



# City of Richmond

## Report to Committee Planning and Development Division

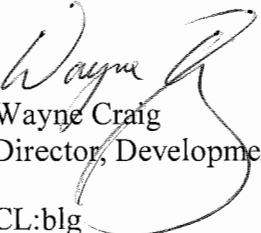
**To:** Planning Committee  
**From:** Wayne Craig  
Director, Development


**Date:** May 30, 2016  
**File:** LU 16-727303

**Re:** Application by Su Ping Yang to Discharge Land Use Contract at 9508 Palmer Road

### Staff Recommendation

That Richmond Land Use Contract Discharge Bylaw No. 9572, to discharge the Land Use Contract from the title of 9508 Palmer Road, be introduced and given first reading.

  
Wayne Craig  
Director, Development  
CL:blg  
Att.

|   |
|---|
| <b>REPORT CONCURRENCE</b>   |
| <b>CONCURRENCE OF GENERAL MANAGER</b><br> |

## Staff Report

### Origin

On November 24, 2015, City Council adopted a number of bylaws that:

- Terminated 93 separate Land Use Contracts (LUCs) that affect single-family properties, which will be effective one-year from the date of adoption.
- Established new zoning designations in their place.

The 93 LUCs that are subject to the early termination bylaws will remain on land title records until November 24, 2016. The new zoning designations became operative immediately following adoption. For the one-year period, while both the Zoning Bylaw and the LUC are operative, the provisions of an LUC prevail. Where a property owner wishes to use the provisions in the underlying zoning prior to the expiry of the one-year period, formal discharge of the LUC, by a bylaw adopted by Council, is required.

Su Ping Yang has applied to the City of Richmond for permission to voluntarily discharge the Land Use Contract from the title of 9508 Palmer Road, to permit construction of a new single-family dwelling with a maximum site coverage of 45%, consistent with the underlying "Single Detached (RS1/E)" zoning (Attachment 1).

### Findings of Fact

A Development Application Data Sheet is attached, which provides details about the proposal, along with a comparison of the LUC provisions and the underlying RS1/E zoning provisions (Attachment 2).

### Surrounding Development

Existing development immediately surrounding the subject site is as follows:

- To the North, is an existing dwelling on a lot under LUC 009, which fronts Princeton Avenue.
- To the South, immediately across Pembroke Place, are existing dwellings on lots under LUC 009.
- To the East, is an existing dwelling on a lot under LUC 009, which fronts Pembroke Place.
- To the West, immediately across Palmer Road, are existing dwellings on lots under LUC 009.

### Public Consultation

As this application does not involve rezoning of the subject property, a sign is not required to be posted on-site.

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

### **Analysis**

This application to discharge the LUC from the subject property will enable the property owners to obtain a Building Permit to build a new single-family dwelling that is consistent with the underlying RS1/E zone without having to wait until the LUC termination date of November 24, 2016. The resulting dwelling would be in keeping with the form and character of dwellings that are built in the RS1/E zone city-wide, and would be approximately 328 m<sup>2</sup> (3,537 ft<sup>2</sup>) in size.

The proposed Building Permit drawings are shown in Attachment 3.

### **Existing Legal Encumbrances**

There is an existing statutory right-of-way for the sanitary sewer along the north property line. Construction within the right-of-way is not permitted.

### **Financial Impact**

None.

### **Conclusion**

The applicant is requesting permission to voluntarily discharge the Land Use Contract from the title of 9508 Palmer Road, to permit construction of a new single-family dwelling with a maximum site coverage of 45%, consistent with the underlying "Single Detached (RS1/E)" zoning.

It is recommended that Richmond Land Use Contract Discharge Bylaw No. 9572 be introduced and given first reading.



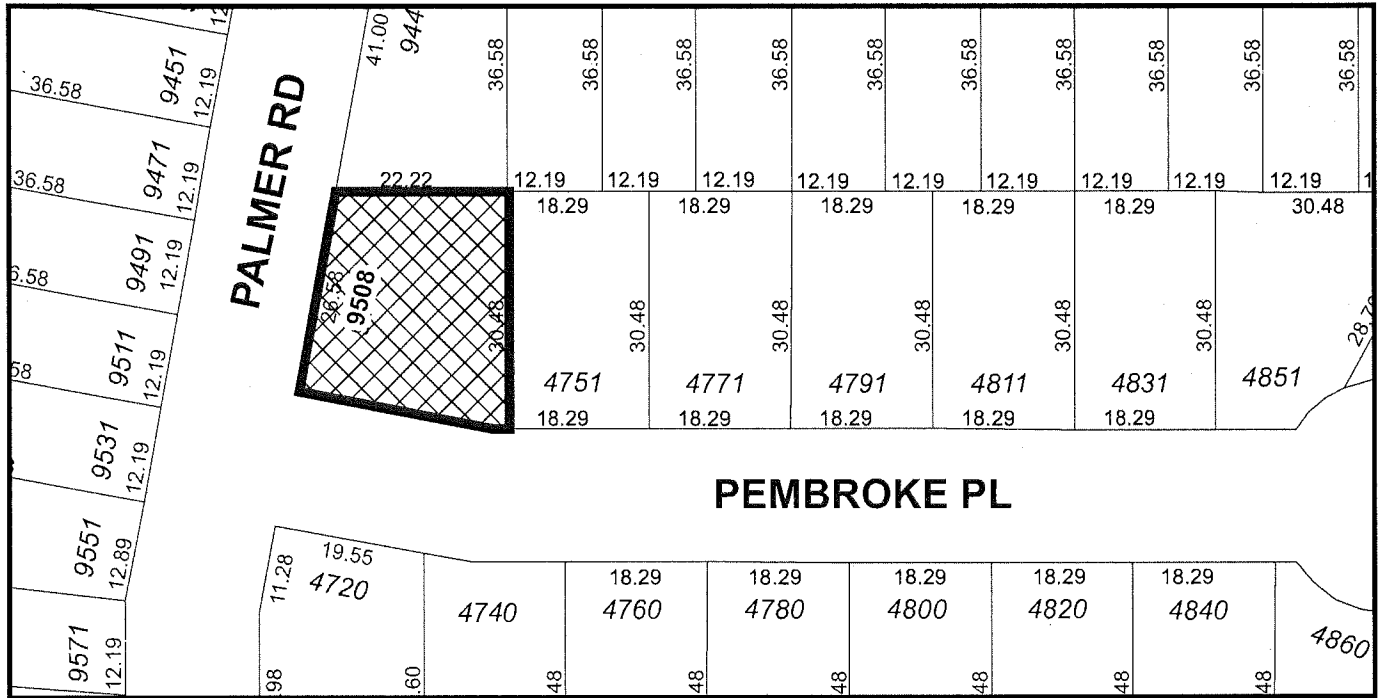
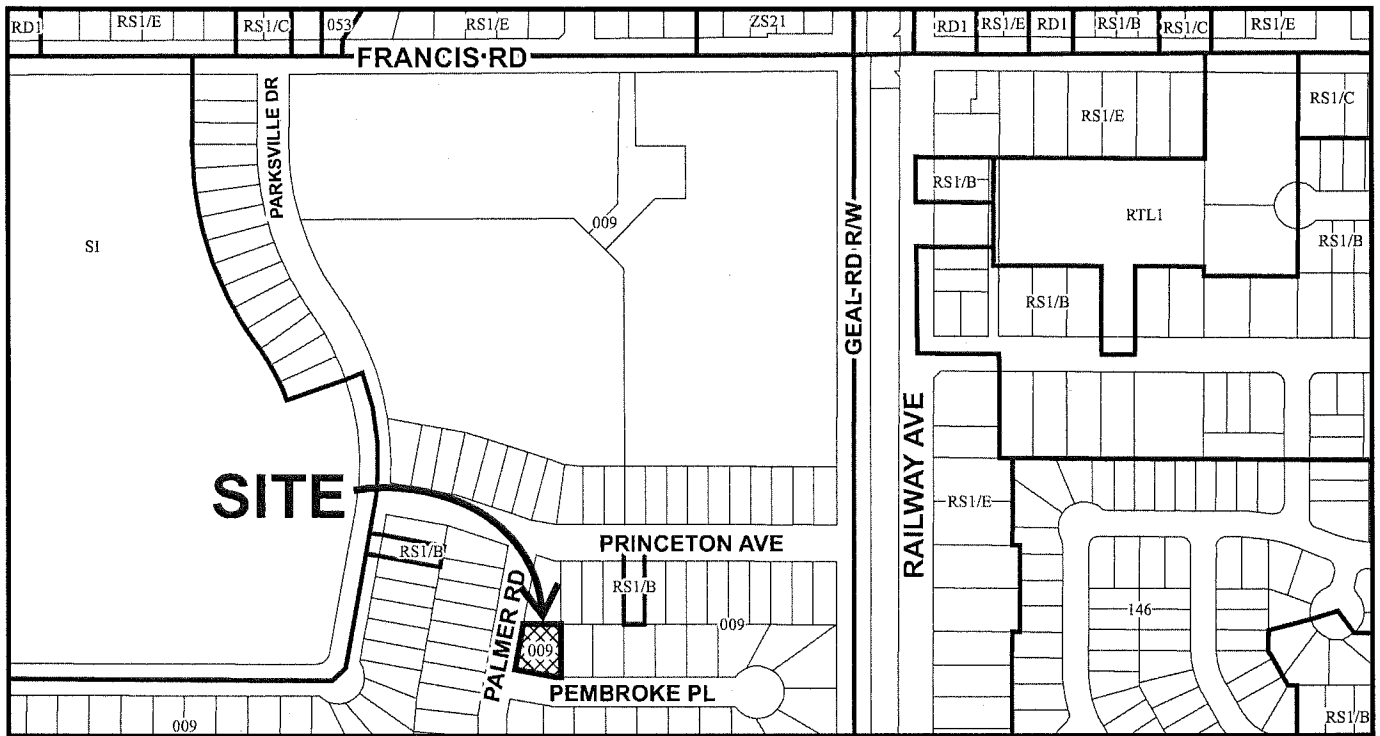
Cynthia Lussier  
Planner 1  
(604-276-4108)

CL:blg

Attachment 1: Location Map/Aerial Photo  
Attachment 2: Development Application Data Sheet  
Attachment 3: Proposed Building Permit drawings.



City of  
Richmond



LU 16-727303

Original Date: 05/30/13

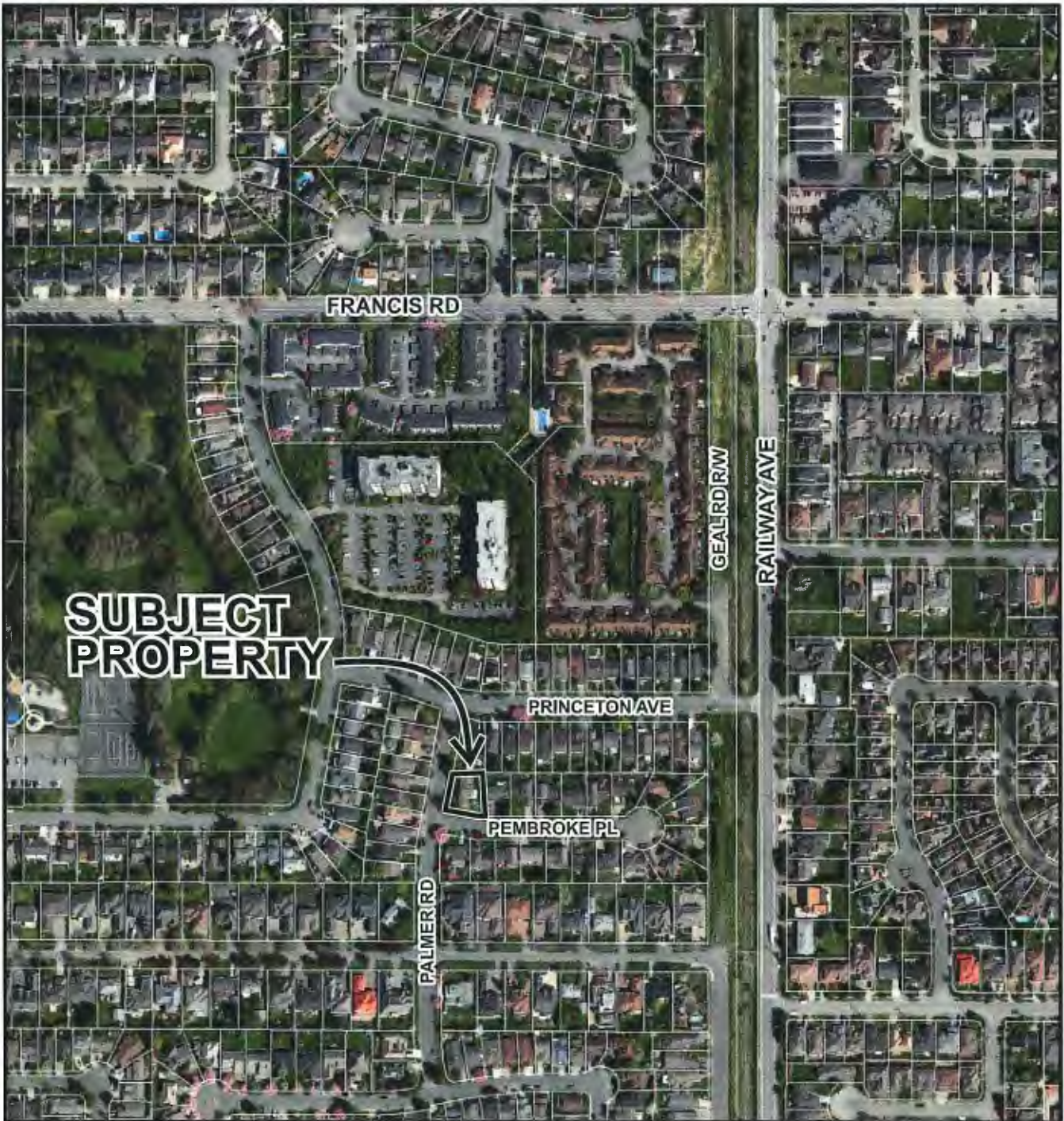
Revision Date:

Note: Dimensions are in METRES





City of  
Richmond



LU 16-727303

Original Date: 05/30/16

Revision Date:

Note: Dimensions are in METRES



**LU 16-727303**

**Attachment 2**

Address: 9508 Palmer Road

Applicant: Su Ping Yang

Planning Area(s): Seafair

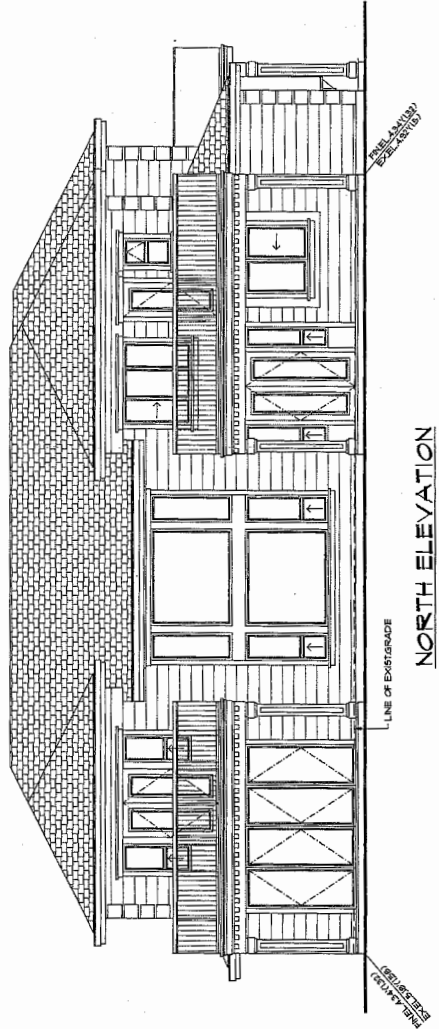
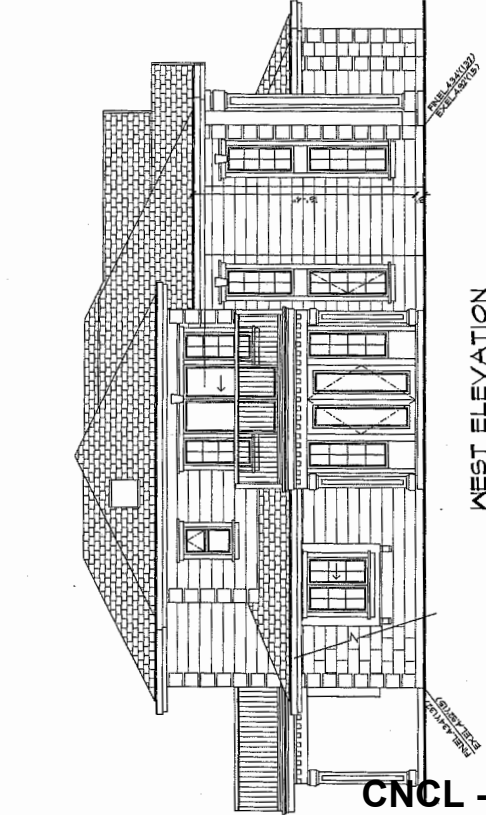
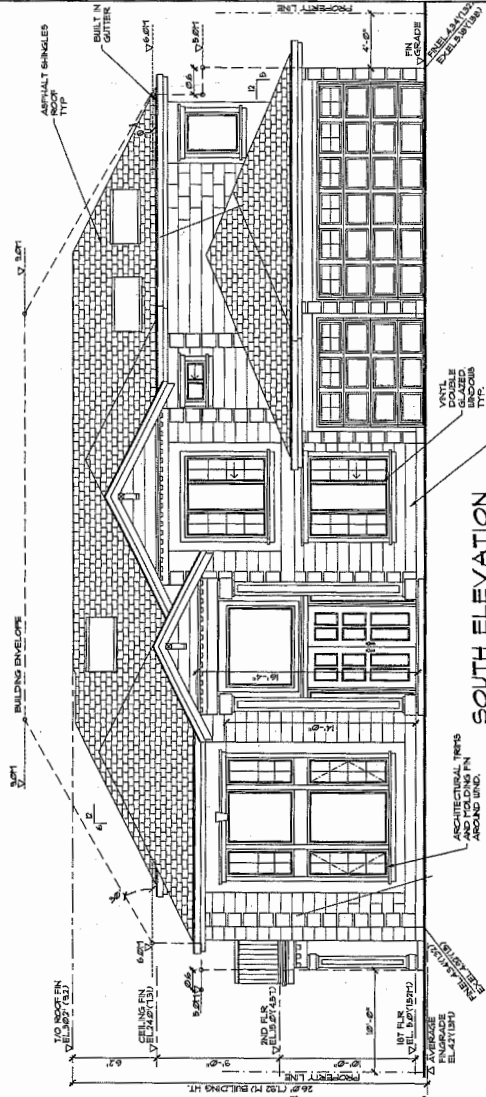
|                                   | Existing   | Proposed                   |
|-----------------------------------|--|----------------------------|
| <b>Owner:</b>                     | Tai Huang Wei<br>Su Ping Yang                            | To be determined           |
| <b>Site Size (m<sup>2</sup>):</b> | 708 m <sup>2</sup> (7,621 ft <sup>2</sup> )              | No change                  |
| <b>Land Uses:</b>                 | Single-family dwelling                                   | New single-family dwelling |
| <b>OCP Designation:</b>           | Neighbourhood Residential                                | No change                  |
| <b>Zoning:</b>                    | Existing: LUC 009<br>Underlying: Single Detached (RS1/E) | Single Detached (RS1/E)    |

| On Future Subdivided Lots         | LUC 009  | Single Detached (RS1/E)   | Proposed   | Variance          |
|-----------------------------------|--|---|--|-------------------|
| Floor Area Ratio:                 | N/A  | 0.55 FAR to max.<br>464.5 m <sup>2</sup> plus 0.30<br>FAR for the<br>balance<br>Total: 328.52 m <sup>2</sup> *<br>(3,536.2 ft <sup>2</sup> )* | 328.52 m <sup>2</sup> *<br>(3,536.2 ft <sup>2</sup> )* | none<br>permitted |
| Lot Coverage – Building:          | Max. 33%   | Max. 45%  | 0.40 %   | none              |
| Setback – Front Yard (m):         | Min. 6.0 m   | Min. 6.0 m  | 6.80 m   | none              |
| Setback – Interior Side Yard (m): | 1 <sup>st</sup> storey: Min. 1.2 m<br>2 <sup>nd</sup> storey: Min. 1.8 m | Min. 1.2 m  | 1.22 m   | none              |
| Setback – Exterior Side Yard (m): | 4.5 m  | Min. 3.0 m  | 3.18 m   | none              |
| Setback – Rear Yard (m):          | 1 <sup>st</sup> storey: Min. 3.0 m<br>2 <sup>nd</sup> storey: Min. 6.0 m | Min. 6.0 m  | 6.10 m   | none              |
| Height (m):                       | 2 storeys<br>8.2 m<br>(27 ft)  | 2 ½ storeys<br>9 m<br>(29.5 ft)   | 2 storeys<br>7.92 m<br>(26 ft)                         | none              |

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







CNCL - 230

|  |                       |   |                      |
|--|-----------------------|---|----------------------|
| <p> <small>COPYRIGHT RESERVED BY</small><br/> <b>Rafiq Shaikh Designs Ltd.</b><br/>         Custom Home Designs<br/>         4680 PENNINGTON ROAD, RICHMOND, B.C. V6E 1E7<br/>         TEL: (604) 271-1898 FAX: (604) 364-1377<br/>         WWW: www.rsfdesigns.com       </p> | ARCHITECTURAL DRAWING | PROJECT:<br>PROPOSED RESIDENCE<br>4731 PEMBROKE PLACE<br>RICHMOND, B.C. | DWG. NO.<br><b>5</b> |
|  | DATE: 2/21/2008       | SCALE: 1/4" = 1'-0"   | DRAWN: T.A.          |

DRAGON BUILT BY O.S.M. INC. 2.1.10





Richmond Land Use Contract
Discharge Bylaw No. 9572 (LU 16-727303)
9508 Palmer Road

Whereas Land Use Contract, having Charge Number K31033 (the "Land Use Contract"), charges the following land:

P.I.D. 001-724-134
Lot 112 Section 26 Block 4 North Range 7 West New Westminster District Plan 46200;

Whereas the Land Use Contract was entered into with the City of Richmond as a party and filed in the Land Title Office, in New Westminster, British Columbia; and,

Whereas the owners of said land which is subject to the Land Use Contract have requested and agreed with the City that the Land Use Contract be discharged as against its property title;

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

- 1. That the Land Use Contract be discharged as against:
P.I.D. 001-724-134
Lot 112 Section 26 Block 4 North Range 7 West New Westminster District Plan 46200
2. That the Mayor and Corporate Officer are hereby authorized to execute any documents necessary to discharge the Land Use Contract from said land.
3. This Bylaw may be cited as "Richmond Land Use Contract Discharge Bylaw No. 9572".

FIRST READING

A PUBLIC HEARING WAS HELD ON

SECOND READING

THIRD READING

ADOPTED

Four horizontal lines for signatures and dates.

CITY OF RICHMOND
APPROVED by [signature]
APPROVED by Director or Solicitor [signature]

MAYOR

CORPORATE OFFICER