Linkages (33m)Richmond Arts District Waterfront Dyke Trail Park Canada Line Station Transit Plaza Park-Configuration & location to be determined Village Centre: No.3 Road & Cambie Road Intersection

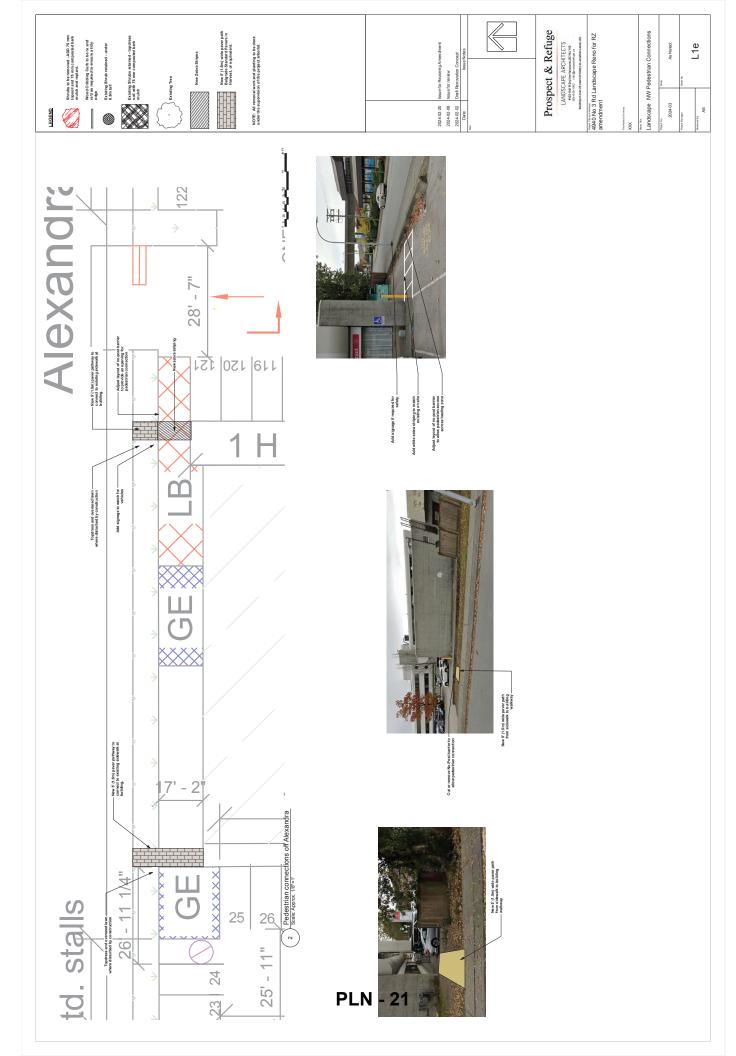
Bylaw 10020 Maximum building height may be subject to established Airport Zoning Regulations in certain areas. 2019/05/21

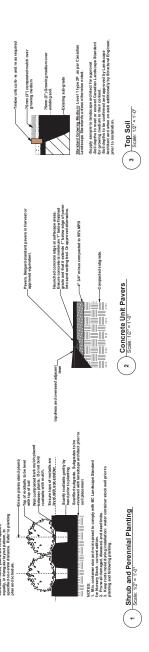














Rezoning Considerations

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

Address: 4940 No. 3 Road File No.: ZT 23-026738

Prior to final adoption of Richmond Zoning Bylaw 8500, Amendment Bylaw 10535, the developer is required to complete the following:

- 1. Receipt of a Letter-of-Credit for landscaping in the amount of \$13,957.89 (including all materials, installation, and a 10% contingency). To accompany the landscaping security, a legal agreement that sets the terms for use and release of the security must be entered into between the applicant and the city.
- 2. Installation of appropriate tree protection fencing around all trees to be retained as part of the development prior to any landscaping or construction activities occurring on-site.
- 3. Submission of a Tree Survival Security to the City in the amount of \$5000.00 for one tree to be retained. To accompany the tree survival security, a legal agreement that sets the terms for release of the security must be entered into between the Applicant and the City
- 4. Submission of a Contract entered into between the applicant and a Certified Arborist for supervision of any on-site works conducted within the tree protection zone of the trees to be retained. The Contract should include the scope of work to be undertaken, including: the proposed number of site monitoring inspections, and a provision for the Arborist to submit a post-construction assessment report to the City for review.
- 5. Registration of an Electric Vehicle (EV) Charging Infrastructure covenant on Title, securing the owner's commitment to voluntary provide, install, and maintain EV charging equipment for the use of the commercial tenants and others as determined to the satisfaction of the City. More specifically, a minimum of 4 of the required parking spaces must be provided with Level 2 EV charging.
- 6. Receipt of a Letter-of-Credit for Electric Vehicle (EV) Charging Infrastructure in the amount of \$10,000.00. To accompany the EV charging security, a legal agreement that sets the terms for use and release of the security must be entered into between the applicant and the city.
- 7. Payment of all fees in full for the cost associated with the Public Hearing Notices, consistent with the City's Consolidated Fees Bylaw No 8636, as amended.



Richmond Zoning Bylaw 8500 Amendment Bylaw 10535 (ZT 23-026738) 4940 No 3 Road

The Council of the City of Richmond, in open meeting assembled, enacts as follows:

- 1. Richmond Zoning Bylaw 8500, as amended, is further amended at Section 22.40 [Auto-Oriented Commercial (ZC40) No. 3 Road (City Centre)] by deleting Section 22.40.11.2 and replacing it with the following:
 - "2. Notwithstanding Section 22.40.11.1, the following permitted **uses** may be located on the second and third **storeys**, in addition to the first **storey:**
 - a) education commercial
 - b) health service, minor
 - c) office".
- 2. This Bylaw may be cited as "Richmond Zoning Bylaw 8500, Amendment Bylaw 10535".

FIRST READING	RI	CITY OF CHMOND
PUBLIC HEARING		PROVED by
SECOND READING	by	PROVED Director Solicitor
THIRD READING		A A
OTHER CONDITIONS SATISFIED		
ADOPTED		
MAYOR	CORPORATE OFFICER	