### **Minutes**



### Development Permit Panel Wednesday, March 13, 2019

Time:

3:30 p.m.

Place:

Council Chambers

Richmond City Hall

Present:

John Irving, Chair

Laurie Bachynski, Director, Corporate Business Service Solutions Peter Russell, Senior Manager, Sustainability and District Energy

The meeting was called to order at 3:30 p.m.

### **Minutes**

It was moved and seconded

That the minutes of the meeting of the Development Permit Panel held on February 27, 2019 be adopted.

**CARRIED** 

### 1. DEVELOPMENT PERMIT 16-741329

(REDMS No. 5737467)

APPLICANT:

0908206 BC Ltd.

PROPERTY LOCATION:

9560, 9580 and 9584 Granville Avenue

### INTENT OF PERMIT:

- 1. Permit the construction of 16 two-storey townhouse units at 9560, 9580, and 9584 Granville Avenue on a site zoned "Medium Density Townhouses (RTM2)"; and
- 2. Vary the provisions of Richmond Zoning Bylaw 8500 to increase the maximum lot coverage for buildings from 40% to 45%.

### **Applicant's Comments**

Eric Law, Eric Law Architect, Inc., provided background information on the proposed development, noting that (i) the design of the proposed townhouse development is sensitive to its neighbouring two-storey townhouse developments and single-family homes, (ii) the requested increase in lot coverage will be mitigated by the proposed increases in lot coverage for porous surfaces and landscaping with live plants, (iii) two convertible units are proposed for the project, and (iv) the project has been designed to achieve an EnerGuide 82 rating for energy efficiency.

Donald Duncan, Donald V.S. Duncan Development Consultant, briefed the Panel on the main landscaping features for the project and highlighted the following:

- the proposed landscaping for the subject site is consistent with its single-family environment;
- the extensive use of permeable pavers in the project will enhance on-site stormwater management;
- coloured pavers are proposed for on-site pedestrian routes for better identification and to enhance safety to pedestrians;
- proposed interface with adjacent developments include, among others, wooden fencing with trellis elements on top in key locations;
- colourful trees and shrubs are proposed on the site to provide visual interest;
- the large tree at the northeast corner will be retained and protected; and
- the proposed children's play area provides a variety of play and learning opportunities.

### Staff Comments

Wayne Craig, Director, Development noted that (i) a Servicing Agreement associated with the project which includes frontage works and site service connections will be entered into prior to Building Permit issuance, and (ii) the proposed building lot coverage variance was identified at rezoning stage and no concerns were noted at the public hearing for the rezoning of the subject site.

### **Panel Discussion**

In reply to queries from the Panel, the project's design team acknowledged that (i) an arbour will be mounted on top of the proposed fence at both ends of the east-west internal drive aisle, (ii) there is no cross-access connection to the adjacent existing townhouse development to the west, (ii) rollover curbs are not provided along the pedestrian walkways on the internal drive aisle; however, a different colour treatment is proposed for the permeable paving on pedestrian pathways to enhance pedestrian safety, (iii) the outdoor amenity area is gated to provide safety to children, and (iv) wood fences will be installed on the east, west and south property lines.

In reply to further queries from the Panel, the design team noted that (i) the proposed height of the two-storey buildings in the subject site is slightly higher than the adjacent single-family homes to the east but below the maximum permitted height of 12 meters for townhouses, (ii) all parking stalls in the townhouse units are provided with Level 2 electric vehicle charging outlets, and (iii) garbage and recycling enclosures are located at the entry driveway to facilitate pick-ups.

### **Gallery Comments**

Jenny Xu, Unit 8 7028 Ash Street, owner of the end unit of the existing two-storey townhouse development immediately adjacent to the west of the subject development, sought clarification regarding (i) the height of the proposed buildings on the subject site, (ii) the distance between the subject development and her property, and (iii) proposed measures by the applicant to address potential privacy and overlook concerns to the immediate neighbours to the west.

Rosa Liu, 9600 Granville Avenue, owner of the single-family home immediately adjacent to the east of the subject site, expressed concern regarding the damage to her property as a result of previous pre-construction activities undertaken in the subject site.

Ms. Liu noted that the concrete sidewalk and patio on her property and the wooden fence along her property's west property line adjacent to the subject site were damaged as these were observed to be sloping down toward the subject site. She expressed concern that her property's foundation could have been damaged as well.

In closing, Ms. Liu further noted that she had relayed her concerns to the project's developer and queried whether the developer's proposal to build a new retaining wall would impact the old retaining wall within her property.

With regard to the concerns raised by the neighbouring residents, the Chair advised that the Panel's mandate is to review the form and character of the proposed development and that construction impacts could be coordinated with City staff and should be addressed by the developer.

With regard to the project's proposed interface with the adjacent townhouse development to the west to provide separation and privacy, the project's design team acknowledged that (i) a six-foot high wood fence and hedging materials will be installed along the site's west property line to provide a buffer between the subject site and the adjacent townhouse development to the west, (ii) the distance between the west side of the buildings on the subject site and the east side of the buildings on the adjacent townhouse development to the east is approximately six meters, and (iii) the site grade on the subject site will be raised to match the existing site grades on the adjacent properties.

In response to a query from the Panel, Mr. Craig confirmed that the building setback from the west property line of the subject site is slightly larger than the required minimum of three meters.

With regard to the project's interface with the adjacent single-family home to the east, the design team acknowledged that similar fencing and hedging materials proposed along the west property line would also be installed along the east property line.

In addition, Mr. Craig noted that (i) perimeter drainage will be installed along all property lines on the subject site, (ii) the applicant intends to match the site grade on the subject site to the existing site grade on the adjacent property to the east, and (iii) the applicant intends to retain the existing retaining wall to the east; however, the developer had indicated that he could replace the east retaining wall if necessary.

Khalid Hasan, developer for the project, confirmed that (i) the existing retaining wall to the east is within the neighbour's property, (ii) a new retaining wall along the east property line of the subject site could be installed if necessary, (iii) the site grade on the subject site will be raised to match the existing grade on the adjacent property to the east, and (iv) he has agreed to replace the damaged fence and three wooden gates in the neighbouring property.

### Correspondence

Rosa Liu, 9600 Granville Avenue (Schedule 1)

Mr. Craig noted that in her letter, Ms. Liu expressed concern regarding issues with respect to potential property damage resulting from site preparation works and previous demolition of existing single-family homes on the subject site, and requested that the developer fulfill his commitment to address these issues.

### **Panel Discussion**

The Panel expressed support for the project, noting that (i) increasing the site grade to match the existing grades on adjacent developments will help address adjacency concerns, (ii) the form and character of the proposed development is appropriate, and (iii) the proposed development works well with its site context.

### **Panel Decision**

It was moved and seconded

That a Development Permit be issued which would:

- 1. permit the construction of 16 two-storey townhouse units at 9560, 9580, and 9584 Granville Avenue on a site zoned "Medium Density Townhouses (RTM2)"; and
- 2. vary the provisions of Richmond Zoning Bylaw 8500 to increase the maximum lot coverage for buildings from 40% to 45%.

**CARRIED** 

### 2. DEVELOPMENT VARIANCE 18-825820

(REDMS No. 6107581)

APPLICANT:

Urban Design Group Architects Ltd.

PROPERTY LOCATION:

12033 Riverside Way

### INTENT OF DEVELOPMENT VARIANCE PERMIT:

Vary the provisions of Richmond Zoning Bylaw 8500 to:

- 1. reduce the number of required vehicle parking spaces from 92 to 89; and
- 2. reduce the minimum required standard vehicle parking spaces from 50% to 40%, to permit a childcare facility with a maximum 26 staff and 136 children to be located on a site at 12033 Riverside Way zoned "Industrial Business Park (IB1)".

### **Applicant's Comments**

Fariba Gharaei, Urban Design Group, with the aid of a video presentation (attached to and forming part of these Minutes as <u>Schedule 2</u>) provided background information on the proposed development and highlighted the following:

- the proposed parking variances are requested to accommodate a new childcare facility on the ground floor of an existing three-storey office building;
- there are currently 92 parking spaces provided for the three-storey building;
- the total number of parking spaces required for the entire property as a result of the proposed addition of a childcare facility is 102 spaces; however, the Zoning Bylaw allows a 10 percent reduction to the minimum required parking spaces provided that Transportation Demand Management (TDM) measures are provided;
- 10 existing parking stalls are proposed to be removed to accommodate an outdoor play area for the proposed childcare facility;
- the remaining parking stalls will be re-striped to increase the number of small car parking spaces to provide 89 parking stalls, 14 of which will be restricted to short-term parking during peak demand hours for the childcare facility;

- changes to existing landscaping to accommodate the proposed outdoor play area include the removal of a portion of an existing landscaped area, addition of a new lawn and installation of perimeter fencing to enclose the play area; and
- outdoor and indoor bicycle parking will be provided for the proposed childcare facility.

Julia Lim, the project's traffic consultant, with the aid of a video presentation (attached to and forming part of these Minutes as <u>Schedule 2</u>) reviewed the results of the parking study conducted for the project.

Ms. Lim referenced the observed site parking demand, parking demand for comparable properties with office and childcare uses, and projected peak individual parking demand for the childcare facility to support the provision of 89 parking spaces for the subject property.

In addition, Ms. Lim noted that the project's proposed TDM measures include cycling end-of-trip facilities and a two-year, two-zone employee public transit pass program for childcare staff.

### **Staff Comments**

Mr. Craig advised that staff had consulted with Vancouver Coastal Health Authority during the review process and noted their support for the proposed childcare facility on the subject site.

In addition, Mr. Craig clarified that (i) the total number of required parking stalls for the subject property including the office uses and childcare facility as per the City's Zoning Bylaw is 102 parking stalls, (ii) the applicant's proposed TDM measures allow for a 10 percent reduction of the required parking stalls or a minimum of 92 parking stalls, and (iii) the applicant is only able to physically fit 89 parking stalls on the site, so a parking variance is requested.

### **Gallery Comments**

None.

### Correspondence

None.

### **Panel Discussion**

The Panel expressed support for the project, noting the applicant's thorough presentation of the project and clear rationale for the requested parking variances.

### **Panel Decision**

It was moved and seconded

That a Development Variance Permit be issued which would vary provisions of Richmond Zoning Bylaw 8500 to:

- 1. reduce the number of required vehicle parking spaces from 92 to 89; and
- 2. reduce the minimum required standard vehicle parking spaces from 50% to 40%, to permit a childcare facility with a maximum 26 staff and 136 children to be located on a site at 12033 Riverside Way zoned "Industrial Business Park (IB1)".

CARRIED

### 3. New Business

It was moved and seconded

That the Development Permit Panel meeting scheduled on Wednesday, March 27, 2019 be cancelled.

**CARRIED** 

- 4. Date of Next Meeting: April 10, 2019
- 5. Adjournment

It was moved and seconded

That the meeting be adjourned at 4:34 p.m.

**CARRIED** 

Certified a true and correct copy of the Minutes of the meeting of the Development Permit Panel of the Council of the City of Richmond held on Wednesday, March 13, 2019.

John Irving	Rustico Agawin
Chair	Committee Clerk

Schedule 1 to the Minutes of the Development Permit Panel meeting held on Wednesday, March 13, 2019.

To Development Permit Penel Date: March 13, 2019 Item #
DP 16-741329

From: Sent: Rosa Liu <rosacga678@gmail.com> Tuesday, 12 March 2019 11:15 PM

To:

Weber, David

Cc:

Rosa Liu

Subject:

DP 16-741329 Meeting Record Notification, on Wednesday March 13, 2019 9600 Granville Ave City Notice.pdf; 9600 Granville letter to Developer.pdf

Attachments: Follow Up Flag:

Follow up

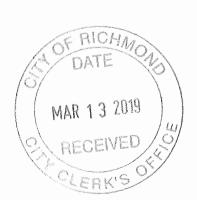
Flag Status:

Flagged

Dear Mr. David Weber:

Please find attached our communications on residential property damage issues as recorded in regards to the DP 16-741329. These should be addressed as part of the permit to construct meeting records.

Thank you, Rosa Liu



9600 Granville Ave Richmond BC V6Y 1R2

March 12, 2019

Attention: David Weber, Director, City Clerk's office

Dear Mr. David Weber:

Re: DP 16-741329, 16 two-storey townhouse

The Development Permit (DP 16-741329) panel meeting will be held tomorrow, March 13, 2019, and we have noted concerns that on the related impacts of this property development to our private residence.

Since September 2017, we have raised concerns on how development activities were causing private property damages from the development site, which may also have impacted the foundation to our house. As noted, our fence has fallen over, the sidewalk between our house and fence is shifting, and is together with a concrete pad, sloping downwards to the development site. In addition, the fence posts were ripped from the stucco house wall with the three fence gates rendered as unusable. Please see attached letter to the Developer dated March 4, 2019, including pictures.

The Developer did site inspections, and their proposed solution, as provided in the March 10<sup>th</sup> email (Appendix A), doesn't solve all of our stated concerns. This property damage is not from a long term settlement, as stated by the Developer. Besides the items the Developer's has agreed to resolve in his email dated March 10, 2019, we are requesting a professional assessment to the following:

- Inspection of the existing Retaining Wall to see if it needs to be professionally replaced, as recommended by the Developer.
- Repair/Replace the sloping concrete pad, and sidewalk, as noted.
- Examine the house foundation for damages from the property development (pre-loading soil, ground sloping/sinking, etc.).

The Developer (Mr. Khalid Hasan) has mentioned he would bring in a Professional Engineer to provide an assessment, but this has not happened yet. We encourage the City to be part of this assessment, so that city standards are maintained and considered fair and reasonable.

Any City of Richmond approved developments should not cause damage to existing properties in the neighbourhood, and if there are noted property damages this should be fully remedied by the Developer and supported by the City.

Thanks for your attention to this matter.

Sincerely,

Rosa Liu

Rosa Liu



### Appendix A: Developer email, March 10, 2019

From: Team Khalid <info@khalidhasan.com>
Date: March 10, 2019 at 2:23:53 PM PDT

To: rosacga678@gmail.com Subject: 9600 Granville Ave

Hi Rosa.

As per our meeting onsite today I confirm that we will be replacing the old fence on the East property line of our development site with a new fence and retaining wall as per requirements of City of Richmond and our landscape proposal as part of development and it also includes a new perimeter drainage.

The current retaining wall between our property and your property is still seems like in good shape as per our visual inspection today and seems like it is installed on our property but We will confirm from the surveyor about the exact location of the old retaining wall. With your written permission we can remove the existing old fence(on your property) and dispose off at our costs and will install new fence and replace the wooden gates as discussed at our costs for you. We will install the new retaining wall as per the requirements of the city of Richmond at our cost also.

The concrete sidewalks which are sloping away from your building seems like a result of long term soil settlement as evident from the North West corner sidewalk of your home.

The installation work for the retaining wall and fence will start in first week of April 2019 and should be completed with in 3 weeks. You can keep this email as our agreement to do the above work as described.

If you have any further questions please let us know.

0908206 BC Ltd Khalid Hasan 604-786-8960 Sent from my iPhone 9600 Granville Ave Richmond BC V6Y 1R2

March 4, 2019

Dear Nauman:

Re: property damage caused by your development site at 9560/9580/9584 Granville Ave. Richmond BC

We are concerned on the discussed property damage (sidewalk, patio concrete pad, fence and three fence gates) that is occurring to our private residence on 9600 Granville St. Richmond BC V6Y 1R2. Our claim is that a retaining wall should have been considered when we first notified you in 2017, and now we have additional property damage, and would like to know when these will be resolved by you prior to the review of your Development Permit (DP 16-741329) on March 13, 2019.

The actions we have taken with you, are summarized below, and show that if the retaining wall was supported correctly by you in September 2017, much of the subsequent property damage could have been avoided.

### Record of Actions:

- First contact notification: Sept 23, 2017, contacted KHALID (604.786.8960) indicating that fence
  was falling over, and was re-directed to contact you (604.500.9922). Sept 25 fence partially
  repaired with a piece of plywood nailed to fence post, and a one 2x4 cross beam as indicated in
  picture attached.
- 2. Texted you on Feb 10<sup>th</sup>, 2019 regarding more damage to fence and patio, and requested a site inspection (done on Feb 21, 2019) to the following new house damage:
  - 2 fence gates that were anchored to the house w/ metal spikes, were now ripped from the stucco wall - leaving holes in stucco wall, 2 side gates were now unusable, and gate spikes now exposed and considered dangerous;
  - Back door patio concrete slab was significantly cracked and separated into 2 slabs, where the one was slanting down to the fence area;
  - Side-walk between house and fence was inspected and noted to be gapping away from the house and sloping to the fence;
  - Back gate and fence between carport and house noted as unaligned and sloping to the Development site

Outcome of the Feb 21, 2019 site inspection concluded by you was that more soil was going to be added, and that the person who does this work would not be available until March 3, 2019. A request was made to get it done as early as possible to stop the continued effects on our private residence from this dangerous exposure.

Contacted you again on Feb 26<sup>th</sup> requesting an update on site inspection actions and received response that dirt would be backfilled and support to the retaining wall would be provided as a possible solution.

MAR 13 2019

S. RECEIVED

We would like to have this resolved amicably, but we feel that given our communications with you since September 2017 that we must now have immediate action, and a formal repair plan approved before further damage is done and continues to occur. We are grateful that you have recently agreed to have the retaining wall supported properly, but we must ensure that this is done in accordance with good engineering standards to prevent further property damage (house structural and/or foundation).

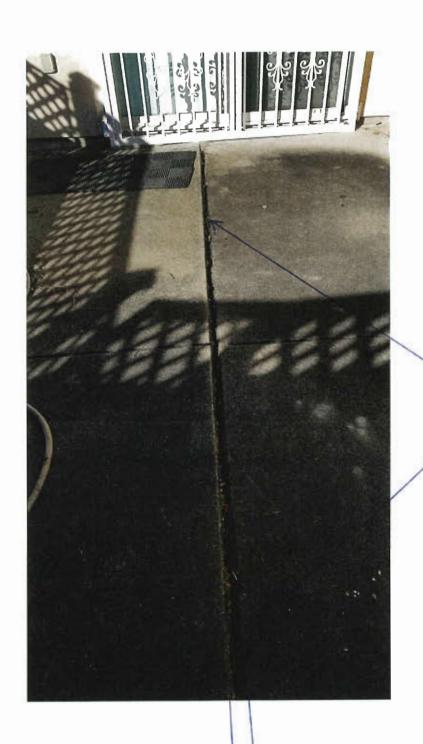
Please contact Rosa Liu at 778-388-8598 or Dean Featherling at 778-960-0324 regarding this matter.

Thank you for your immediate attention to this matter. We are looking forward to hearing from you.

Yours truly

Rosa Liuk

Attachment: seventeen pictures



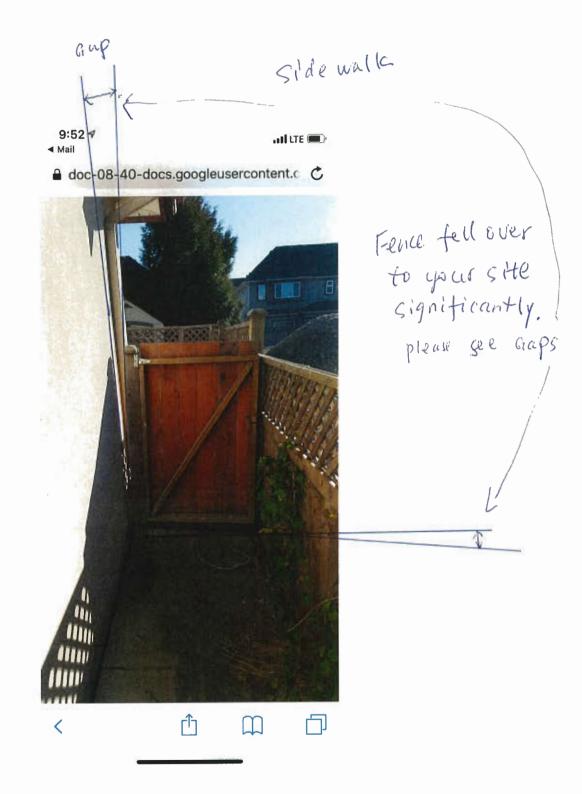
-Cracked -Gap gets bigger

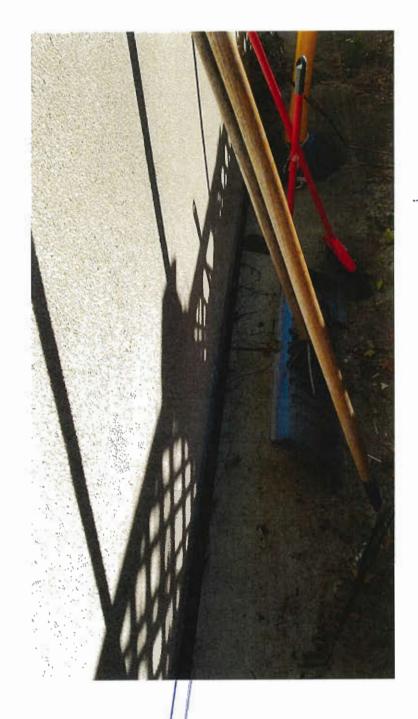
Side Walk between your site and my house



Gap

- Fence fell over to your site
- Fence post ripped off from stucco wall
- damages on Stucco Wall





Side willc

Lon crete Pad

Slop to your

Site away from

Ironie toundation

- please see Gap

in the picture

### back yard



- cracked
- -> Gap gets bigger
- -> elevation created in between Concrete pads.

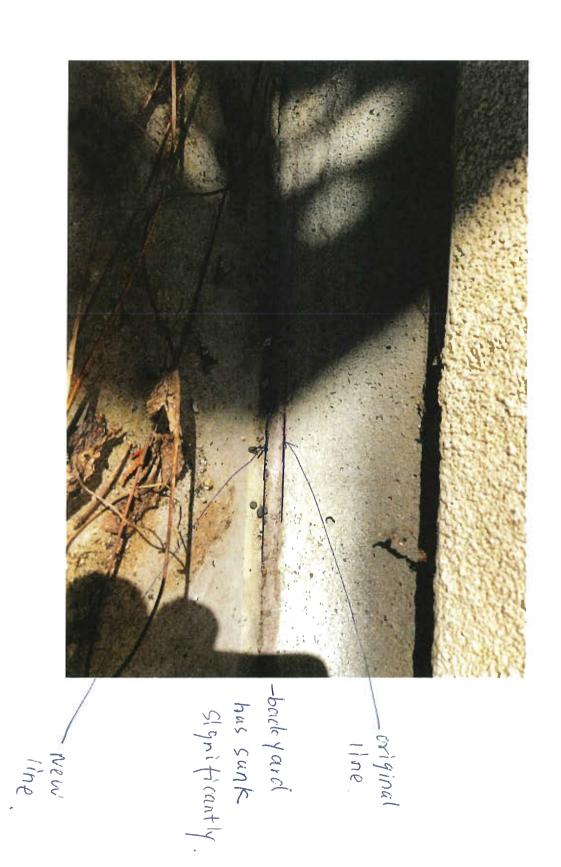


selevation Created -> slopping to your Site

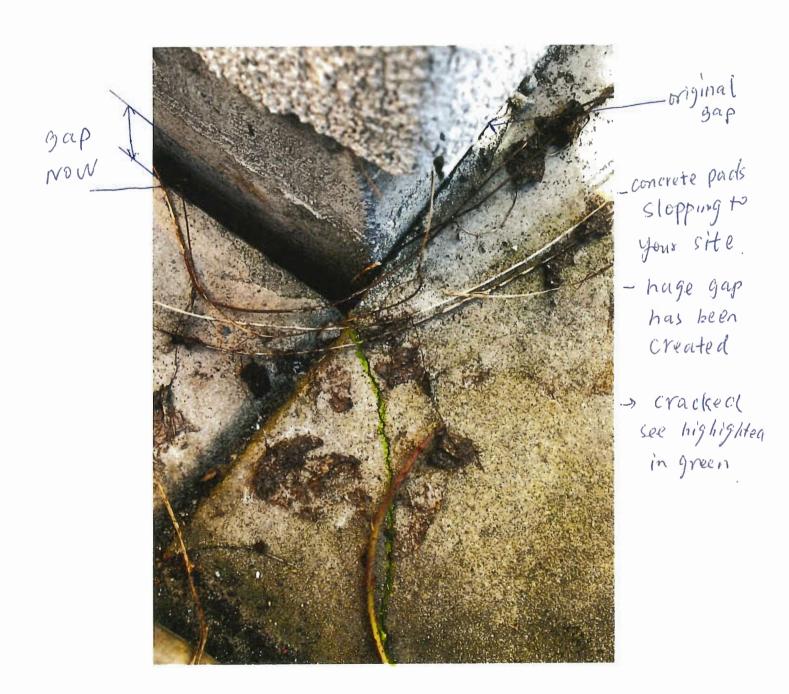
elevation.

back fard

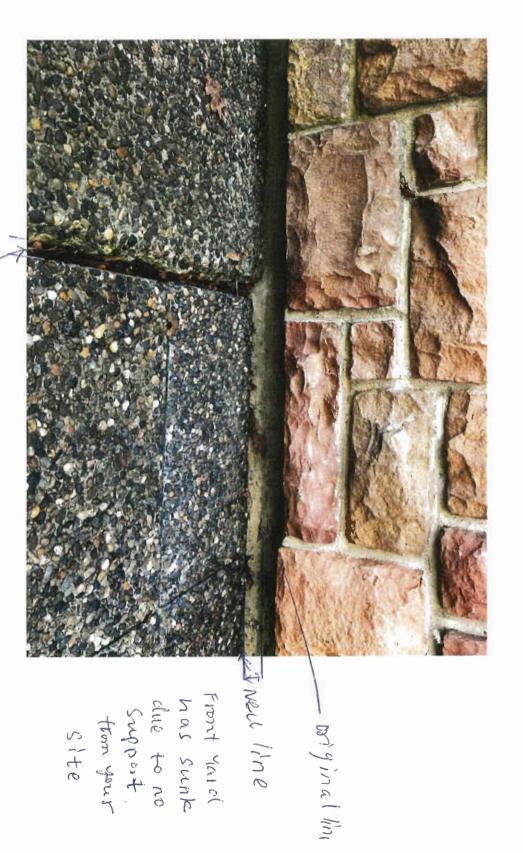
back Yara



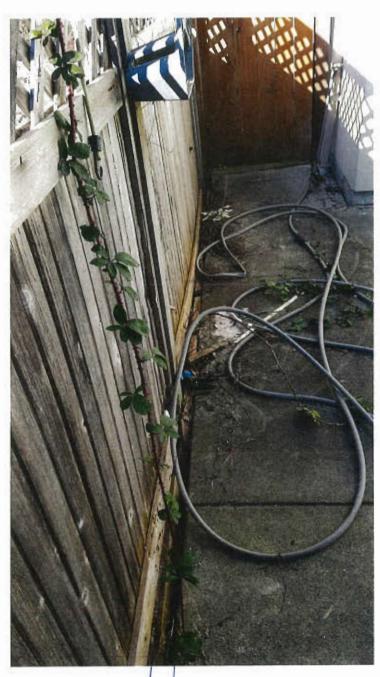
### back Yard



Front Yard



A big Grap has been created the to slopping



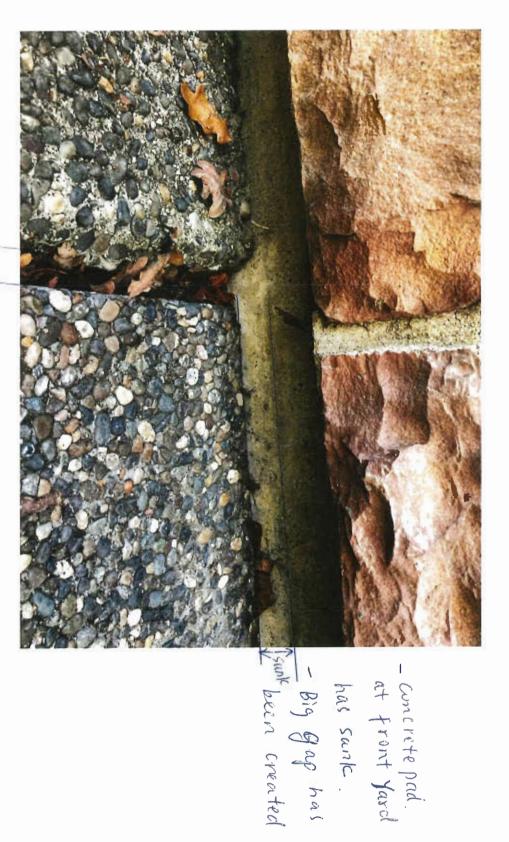
Huge Gap has been created because fences fell over to your site



- ZX4 cross beam supporting fence from talling over

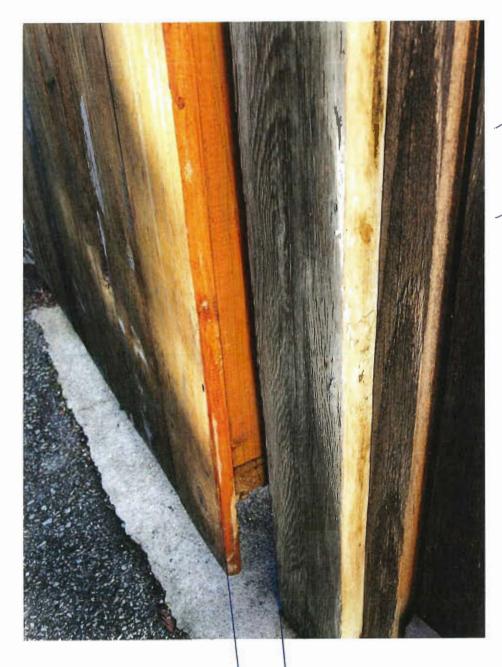
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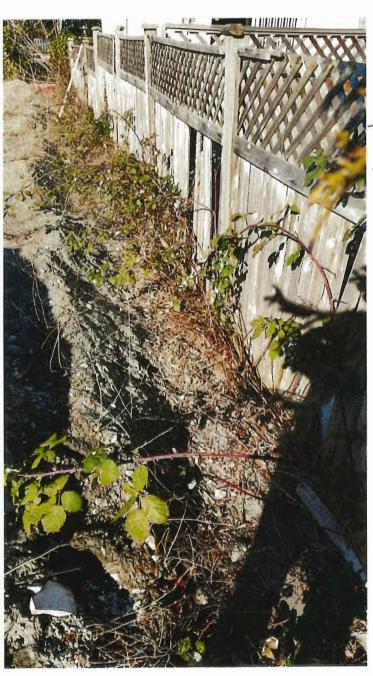
Cicp

Back Yard.



been out
of alightment
of see goup
in picture

Gap

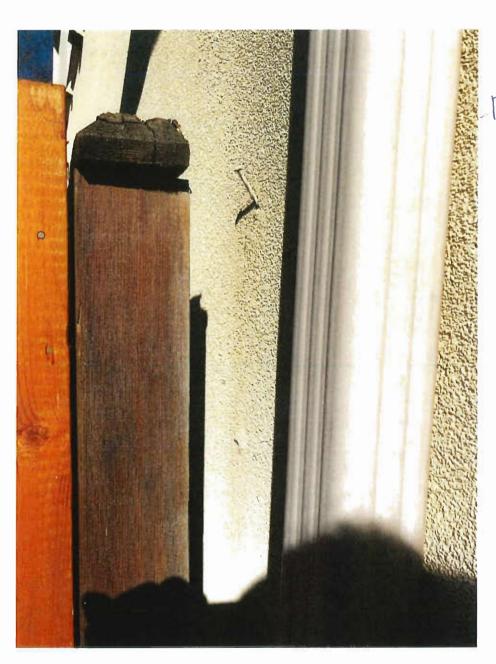


-7 No support

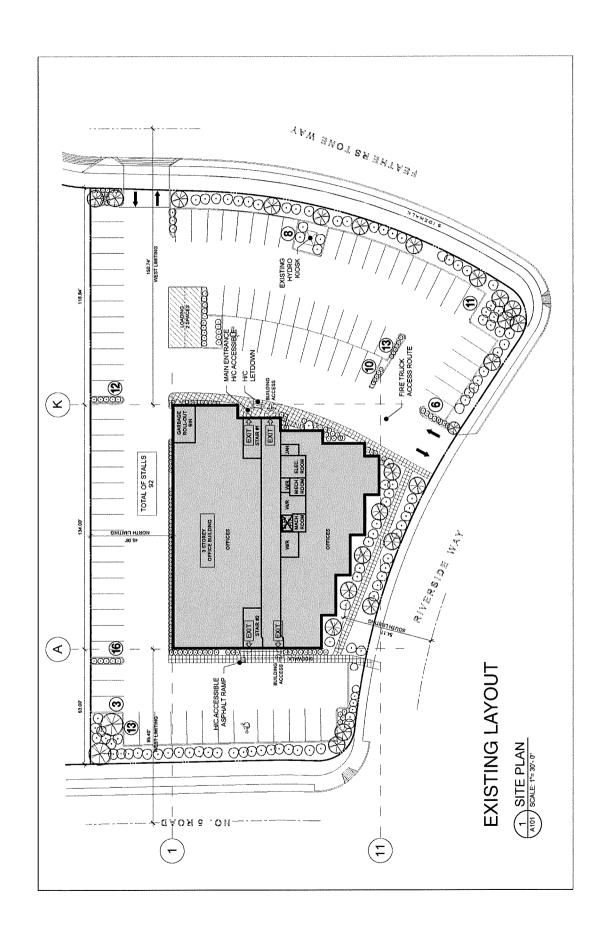
bakyard.

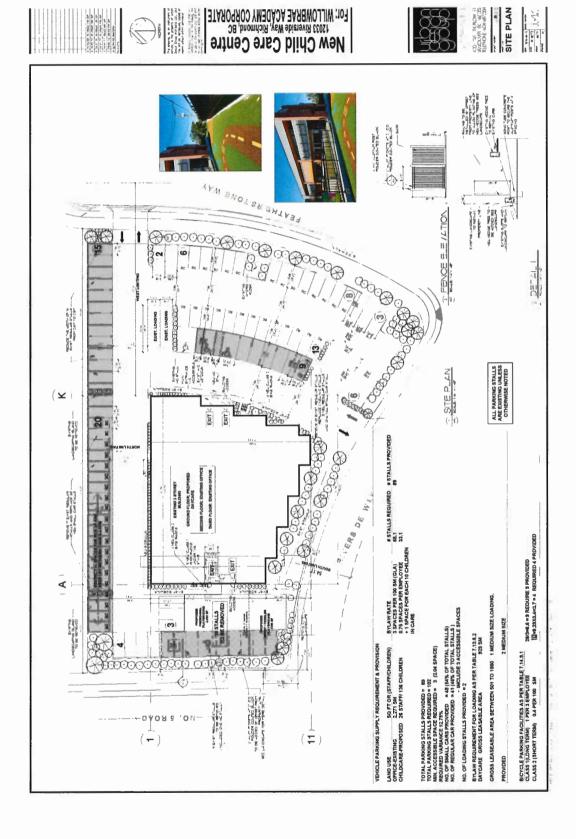
Angle for tipping over. spak yourd tipped ever to your site > please See white cylinder object

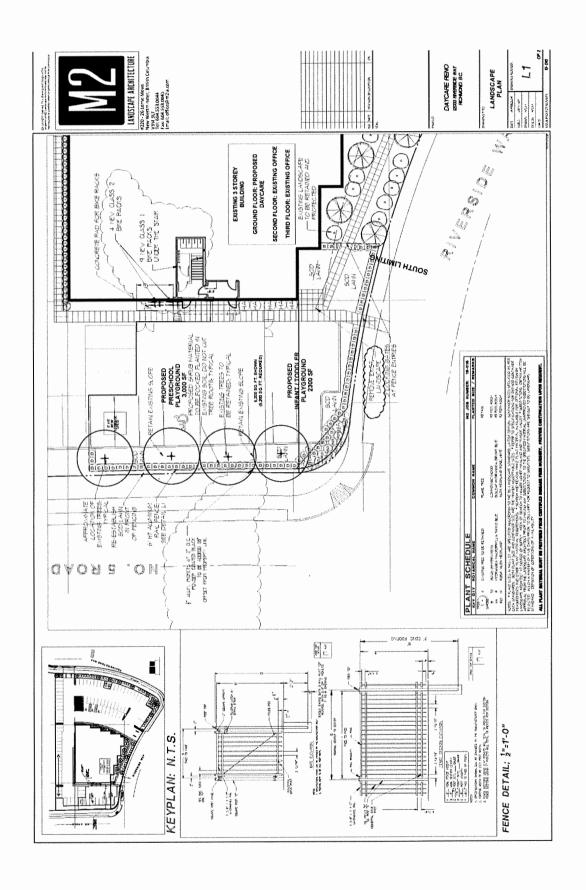
Side walk near front Yard



Fence post ripper off from strice wall.









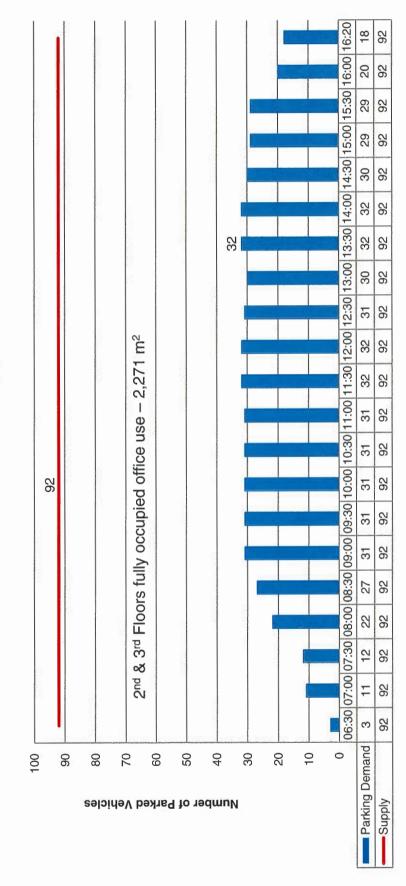
West View



Southwest View

## **OBSERVED SITE PARKING DEMAND**

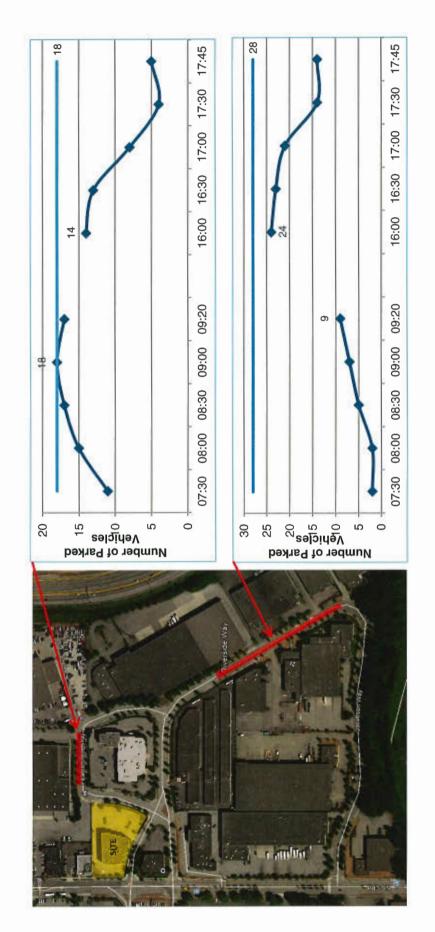
Wednesday, April 25, 2018



# **OBSERVED PARKING DEMAND at OTHER OFFICE LOCATIONS**

ED DEMAND OCCUPANCY RATE  (/ 100 M²)	47 82 % 2.35	23 43% 1.18	18 30% 0.73	24 51% 0.67	119 56% 1.74	32 35% 1.41	WEIGHTED AVERAGE PEAK PARKING DEMAND RATE ( PER 100 M²) 1.37	85%ILE PEAK DEMAND RATE ( PER 100 M²)
LEASEABLE RATE SUPPLIED (/ 100 M²)	2,000 m <sup>2</sup> 2.9 57	1,950 m² 2.7 53	2,460 m <sup>2</sup> 2.4 60	3,600 m <sup>2</sup> 1.3 47	6,847 m <sup>2</sup> 3.1 214	2,271 m² 4.1 92	WEIGHTED AVERAGE PEAK PARK	85%ILE PI
OFFICE ADDRESS	Fleetwood Office 1	Fleetwood Office 2	Panorama Office	Cloverdale Office	Newton Office	Subject site: 12033 Riverside Way		

### ON-STREET PARKING DEMAND Wednesday, September 5, 2018



## OBSERVED CHILDCARE PARKING DEMAND

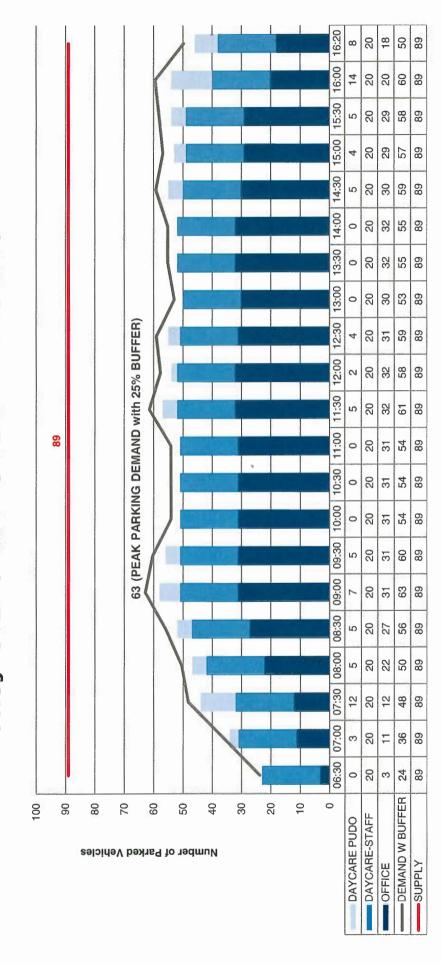
CHILDCARE ADDRESS	MAX # OF CHILDREN	# OF EMPLOYEES	ESTIMATED STAFF PARKING DEMAND (# PER STAFF)	PUDO MAX OCCUPANCY	PUDO SPACE PER CHILD
Fleetwood Childcare 1	20	2	1 (0.5)	9	0.30
Cloverdale Childcare	100	18	9 (0.5)	13	0.13
Fleetwood Childcare 2	30	6	N/A (1)	7	0.10
Newton Childcare	55	6	4 (0.4)	9	0.11
		AVERAGE RATE	0.5		0.15

## PROJECTED INDIVIDUAL PEAK PARKING DEMAND

Component	PEAK DEMAND RATE	SIZE	# STALLS
Office	1.41 per 100 m²	2,271 m <sup>2</sup>	32
Childcare staff	0.75 per staff	26 staff	20
Childcare pick- up/drop-off	0.1 per child	136 children	14
	TOTAL		99

Office parking demand peaks after childcare drop-off activity and declines before childcare pick-up activity

## PROJECTED PARKING DEMAND PROFILES



### PROPOSED TDM MEASURES

### • End of Trip Facilities

- Clothing lockers
- Barrier free washroom with washbasin
- Shower

### **Transit Pass for Childcare Staff**

Two zone monthly pass for 2-years