

Report to Development Permit Panel

To:

Development Permit Panel

Date:

November 9, 2016

From:

Re:

Wayne Craig

File:

DP 16-727168

....

Director, Development

Birector, Bevelopmen

Application by Pritam Samra for a Development Permit at 7311 No. 5 Road

(Referral from July 13, 2016 Development Permit Panel Meeting)

Staff Recommendation

That a Development Permit be issued which would permit the construction of a single-family dwelling with an attached garage on a site with an Environmentally Sensitive Area (ESA) designation at 7311 No. 5 Road, and zoned Agriculture (AG1).

Wayne Craig

Director, Development

DCB:blg

Att. 2

Staff Report

Origin

Pritam Samra has applied to the City of Richmond for permission to develop a single-family dwelling with a detached garage at 7311 No. 5 Road on a 2,023 m² (21,776 ft²) site with an Environmentally Sensitive Area (ESA) designation at 7311 No. 5 Road. The site is zoned "Agriculture (AG1)", and is currently vacant as the previous dwelling was removed.

The site will not require a rezoning as the proposed use conforms to the existing "Agriculture (AG1)" zoning.

A Staff Report was reviewed by Development Permit Panel at the meeting on July 13, 2016 (Attachment 2) and the application was referred back to staff. In response to the referral, the applicant has revised the proposal to relocate the septic field, house and garage, and has reduced the paved area to lessen the impact to the ESA. The revised site plan and landscape plans are provided in the Development Permit plans that accompany this report.

Background

The following referral motion was carried at the July 13, 2016 Development Permit Panel meeting:

"That DP 16-727168 be referred back to staff to work with the applicant to consider redesigning the proposed development in order to lessen its impact to the Environmentally Sensitive Area (ESA) within the subject site."

This supplemental Staff Report provides the response to the referral, a summary of the revisions made to the development proposal, and presents the revised Development Permit that staff are recommending for issuance.

Development Information

Please refer to this Staff Report and the revised Development Permit plans that accompany this report for information regarding the modifications made to the proposal in order to address the Development Permit Panel's referral motion.

Please refer to the original Staff Report dated June 21, 2016 (Attachment 2) for information pertaining to surrounding development, zoning compliance, site planning issues, and the analysis of the arborist report.

The revised landscaping submission takes into account a revised biologist report and landscaping plan (Keystone Environmental report dated November 7, 2016).

Analysis

Revisions to the House and Garage Siting

In response to the Panel's recommendation to redesign the proposed development in order to lessen its impact to the ESA, the applicant has modified the design as follows:

- The port cochere has been removed from the front of the house.
- The septic field has relocated out of the ESA to the maximum extent possible leaving an encroachment into the ESA of 9.7 m².
- Septic tanks in the front yard setback will be buried entirely below ground. These tanks are integral to the system allowing the sewage material to begin breaking down before being pumped out to the septic field.
- The relocated septic field and septic tanks have been reviewed and approved by Vancouver Coastal Health.
- The garage, which was previously located at the rear of the house, has now been reduced in size and relocated to the front of the house.
- The area of paving stones reduced at the rear of the house to avoid encroachment into the ESA.
- The house will be pulled slightly westward to accommodate the new garage location at the front of the house.
- The house and permeable surfaces now encroach into the ESA by 30.6 m².

These modifications will reduce the encroachment into the ESA from 300 m^2 (3,229 ft²) as originally proposed to 40.3 m^2 (434 ft²) reducing the encroachment into the ESA by approximately 259.7 m² (2,795.4 ft²) from the initial proposal.

Landscape Modifications

The revised landscaping and enhancement plans provide for:

- Installation of a protective fence and sediment control measures around the entire edge of the ESA during construction.
- No storm water discharges into the ESA unless approved by the City.
- Removal of invasive species; (i.e. Himalayan Blackberry and Japanese Knotweed).
- Landscaping at the side and front of the house is excluded from the ESA compensation required.
- Total compensation/enhancement planting of 80.6 m² (867.57 ft²); with a selection of native plants and trees for an enhancement planting ratio of 2:1.

Modifications to the Development Permit Considerations

Given the significant reduction to the ESA encroachment the Development Permit Considerations have also been revised as follows:

• Receipt of a Letter of Credit for landscaping and monitoring by the owner over a one-year period in the amount of \$2,080.38 inclusive of a 10% contingency. The original monitoring

requirement was for a three-year period but is reduced as the amount of compensation is now much smaller and does not warrant the extra monitoring.

- Submission of an acceptable tree removal permit and replacement securities for removal and replacement of four (4) off-site trees on the neighbouring lot as identified in the Arbourtech Consulting report dated February 16, 2016. (No change from the original requirement).
- Submission of proof that protective fencing has been installed to protect the remaining ESA. (No change from the original requirement).
- Registration of an agreement on Title ensuring that the environmental enhancements will be maintained and not removed. (No change from the original requirement).

Conclusions

In response to the Development Permit Panel's referral, the design and location of the house, garage, paving stones and septic tank have been adjusted; resulting in a much reduced encroachment into the Environmentally Sensitive Area on this property.

The proposed single-family dwelling development conforms with the intent of the Development Permit Guidelines of the Official Community Plan (OCP) and meets the zoning requirements under the "Agriculture (AG1)" zone. Staff recommend that the Development Permit be issued.

David Brownlee

Planner 2

(604-276-4200)

DCB:blg

The following are to be met prior to forwarding this application to Council for approval:

- Receipt of a Letter of Credit for landscaping and monitoring over a one-year period in the amount of \$2,080.38 inclusive of a 10% contingency.
- Submission of an acceptable tree removal permit and replacement securities for removal and replacement of four (4) off-site trees on the neighbouring lot as identified in the Arbourtech Consulting report dated February 16, 2016.
- Submission of proof that protective fencing has been installed to protect the remaining ESA.
- Registration of an agreement on Title ensuring that the environmental enhancements will be maintained and not removed.

Prior to future Building Permit issuance, the developer is required to complete the following:

- The applicant is required to obtain a Building Permit for any construction hoarding associated with the proposed development. If construction hoarding is required to temporarily occupy a street, or any part thereof, or occupy the air space above a street, or any part thereof, additional City approvals and associated fees may be required as part of the Building Permit. For further information on the Building Permit, please contact Building Approvals Department at 604-276-4285.
- If applicable, submission of a construction traffic and parking management plan to the satisfaction of the City's Transportation Department (http://www.richmond.ca/services/ttp/special.htm).
- If applicable, payment of latecomer agreement charges associated with eligible latecomer works.



Development Application Data Sheet Development Applications Department

DP 16-727168			Attachment 1
Address: 7311 N	No. 5 Road		
Applicant: Pritam	Samra	Owner:	Pritam Samra and Baljit Samra
Planning Area(s):	East Richmond		,
Floor Area Gross:	590.34 m ² (6,352.2 ft ²)		

	Existing	Proposed
Site Area:	2,023 m ²	Same
Land Uses:	Agriculture	Same
OCP Designation:	Agriculture	Same
Zoning:	Agriculture (AG1)	Same
Number of Units:	0 (previous SFD removed)	. 1

	Bylaw Requirement	Proposed	Variance
Floor Area Ratio:	Max. 0.6 FAR	0.3	none permitted
Lot Coverage:	No Maximum	34.1%	None
Setback – Front Yard:	Min. 6.0 m	More than 6.0 m	None
Setback – Side Yard:	Min. 1.2 m	1.2 m	None
Setback – Side Yard:	Min. 3.0 m	3.65 m	None
Setback – Rear Yard:	Min. 6.0 m	More than 6.0 m	None
Height (m):	Max. 10.5 m and 2.5 storeys	9.2 m	None
Lot Size:	820 m²	2,023 m ²	None
Flood Construction Elevation	2.9 m GSC	2.475 m GSC	None
Total off-street Spaces:	2.0	4.0	None



Report to Development Permit Panel

To:

Development Permit Panel

Date:

June 21, 2016

From:

Wayne Craig

DP 16-727168

Director of Development

File:

Re:

Application by Pritam Samra for a Development Permit at 7311 No. 5 Road

Staff Recommendation

That a Development Permit be issued which would permit the construction of a single-family dwelling with a detached garage on a site with an Environmentally Sensitive Area designation at 7311 No. 5 Road, on a site zoned Agriculture (AG1).

Director of Development

DCB:blg

Staff Report

Origin

Pritam Samra has applied to the City of Richmond for permission to develop a single-family dwelling with a detached garage at 7311 No. 5 Road on a 2,023 m² (21,776 ft²) site with an Environmentally Sensitive Area (ESA) designation at 7311 No. 5 Road. The site is zoned "Agriculture (AG1)", and is currently vacant as the previous dwelling was removed.

The site will not require a rezoning as the proposed use conforms to the existing "Agriculture (AG1)" zoning.

Development Information

The development proposal involves the construction of a single-family dwelling with a detached garage and a new driveway. The front 50 m of the site are proposed to be filled to accommodate the 590.34 m² (6,352.2 ft²) house and to address the flood construction elevation requirements. A separate soil fill application is not required where the area of fill is less than 0.2 ha. The rear portion of the lot will be retained at the existing grades, but replacement and upgrading of the existing septic field will encroach into the Environmentally Sensitive Area (ESA) which currently covers approximately half of the site (985 m²).

A detailed report by Keystone Environmental (report dated Jun 8, 2016) indicates that the development project will result in identifiable negative impacts to the environmentally sensitive features on the site over an area of approximately 300 m². A mitigation/compensation plan to address the proposed encroachment is outlined later in this report.

Please refer to the 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 and south: Lots of similar size (approximately 1,656 m² to 2,023 m²) all zoned Agriculture (AG1) and containing single-family dwellings.
- On the east side of No. 5 Road: are large (typically 13,100 m² to 30,400 m² sized lots) zoned Agriculture (AG1). These lots are either farmed or tree covered.
- To the west: A heavily treed, 20 m wide, un-opened roadway designated as an Environmentally Sensitive Area (ESA). West of that are large farmed lots (typically 2.73 ha [6.74] in size) zoned "Agriculture (AG1)".

Rezoning and Public Hearing Results

Rezoning is not required for this application as the use conforms to both the Official Community Plan and the existing Agricultural (AG1) zoning.

Staff Comments

The proposed scheme attached to this report has satisfactorily addressed the Environmentally Sensitive Area issues and other staff-comments identified as part of the review of the subject Development Permit application.

Zoning Compliance/Variances

The application is in compliance with both the "Agriculture" land use designation in the Official Community Plan (OCP) and to the site's "Agriculture (AG1)" zoning designation. No variances are being requested through this application.

Analysis

Site Planning Issues

The applicant proposes to raise the front of the property slightly above the grade of the adjacent properties to the north and south and a retaining wall system and storm drainage will be required as part of the Building Permit plan submission.

The house, detached garage and driveway are all accommodated within the 50 m maximum setback from No. 5 Road as per the Agriculture (AG1) zone. Compensation planting will be provided.

Arborist Report

An Arborist Report prepared by Arbortech Consulting (report dated February 16, 2016) indicates the presence of 10 bylaw-sized trees on the site and in the vicinity of the proposed residential construction. All of these trees are European Birch species. The report notes that nine (9) of the 10 bylaw-sized trees have pre-existing defects, health constraints, or are considered hazardous and the Arborist has recommended that all nine (9) trees be removed and replacement trees be provided. The City's Tree Preservation Coordinator has concurred with the Arborist's assessment and has noted that the Birch trees have bronze birch borer infestations which have made these trees unsuited for retention.

The Arborist Report also notes that four (4) European Birch trees on the adjacent site to the south are within "influencing distance of the project". These trees have been assessed as in "poor condition". The report recommends that these trees also be removed, subject to the adjacent owner's permission. The applicant has indicated that the adjacent owner has agreed to have these trees removed and the applicant will make an application for tree removal and replacements. A requirement is included in the Development Permit Considerations for submission of an acceptable tree removal permit and replacement securities. The trees must be retained if authorization is not obtained from the adjacent owners.

Biologist Report

An Environmentally Sensitive Area assessment and planting plan was prepared by Keystone Environmental for the site (report dated June 8, 2016).

The report indicates that approximately 49% (985 m²) of the site is currently designated as an Environmentally Sensitive Area (ESA). Detailed ground-truthing by Keystone Environmental indicates that the actual area of sensitive habitat on site (after accounting for invasive species

encroachment and prior impacts from the single family use) is approximately 746 m². The proposed development will encroach into this remaining ESA by approximately 300 m² in order to accommodate the placement of the house, driveway and the septic field. The total ESA area to be retained will be approximately 440 m².

The required compensation planting plan includes approximately 295 native shrubs and 22 trees. The replacement trees include four (4) Paper Birch, two (2) Shore Pine, three (3) Black Hawthorn, and 13 Western Red Cedar. The proposed replacement planting will exceed the Official Community Plan 2 for 1 ratio and will also address a prior tree removal permit replacement requirement of three trees.

The proposed landscaping plan shows that the majority of the planting will occur at the rear of the site supplemented by new planting along the northern property line and the property frontage adjacent to No. 5 Road. Removal of invasive species such as Himalayan Blackberry and Japanese Knotweed are also contemplated in the enhancement plan. The planting report indicates that the total area proposed for planting will be 310 m² exceeding the area of encroachment by approximately 10 m². The proposed ESA response aims to improve the quality of the habitat at this site by retaining higher value vegetation, removing undesirable invasive vegetation and planting enhancement aimed at diversifying the mix of native plants and making the habitat better suited to a wider variety of birds and animals.

The biologist's report outlines a monitoring and maintenance package for both the construction period and post construction that will allow the owner to properly maintain and allow the new plantings to establish. The report recommends an ongoing environmental monitoring period of three years; with annual reporting to the City during that period. Keystone reports that the cost for the plant materials, installation and three years of monitoring will amount to \$5,713.75 The Development Permit Considerations include requirements submission of a landscape security in the amount of \$6,285.13 (including a 10% contingency), submission of a contract with a Qualified Environmental Professional to undertake the three years of monitoring and registration of a legal agreement to ensure that the ESA planting is not removed.

Conclusion

Staff recommend support for the Development Permit application as the proposed planting compensation and enhancement plan adequately addresses and offsets the anticipated impacts to the Environmentally Sensitive Area (ESA) features on the subject site.

David Brownlee

Planner 2

(604-276-4200)

DCB:blg

The following are to be met prior to forwarding this application to Council for approval:

• Receipt of a Letter-of-Credit for landscaping and monitoring over a 3 year period in the amount of \$6,285.13.

- Receipt of a contract with a Qualified Environmental Professional to undertake the 3 year monitoring as outlined in the report by Keystone Environmental dated June 8, 2016.
- Submission of an acceptable tree removal permit and replacement securities for removal and replacement of four (4) off-site trees on the neighbouring lot as identified in the Arbourtech Consulting report dated February 16, 2016.
- Submission of proof that protective fencing has been installed to protect the ESA as indicated on the Planting Plan (Plan #2).
- Registration of an agreement on Title ensuring that the Environmental enhancements will be maintained and not removed.

NOTE: staff to ensure that landscape estimates include a 10% contingency cost.

Prior to future Building Permit issuance, the developer is required to complete the following:

- The applicant is required to obtain a Building Permit for any construction hoarding associated with the proposed development. If construction hoarding is required to temporarily occupy a street, or any part thereof, or occupy the air space above a street or any part thereof, additional City approvals and associated fees may be required as part of the Building Permit. For further information on the Building Permit, please contact Building Approvals Department at 604-276-4285.
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Development Application Data Sheet Development Applications Department

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	Existing	Proposed
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Land Uses:	Agriculture	Same
OCP Designation:	Agriculture	Same
Zoning:	Agriculture (AG1)	Same
Number of Units:	0 (previous SFD removed)	1

	Bylaw Requirement	Proposed	Variance
Floor Area Ratio:	Max. 0.6 FAR	0.3	none permitted
Lot Coverage:	No Maximum	34.1%	None
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Height (m):	Max. 10.5 m and 2.5 storeys	9.2 m	None
Lot Size:	820 m ²	2,023 m ²	None
Flood Construction Elevation	2.9 m GSC	2.475 m GSC	None
Total off-street Spaces:	2.0	, 4.0	None



Development Permit

No. DP 16-727168

To the Holder:

PRITAM SAMRA

Property Address:

7311 NO. 5 ROAD

Address:

7311 NO. 5 ROAD

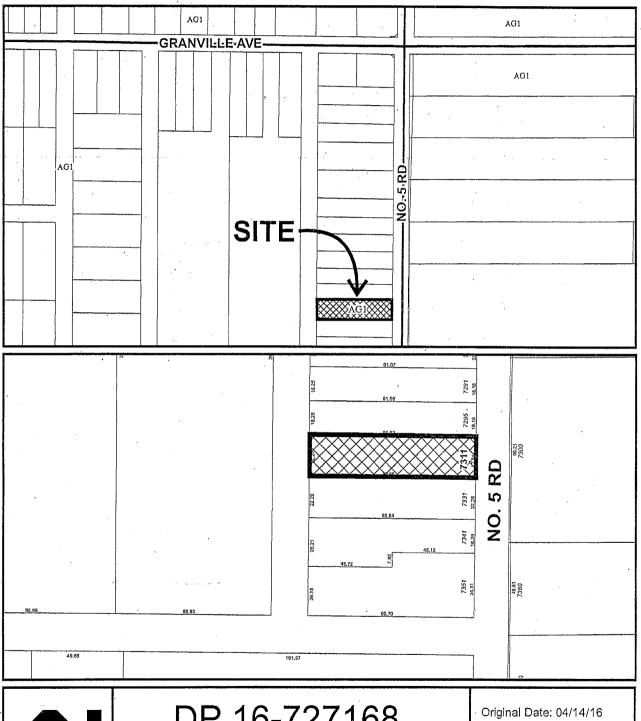
RICHMOND, BC V6Y 2V2

- 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 #2 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 \$6,285.13 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 three years 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 No. DP 16-727168

l o the Holder:	PRITAM SAME	4
Property Address:	7311 NO. 5 RO	AD
Address:	7311 NO. 5 ROARICHMOND, BO	
	sions of this Permit ar	bed generally in accordance with the terms and any plans and specifications attached to the
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DELIVERED THIS	DAY OF	,
MAYOR		



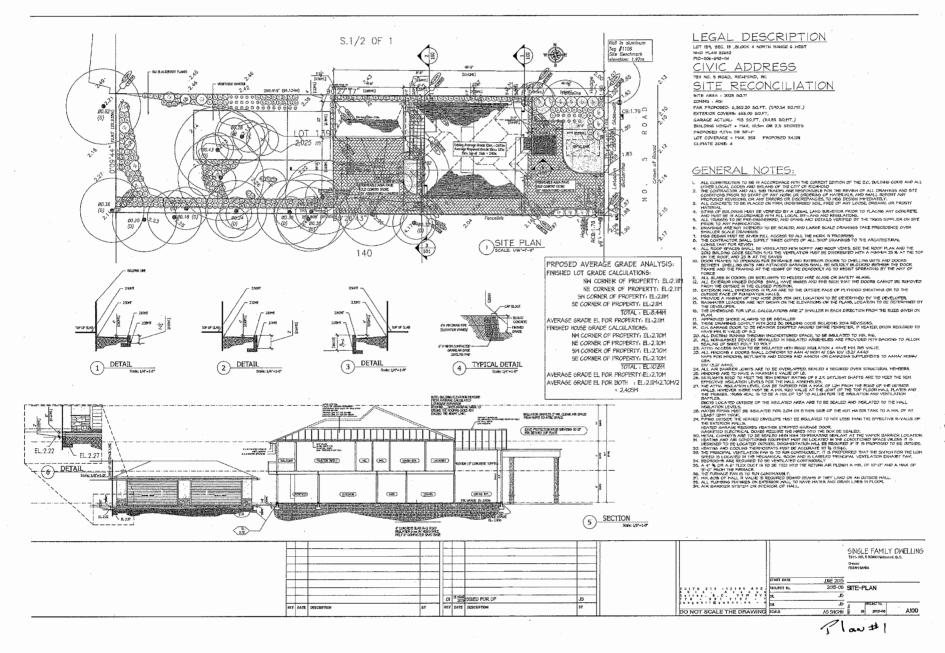




DP 16-727168 SCHEDULE "A"

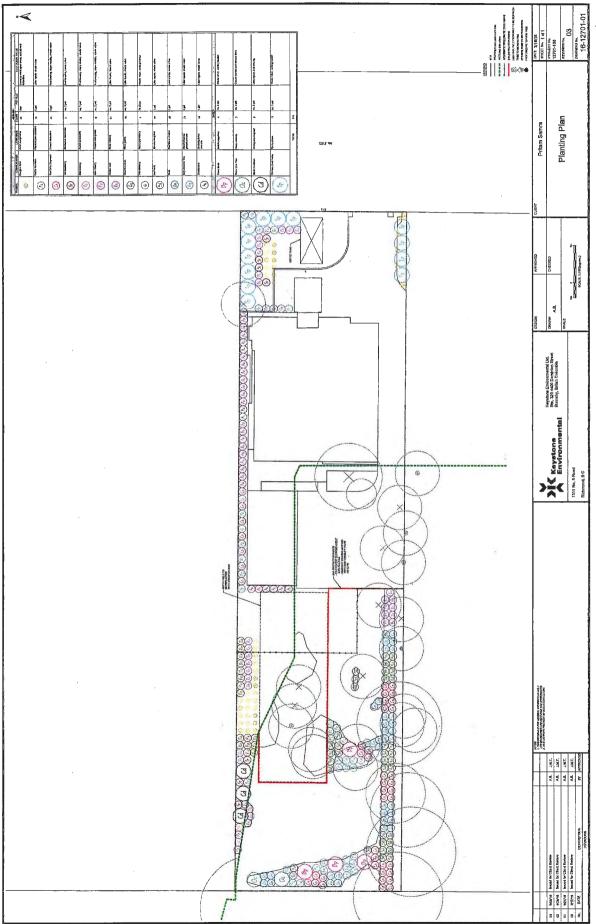
Revision Date: 05/13/16

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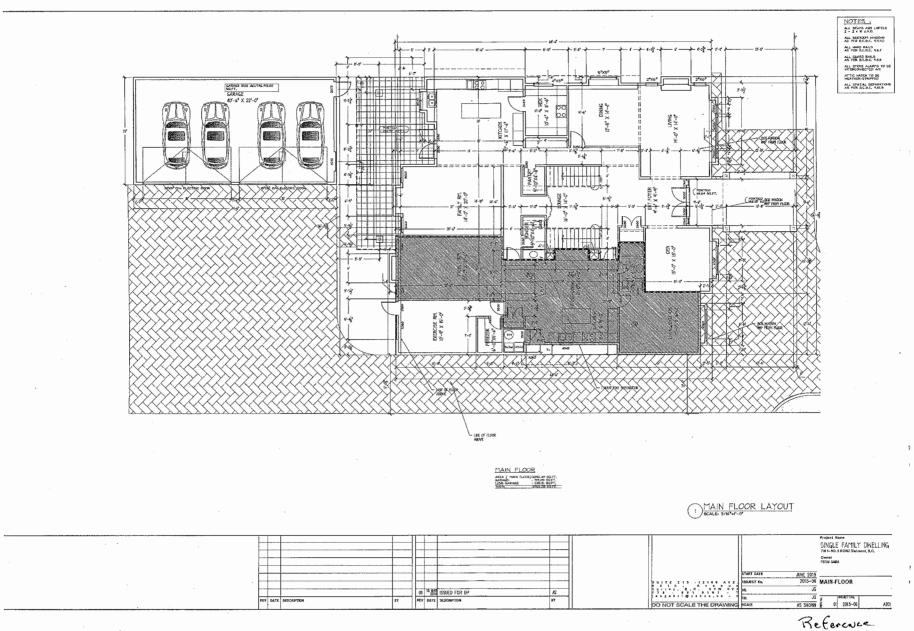
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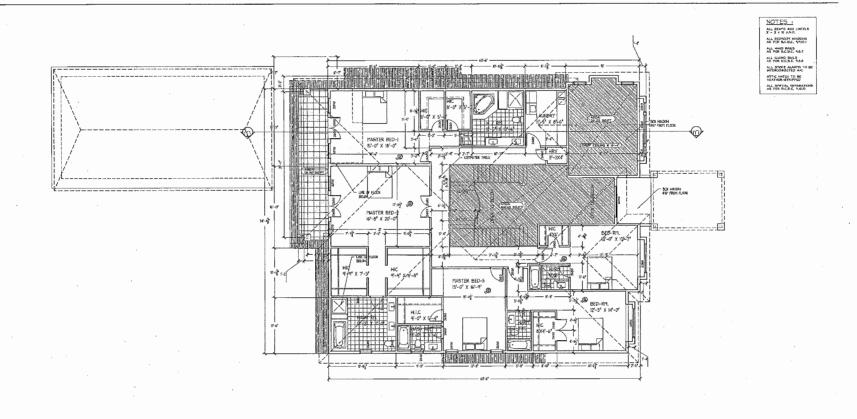


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SECOND FLOOR LAYOUT

SECOND FL



Development Permit

No. DP 16-727168

To the Holder:

PRITAM SAMRA

Property Address:

7311 NO. 5 ROAD

Address:

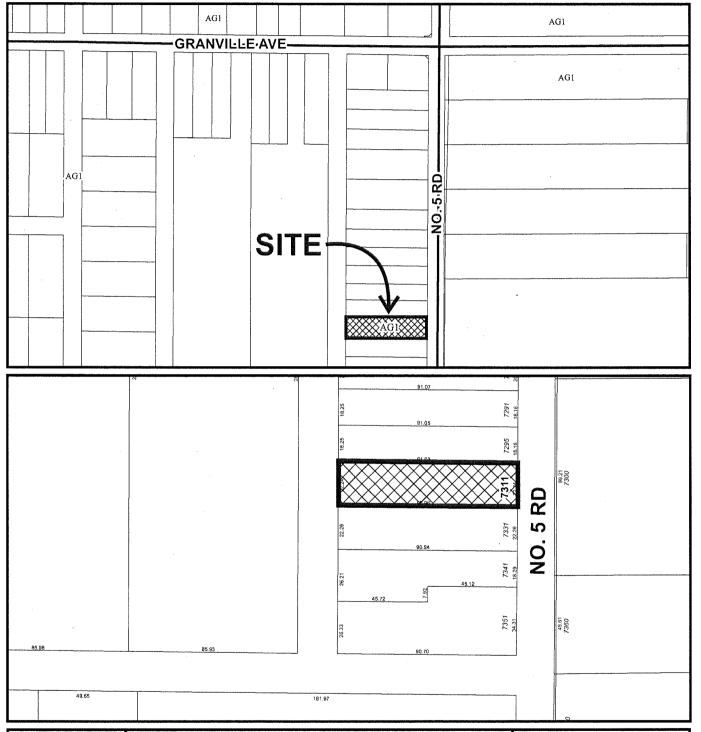
C/O 7311 NO. 5 ROAD RICHMOND, BC V6Y 2V2

- 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 #2 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 \$2,080.38 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 three years 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 No. DP 16-727168

10	the Holder:	PRITAM SAM	RA				
Pr	operty Address:	7311 NO. 5 R	OAD				
Ad	ldress:	C/O 7311 NO. RICHMOND, I					
7.	The land described here conditions and provision Permit which shall form	ns of this Permit					
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DP 16-727168 SCHEDULE "A"

Original Date: 04/14/16

Revision Date: 05/13/16

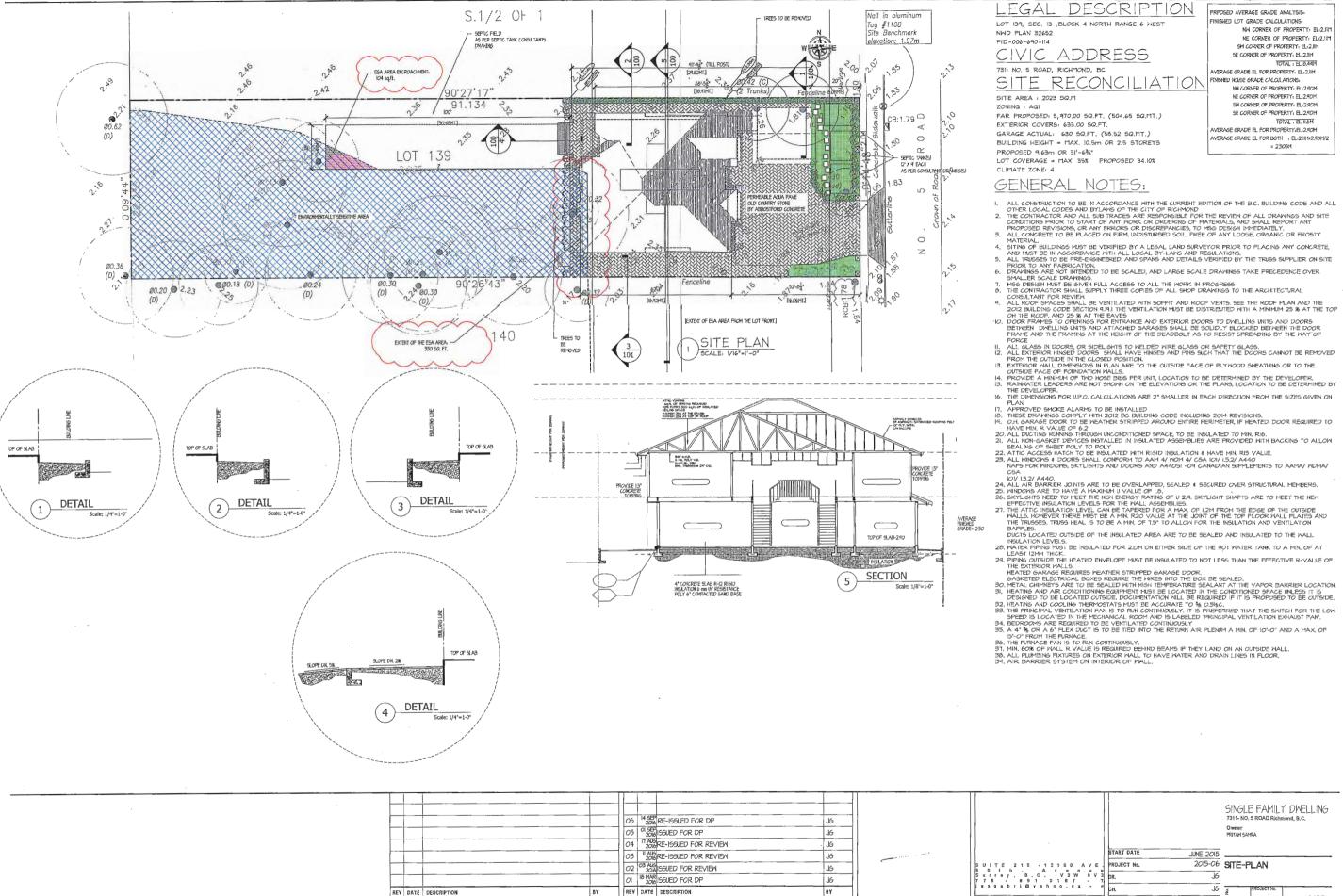
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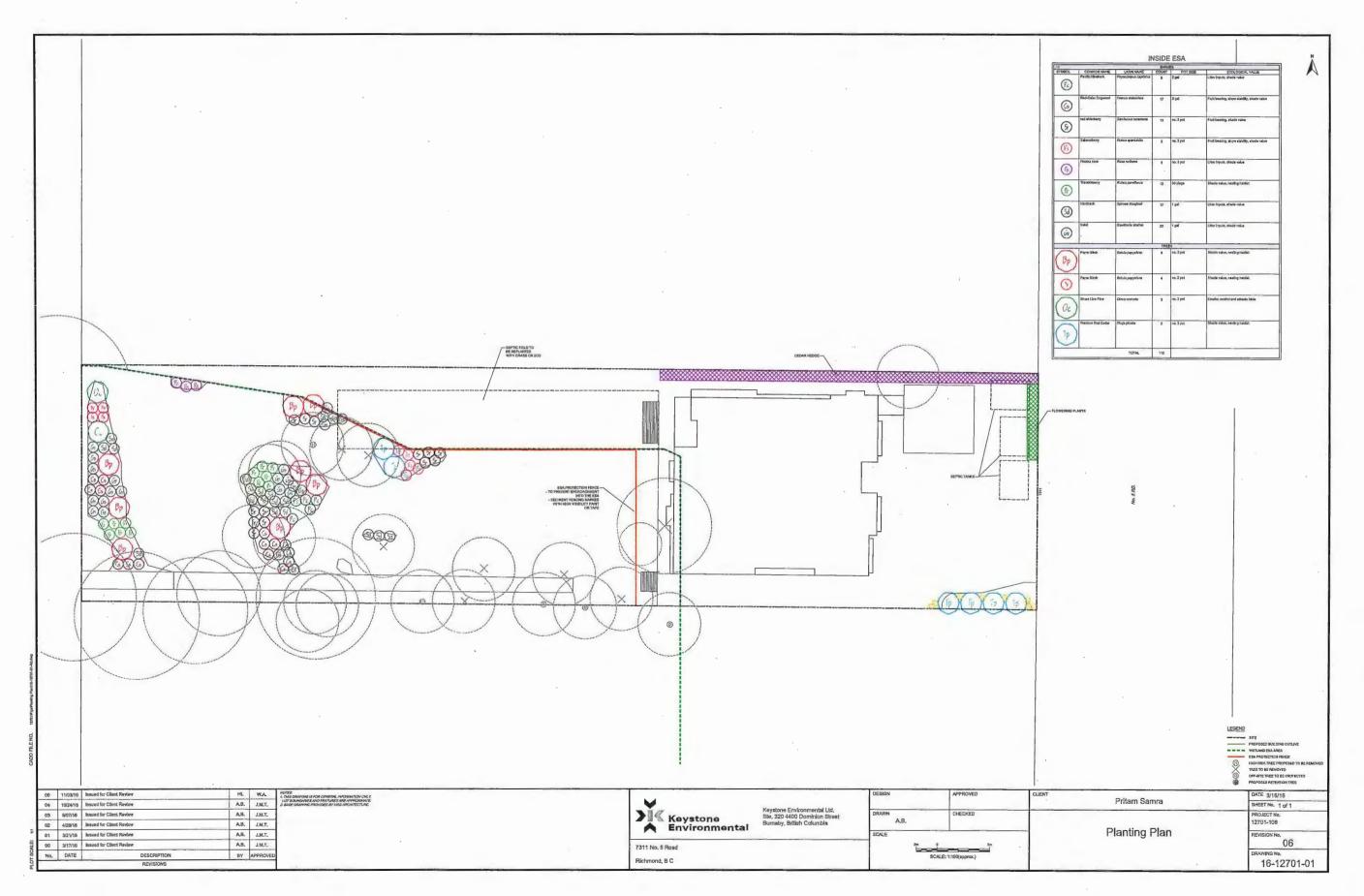
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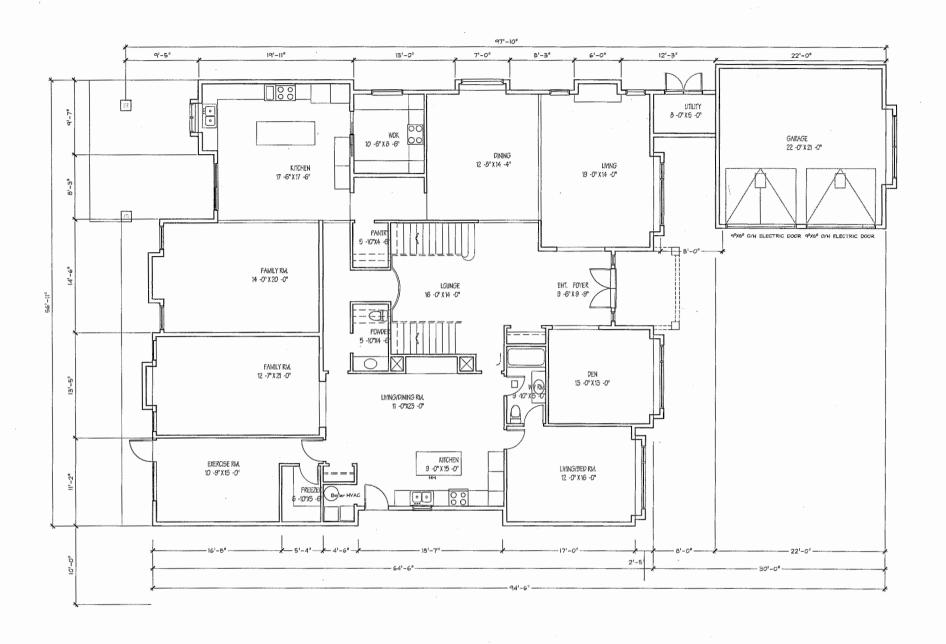
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1574 : 2531.00 50.FT.

SECOND FLOOR LAYOUT

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			 SSP ISSUED FOR DP	JG			Owner PRITAH SAMRA
			 SEP RE-ISSUED FOR DP	JG			7311- NO. 5 ROAD Richmond, B.C.
							SINGLE FAMILY DWELLING
·							Project Name



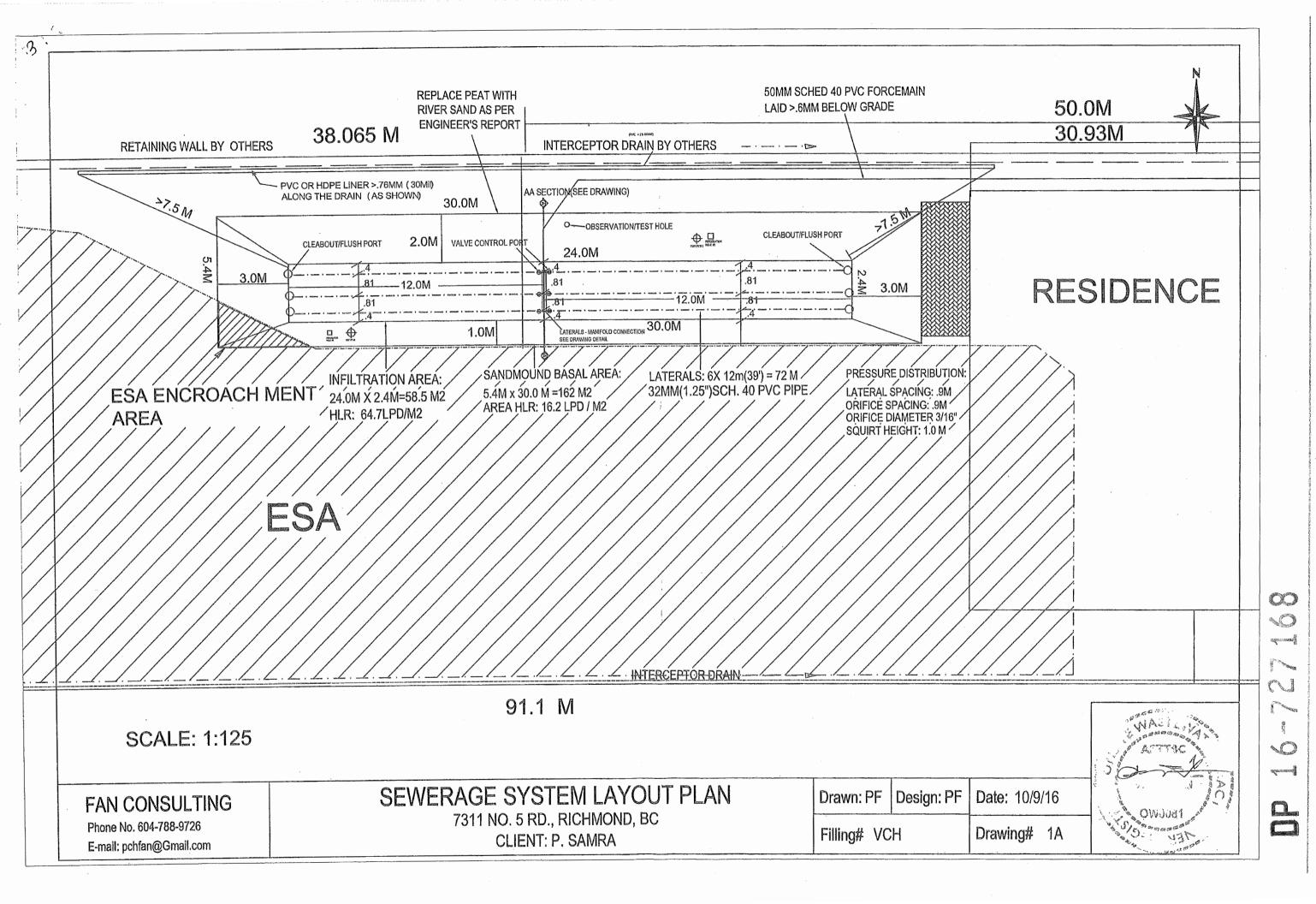


MAIN FLOOR

AREA (MAIN FLOOR)5,901.00 SO.FT.
LESS GARAGE : 462.00 SO.FT.
TOTAL : 3,489.00 SO.FT.

MAIN FLOOR LAYOUT

			Project Name SINGLE FAMILY DWELL
	06 14 SEP RE-ISSUED FOR DP	JG	7311- NO, 5 ROAD Richmond, B.C.
	05 01 SSUED FOR DP	JG	Owner PRITAN SANRA
	04 17 AUG RE-ISSUED FOR REVIEW	JG	
	03 11 AUG 2016 REISSUED FOR REVIEW	JG	START DATE JUNE 2015
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