

## **Report to Committee**

To:Planning CommitteeFrom:Wayne Craig<br/>Director, Development

 Date:
 November 22, 2022

 File:
 RZ 22-014680

## Re: Application by Lorraine S Tsoi for Rezoning at 11431 Williams Road from "Single Detached (RS1/E)" Zone to "Compact Single Detached (RC2)" Zone

### Staff Recommendation

That Richmond Zoning Bylaw 8500, Amendment Bylaw 10432, for the rezoning of 11431 Williams Road from "Single Detached (RS1/E)" to "Compact Single Detached (RC2)", be introduced and given first reading.

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Wayne Craig Director, Development (604-247-4625)

WC:ac Att. 6

REPORT CONCURRENCE				
ROUTED TO:	CONCURRENCE	CONCURRENCE OF GENERAL MANAGER		
Affordable Housing	M	be Erceg		

## Staff Report

## Origin

Lorraine S Tsoi has applied on behalf of the owners, Lorraine S Tsoi, Danny F Leung and Chi L Lau, to the City of Richmond for permission to rezone 11431 Williams Road from the "Single Detached (RS1/E)" zone to the "Compact Single Detached (RC2)" zone, to permit the property to be subdivided to create two single-family lots, each with vehicle access from the rear lane (Attachment 1). The proposed subdivision is shown in Attachment 2. The proposed site plan and preliminary landscape plan are shown in Attachment 3.

## **Findings of Fact**

A Development Application Data Sheet providing details about the development proposal is attached (Attachment 4).

## Subject Site Existing Housing Profile

There is an existing owner-occupied single-family dwelling containing a secondary suite on the subject property, which is proposed to be demolished. The applicant has confirmed that the secondary suite is not occupied.

## **Surrounding Development**

Development immediately surrounding the subject site is as follows:

- To the North: Across the lane, a single-family dwelling on a lot zoned "Single Detached (RS1/E)" fronting Seaton Road.
- To the South: Single-family dwellings on lots zoned "Compact Single Detached (RC1)", fronting Williams Road with vehicle access from the rear lane. An application for rezoning at 11460 Williams Road (RZ 21-940331) from the "Single Detached (RS1/E)" to the "Compact Single Detached (RC2)" zone to subdivide into two compact single-family lots with vehicle access from the rear lane received 3<sup>rd</sup> reading at the Public Hearing on July 18, 2022.
- To the East: Single-family dwellings on lots zoned "Compact Single Detached (RC1)", fronting Williams Road with vehicle access from the rear lane.
- To the West: Single-family dwellings on lots zoned "Compact Single Detached (RC1)", fronting Williams Road and Seacote Road with vehicle access from the rear lane.

## **Related Policies & Studies**

## Official Community Plan/Shellmont Area Plan

The subject property is located in the Shellmont planning area, and is designated "Neighbourhood Residential" in the Official Community Plan (OCP). This designation provides for a range of housing including single-family and townhouses. The proposed rezoning and subdivision is consistent with this designation.

## Arterial Road Policy

The subject property is designated "Arterial Road Compact Lot Single Detached" on the Arterial Road Housing Development Map. The Arterial Road Land Use Policy requires all compact lot developments to be accessed from the rear lane only. The proposed rezoning is consistent with this Policy.

Prior to final adoption of the rezoning bylaw, the applicant must submit a Landscape Plan, prepared by a Registered Landscape Architect, to the satisfaction of the Director, Development, and deposit a Landscaping Security based on 100% of the cost estimate provided by the Landscape Architect, including installation costs. The Landscape Plan should comply with the guidelines of the OCP's Arterial Road Policy and include any required replacement trees identified as a condition of rezoning. A preliminary Landscape Plan is provided in Attachment 3.

### Floodplain Management Implementation Strategy

The proposed redevelopment must meet the requirements of the Richmond Flood Plain Designation and Protection Bylaw 8204. Registration of a flood indemnity covenant on Title is required prior to final adoption of the rezoning bylaw.

### **Public Consultation**

A rezoning 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

This redevelopment proposes to rezone and subdivide one existing single-family property into two new compact single-family lots with vehicular access from the rear lane. This rezoning and subdivision is consistent with the lot fabric and vehicular access of the adjacent lots on Williams Road. Similar applications to rezone and subdivide properties have been approved in recent years on both sides of this block of Williams Road, between Shell Road and No. 5 Road.

## Existing Legal Encumbrances

None

## Transportation and Site Access

Vehicular access to Williams Road is not permitted in accordance with Residential Lot (Vehicular) Access Bylaw No. 7222 and therefore will be restricted to the rear lane only. A new sidewalk and landscaped boulevard is to be installed along Williams Road as part of a Servicing Agreement outlined in the Site Servicing and Frontage Improvements section.

## Tree Retention and Replacement

The applicant has submitted a Certified Arborist's Report; which identifies on-site and off-site tree species, assesses tree structure and condition, and provides recommendations on tree retention and removal relative to the proposed development. The Report indicates there are no bylaw sized trees on the subject property and assesses one (1) tree on neighbouring properties and two (2) street trees on City property.

The City's Tree Preservation Coordinator has reviewed the Arborist's Report and supports the Arborist's findings, with the following comments:

- One tree tag#A (Red maple, 21 cm caliper) located on the neighbouring property is in good condition and is to be protected as per the arborist report recommendations.
- Two boulevard trees tag#986 (Sweetgum, 29cm caliper) and tag#987 (Sweetgum, 31cm caliper) located on adjacent City property are identified to be retained and protected. The applicant is required to provide tree protection as per City of Richmond Tree Protection Information Bulletin Tree-03. A tree survival security of \$15,000.00 will be required for the City trees.

## Tree Protection

Two (2) trees on City property (tag# 986 and 987) and the one (1) tree on the neighbouring property (tag# A) are to be retained and protected. The applicant has submitted a tree protection plan showing the trees to be retained and the measures taken to protect them during development stage (Attachment 5). 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 tree 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 tree protection, and a provision for the arborist to submit a post-construction impact assessment to the City for review.
  - A tree survival security in the amount of \$15,000.00 for two trees located on City property (tag# 986 and 987). The security will be held until construction and landscaping on the subject site is completed and landscape inspection has been passed by City staff.

• Prior to demolition of the existing dwelling 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.

## Tree Planting and Landscaping

Consistent with Zoning Bylaw regulations and the landscape guidelines for compact lots in the Arterial Road Land Use Policy, the applicant must plant and maintain two new trees per lot (a total of four trees). The City's Tree Preservation Coordinator has identified that the new trees must be a minimum 6 cm caliper for deciduous trees or 3.5 m high for coniferous trees.

To ensure that the two new required trees are planted and maintained on each lot proposed and that the front yards of the proposed lots are enhanced, the applicant is required to complete the following prior to final adoption of the rezoning bylaw:

- Submit a Landscape Plan for the front yards prepared by a Registered Landscape Architect, to the satisfaction of the Director of Development. The Landscape Plan must comply with the guidelines of the Arterial Road Land Use Policy in the OCP.
- Submit a Landscaping Security based on 100% of a cost estimate for the proposed Landscape Plan works provided by the Landscape Architect (including materials, installation, and a 10% contingency). This security should include \$3,000.00 (\$750.00/tree) to ensure two new trees are planted and maintained on each proposed lot.

### Affordable Housing Strategy

The City's Affordable Housing Strategy for single-family rezoning applications requires a secondary suite or coach house on 100% of new lots created through single-family rezoning and subdivision applications; a secondary suite or coach house on 50% of new lots created and a cash-in-lieu contribution to the City's Affordable Housing Reserve Fund of the total buildable area of the remaining lots; or a cash-in-lieu contribution of the total buildable area of all lots where a secondary suite cannot be accommodated in the development.

Consistent with the Affordable Housing Strategy, the applicant has proposed to provide a onebedroom secondary suite in each of the dwellings to be constructed on the new lots, for a total of two suites. Prior to the adoption of the rezoning bylaw, the applicant must register a legal agreement on title to ensure that no Building Permit inspection is granted until a minimum onebedroom secondary suite is constructed on each of the two future lots, to the satisfaction of the City in accordance with the BC Building Code and the City's Zoning Bylaw.

### Site Servicing and Frontage Improvements

At Subdivision stage, the applicant must enter into a Servicing Agreement for the design and construction of the required site servicing and off-site improvements, as described in Attachment 6, including:

- Removal of the existing sidewalk and installation of a new 1.5 m concrete sidewalk and landscaped boulevard. The new sidewalk is to be connected to the existing sidewalks to the east and west of the subject site with a transition section based on a reverse curve design.
- Rear lane is to be upgraded with approximately 0.6 m lighting strip, 0.15 m wide rollover curb, 5.1 m wide driving surface, and a 0.15 m wide roll-over curb (from north to south). Final design to be confirmed through the Servicing Agreement process.

At the Subdivision stage, the applicant is also required to pay:

- \$17,647.57 plus applicable interest for cost recovery of rear lane drainage upgrades previously constructed by the City as part of a City Capital Works Program in accordance with Works and Services Cost Recovery Bylaw 8752.
- The current year's taxes, Development Cost Charges (City, Metro Vancouver and TransLink), School Site Acquisition Charges, Address Assignment Fees, and the costs associated with the completion of the site servicing and other improvements as described in Attachment 6.

## **Financial Impact or Economic Impact**

This rezoning application results in an insignificant Operational Budget Impact (OBI) for off-site City infrastructure (such as roadworks, waterworks, storm sewers, sanitary sewers, street lights, street trees and traffic signals).

## Conclusion

The purpose of this application is to rezone 11431 Williams Road from the "Single Detached (RS1/E)" zone to the "Compact Single Detached (RC2)" zone, to permit the property to be subdivided to create two single-family lots with vehicle access from the rear lane.

The proposed rezoning and subdivision are consistent with the applicable plans and policies affecting the subject site.

The list of rezoning considerations is included in Attachment 6, which has been agreed to by the applicant (signed concurrence on file).

It is recommended that Richmond Zoning Bylaw 8500, Amendment Bylaw 10432 be introduced and given first reading.

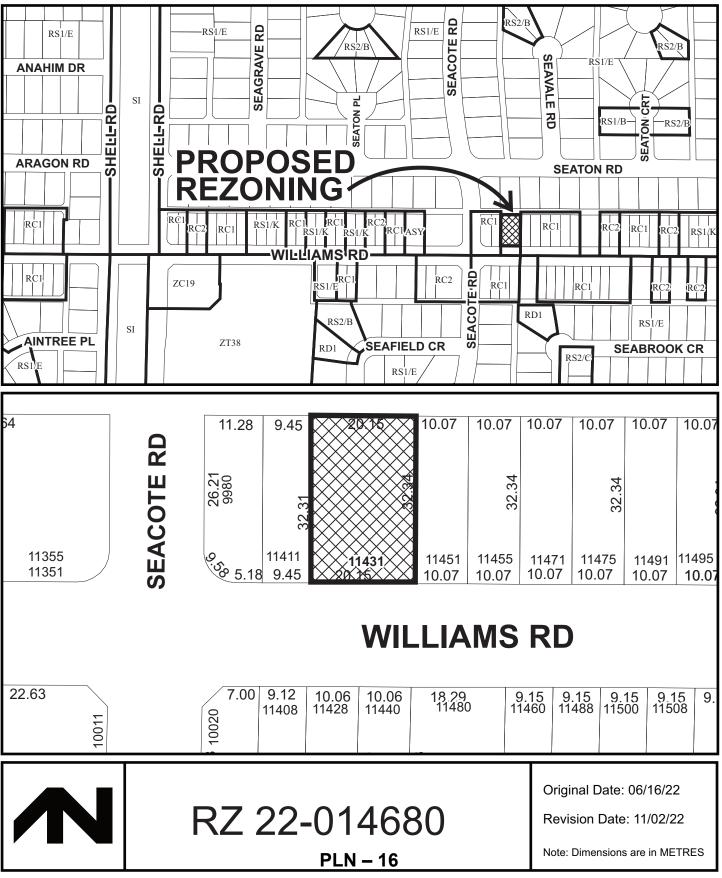
Alexander Costin Planning Technician – Design (604-276-4200)

## AC:js

- Att. 1: Location Map/Aerial Photo
  - 2: Site Survey and Proposed Subdivision Plan
  - 3: Site Plan and Landscape Plan
  - 4: Development Application Data Sheet
  - 5: Tree Retention Plan
  - 6: Rezoning Considerations

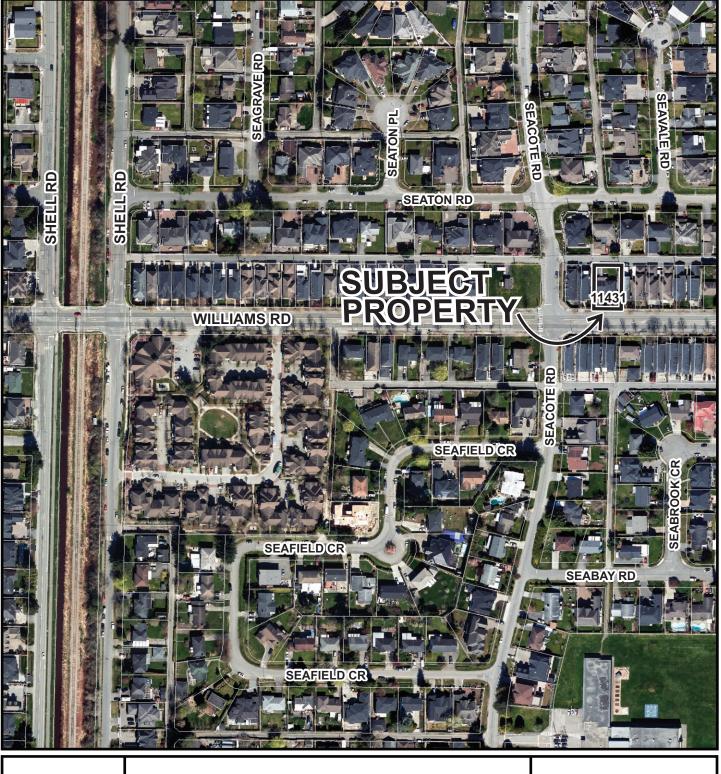


# City of Richmond





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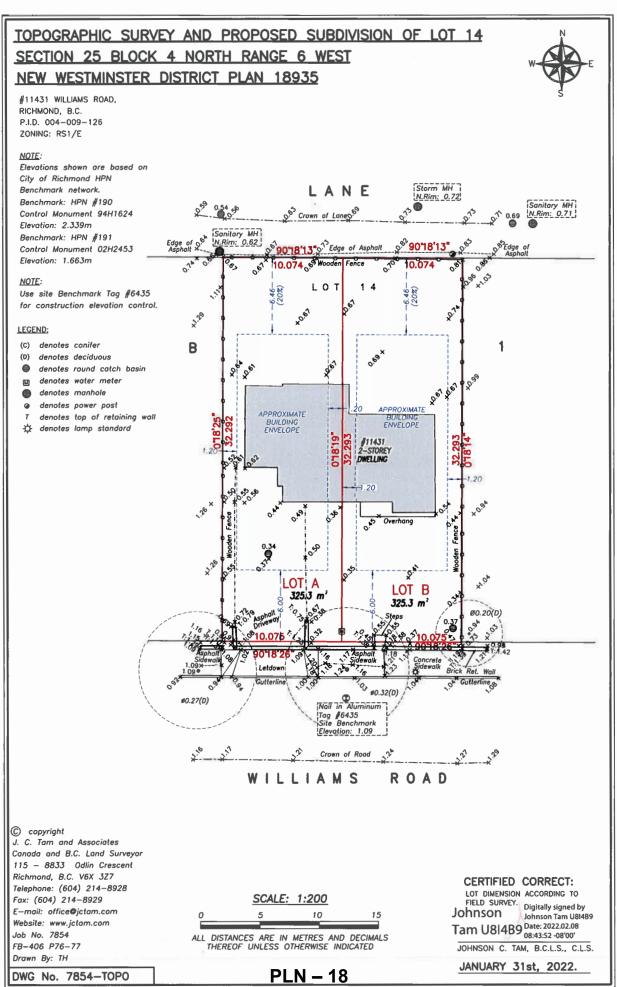
**PLN – 17** 

Original Date: 06/16/22

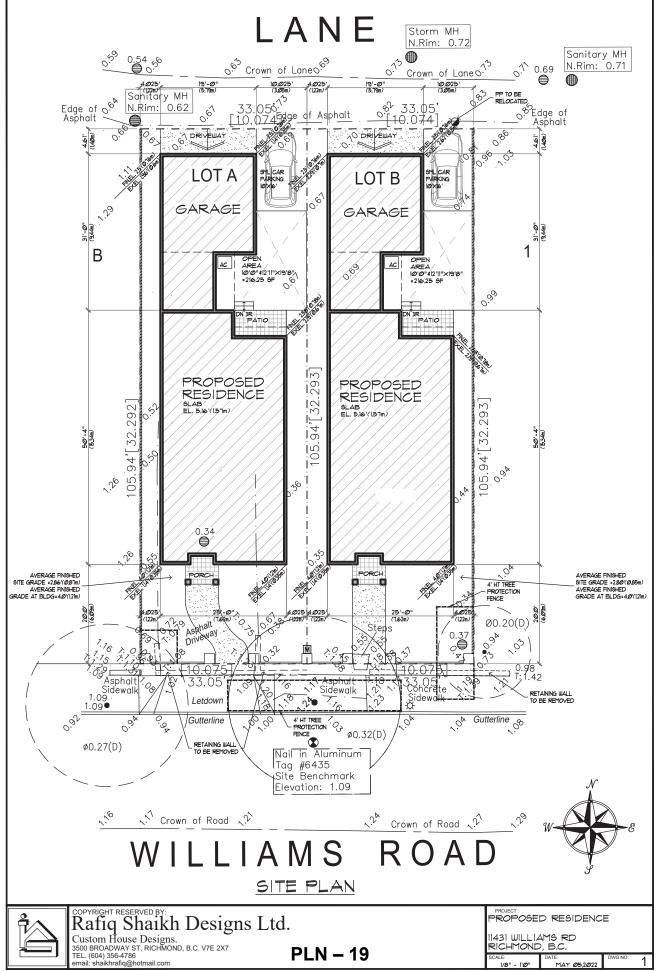
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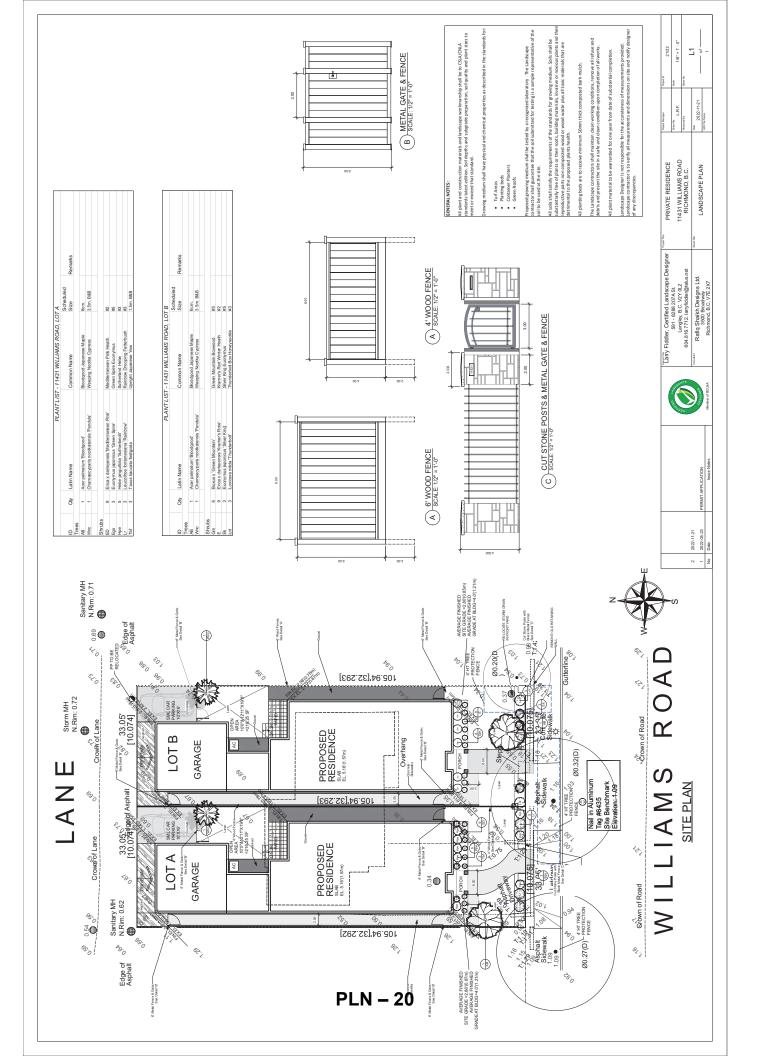
Note: Dimensions are in METRES

Attachment 2



## Attachment 3







## **Development Application Data Sheet**

Development Applications Department

## RZ 22-009258

Attachment 4

Address: 11431 Williams Road

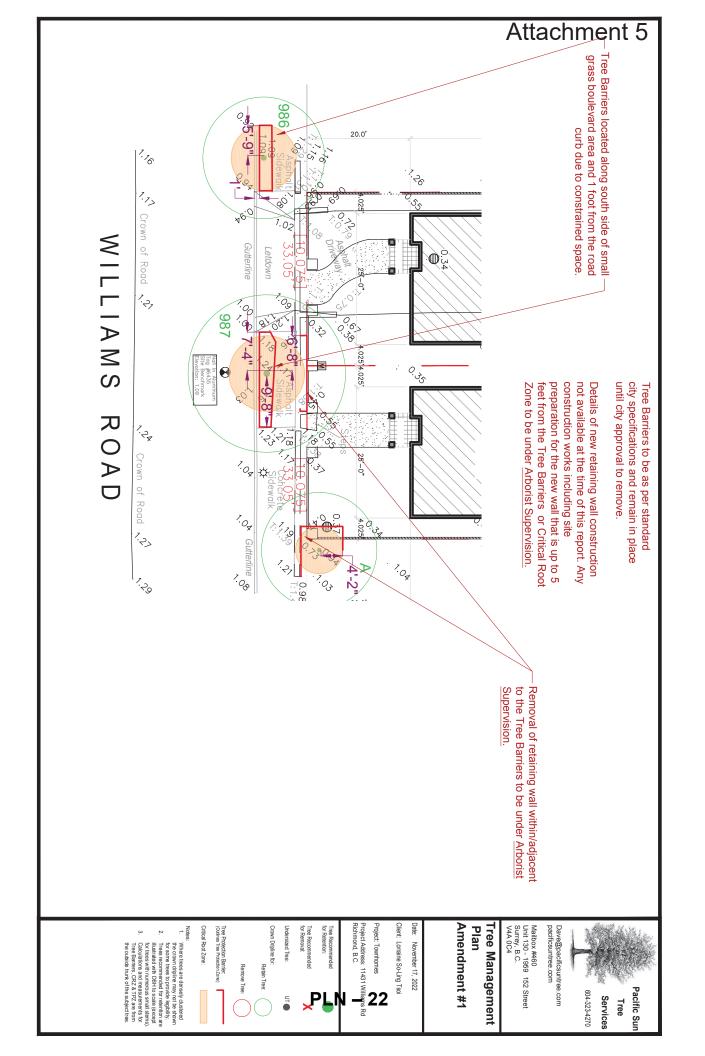
Applicant: Lorraine S Tsoi

Planning Area(s): Shellmont

	Existing	Proposed	
Owner(s):	Lorraine S Tsoi, Danny F Leung, Chi L Lau	To be determined.	
Site Size (m <sup>2</sup> ):	651 m²	Lot A: 325.3 m² Lot B: 325.3 m²	
Land Uses:	One single-detached lot	Two single detached lots	
OCP Designation:	Neighbourhood Residential	No change	
Area Plan Designation:	N/A	No change	
Zoning:	Single Detached (RS1/E)	Compact Single Detached (RC2)	
Number of Units:	1	2	
Other Designations:	Arterial Road Compact Lot Single Detached	No change	

On Future Subdivided Lots	Bylaw Requirement	Proposed	Variance
Floor Area Ratio:	Max. 0.6	Max. 0.6	none permitted
Buildable Floor Area (m²):*	Lot A: Max. 195.2 m <sup>2</sup> (2,101 ft <sup>2</sup> ) Lot B: Max. 195.2 m <sup>2</sup> (2,101 ft <sup>2</sup> )	Lot A: Max. 195.2 m <sup>2</sup> (2,101 ft <sup>2</sup> ) Lot B: Max. 195.2 m <sup>2</sup> (2,101 ft <sup>2</sup> )	none permitted
Lot Coverage (% of lot area):	Building: Max. 50% Non-porous Surfaces: Max. 70% Total: Max. 20%	Building: Max. 50% Non-porous Surfaces: Max. 70% Total: Max. 20%	none
Lot Size:	270 m²	Lot A: 325.3 m <sup>2</sup> Lot B: 325.3 m <sup>2</sup>	none
Lot Dimensions (m):	Width: 9.0 m Depth: 24.0 m	Width: 10.1 m Depth: 32.3 m	none
Setbacks (m):	Front: Min. 6.0 m Rear: Min. 6.0 m (Min. 1.2 to garage) Side: Min. 1.2 m	Front: Min. 6.0 m Rear: Min. 6.0 m (Min. 1.2 to garage) Side: Min. 1.2 m	none
Height (m):	Max. 2 ½ Storeys (9.0 m)	Max. 2 ½ Storeys (9.0 m)	none
On-site Vehicle Parking with Secondary Suite:	Min. 3 per lot	Lot A: Min. 3 Lot B: Min. 3	none

\* Preliminary estimate; not inclusive of garage; exact building size to be determined through zoning bylaw compliance review at Building Permit stage.





## **Rezoning Considerations**

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

## Address: 11431 Williams Road

## File No.: RZ 22-014680

# Prior to final adoption of Richmond Zoning Bylaw 8500, Amendment Bylaw 10432, the developer is required to complete the following:

- 1. Submission of a Landscape Plan, prepared by a Registered Landscape Architect, to the satisfaction of the Director of Development, and deposit of a Landscaping Security based on 100% of the cost estimate provided by the Landscape Architect, including installation costs. To accompany the landscaping security, a legal agreement that sets the terms for release of the security must be entered into between the Applicant and the City. The Landscape Plan should:
  - comply with the guidelines of the OCP's Arterial Road Policy and should not include hedges along the front property line;
  - include a mix of coniferous and deciduous trees;
  - include the dimensions of tree protection fencing as illustrated on the Tree Retention Plan attached to this report; and
  - include the 2 required trees (minimum 6 cm deciduous caliper or 3.5 m high conifers) to be planted on each new lot
- 2. 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.
- 3. Submission of a Tree Survival Security to the City in the amount of \$15,000.00 for the two trees 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. Registration of a flood indemnity covenant on title (2.9 m GSC Area A).
- 5. Registration of a legal agreement on Title to ensure that no final Building Permit inspection is granted until at minimum a one-bedroom secondary suite is constructed on both of the two future lots, to the satisfaction of the City in accordance with the BC Building Code and the City's Zoning Bylaw.
- 6. 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.

## Prior to a Demolition Permit\* being issued, 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

## At Subdivision\* stage, the developer must complete the following requirements:

- 1. Lane upgrades completed previously by the City are to be paid in the amount of \$17,647.57 plus applicable interest as per the Works and Services Cost Recovery Bylaw 8752.
- 2. Payment of the current year's taxes, Development Cost Charges (City, Metro Vancouver and TransLink), School Site Acquisition Charges, and Address Assignment Fees.
- 3. Enter into a Servicing Agreement\* for the design and construction of engineering infrastructure improvements. A Letter of Credit or cash security for the value of the Service Agreement works, as determined by the City, will be required as part of entering into the Servicing Agreement. Works include, but may not be limited to:

## Water Works

a) Using the OCP Model, there is 737 L/s of water available at a 20 psi residual at the Williams Rd frontage. Based on your proposed development, your site requires a minimum fire flow of 95 L/s.

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Initial:

- b) At Developer's cost, the Developer is required to:
  - i) Submit Fire Underwriter Survey (FUS) or International Organization for Standardization (ISO) fire flow calculations to confirm development has adequate fire flow for onsite fire protection. Calculations must be signed and sealed by a Professional Engineer and be based on Building Permit Stage building designs.
  - ii) Cut and cap all existing water service connections and remove all existing water meters.
  - iii) Install a new 25 mm diameter water service connection, complete with water meter and water meter box to service proposed lot #1 as per City specifications to service the site.
  - iv) Install a new 25 mm diameter water service connection, complete with water meter and water meter box to service proposed lot #2 as per City specifications to service the site.
  - v) Provide a right-of-way for the water meter. Minimum right-of-way dimensions to be the size of the meter box (from the City of Richmond supplementary specifications) + any appurtenances (for example, the bypass on W2o-SD) + 0.5 m on all sides. Exact right-of-way dimensions to be finalized during the building permit process.
- c) At Developer's cost, the City will:
  - i) Complete all tie-ins for the proposed works to existing City infrastructure.

### **Storm Sewer Works**

- a) At Developer's cost, the Developer is required to:
  - i) Provide an erosion and sediment control plan for all on-site and off-site works, to be reviewed as part of the servicing agreement design.
  - ii) Cut and cap all existing storm sewer service connections and inspection chambers servicing the proposed site.
  - iii) Install a new storm sewer service connection to service lot #1, complete with inspection chamber and a service lead.
  - iv) Install a new storm sewer service connection to service lot #2, complete with inspection chamber and a service lead.
- b) At Developer's cost, the City will:
  - i) Complete all tie-ins for the proposed works to existing City infrastructure.

### **Sanitary Sewer Works**

- a) At Developer's cost, the Developer is required to:
  - i) Not start onsite excavation or foundation construction until completion of rear-yard sanitary works by City crews.
  - ii) Cut and cap all existing sanitary sewer service connections servicing the proposed site.
  - iii) Install a new sanitary sewer service connection to service lot #1, complete with inspection chamber and a service lead.
  - iv) Install a new sanitary sewer service connection to service lot #2, complete with inspection chamber and a service lead.
- b) At Developer's cost, the City will:
  - i) Complete all tie-ins for the proposed works to existing City infrastructure.

### **General Items**

- a) At Developer's cost, the Developer is required to:
  - i) Complete other frontage improvements as per Transportation requirements.
    - (1) Frontage Improvements (Williams Road)
      - (a) Sidewalk
        - The existing sidewalk is to be removed as it is significantly substandard and too close to an existing tree identified for protection (Tree #987). A new 1.5 m wide concrete sidewalk is to be built next to the subject site's south property line.
        - The new sidewalk is to be connected to the existing sidewalks to the east and west of the subject site. These sidewalk connections are to be constructed with a transition section based on a reverse curve design (3 m x 3 m or shorter).
      - (b) Boulevard

- The space between the new sidewalk and the existing north curb of the subject site's fronting section of Williams Road (+/- 1.4 m) is to be treated as a landscaped boulevard.
- (2) Frontage Improvements (Rear Lane)
  - (a) Rear lane is to be upgraded with approximately 0.6m lighting strip, 0.15m wide roll-over curb, 5.1m wide driving surface, and a 0.15m wide roll-over curb (from north to south).
- ii) Not encroach into City rights-of-ways with any proposed trees, retaining walls, or other non-removable structures. Retaining walls proposed to encroach into rights-of-ways must be reviewed by the City's Engineering Department.
- iii)Coordinate with BC Hydro, Telus and other private communication service providers:
  - (1) To pre-duct for future hydro, telephone and cable utilities along all road frontages.
  - (2) Before relocating/modifying any of the existing power poles and/or guy wires within the property frontages.
  - (3) To underground overhead service lines.

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

- 1. 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.
- 2. 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.

(Signed copy on file)

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Date



## Richmond Zoning Bylaw 8500 Amendment Bylaw (RZ 22-014680) 11431 Williams Road

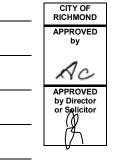
The Council of the City of Richmond, in open meeting assembled, enacts as follows:

1. The Zoning Map of the City of Richmond, which accompanies and forms part of Richmond Zoning Bylaw 8500, is amended by repealing the existing zoning designation of the following area and by designating it "COMPACT SINGLE DETACHED (RC2)".

P.I.D 004-009-126 Lot 14 Block 1 Section 25 Block 4 North Range 6 West New Westminster Plan 18935

2. This Bylaw may be cited as "Richmond Zoning Bylaw 8500, Amendment Bylaw 10432".

FIRST READING A PUBLIC HEARING WAS HELD ON SECOND READING THIRD READING OTHER CONDITIONS SATISFIED ADOPTED



MAYOR

CORPORATE OFFICER