



POLICY REPORT

Report Date: August 27, 2019
Contact: Karen Hoesse
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RTS No.: 13260
VanRIMS No.: 08-2000-20
Meeting Date: September 10, 2019

TO: Vancouver City Council
FROM: General Manager of Planning, Urban Design and Sustainability
SUBJECT: Rezoning: 46-96 West King Edward Avenue

RECOMMENDATION

- A. THAT the application by Shape Architecture on behalf of Celene Lai Keng Lim and Kum Soon Cheang, Wun Kei Lawrence Mok and Wing Yiu Winifred Mok, Anastasia Sophia Dias, and Sightline Properties (King Edward Ave) Ltd. the registered owners, to rezone 46-96 West King Edward Avenue [*Lots 6 to 1, Block 684, District Lot 526, Plan 2913; PIDs: 013-323-857, 013-323-831, 013-323-814, 013-323-792, 013-323-768, and 013-323-741 respectively*] all from RS-1 (One-Family Dwelling) District to RM-8AN (Multiple Dwelling) District, be referred to a Public Hearing, together with the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve the application in principle, subject to the Conditions of Approval contained in Appendix B;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law generally in accordance with Appendix A for consideration at the Public Hearing.

- B. THAT, subject to the enactment of the amending by-law, the Subdivision By-law be amended generally as set out in Appendix C;

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Subdivision By-law at the time of enactment of the amending by-law.

- C. THAT Recommendations A and B be adopted on the following conditions:
- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City and any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;

- (ii) THAT any approval that may be granted following the public hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
- (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

REPORT SUMMARY

This report recommends a plan amendment to the Zoning and Development By-Law for the site at 46-96 West King Edward Avenue. The proposed amendment would rezone the land from RS-1 (One-Family Dwelling) District to RM-8AN (Multiple Dwelling) District, to allow for a townhouse development with a floor space ratio (FSR) up to 1.2.

As part of the implementation of the *Cambie Corridor Plan*, sites designated for townhouse uses outside of the first stage of the City's infrastructure upgrades will be considered through privately-initiated rezoning applications, so long as infrastructure upgrades are secured as conditions of rezoning.

Staff have assessed the application and conclude that it meets the intent of the *Cambie Corridor Plan*. Staff recommend that the application be referred to a Public Hearing, with the recommendation of the General Manager of Planning, Urban Design and Sustainability to approve it in principle, subject to the Public Hearing, and conditions contained within Appendix B.

COUNCIL AUTHORITY/PREVIOUS DECISIONS

Relevant Council policies for this site include:

- *Cambie Corridor Plan* (2018)
- *Cambie Corridor Utilities Servicing Plan* (2018)
- *RM-8, RM-8A, RM-8N and RM-8AN Districts Schedule* (2018)
- *RM-8A and RM-8AN Guidelines* (2018)
- *Green Buildings Policy for Rezoning* (2010, last amended 2018)
- *Community Amenity Contributions – Through Rezoning* (1999, last amended 2018)
- *Urban Forest Strategy* (2014)

REPORT

Background/Context

1. Site and Context

The subject site is located at the south corner of Manitoba Street and West King Edward Avenue (see Figure 1). The site is comprised of six legal parcels fronting West King

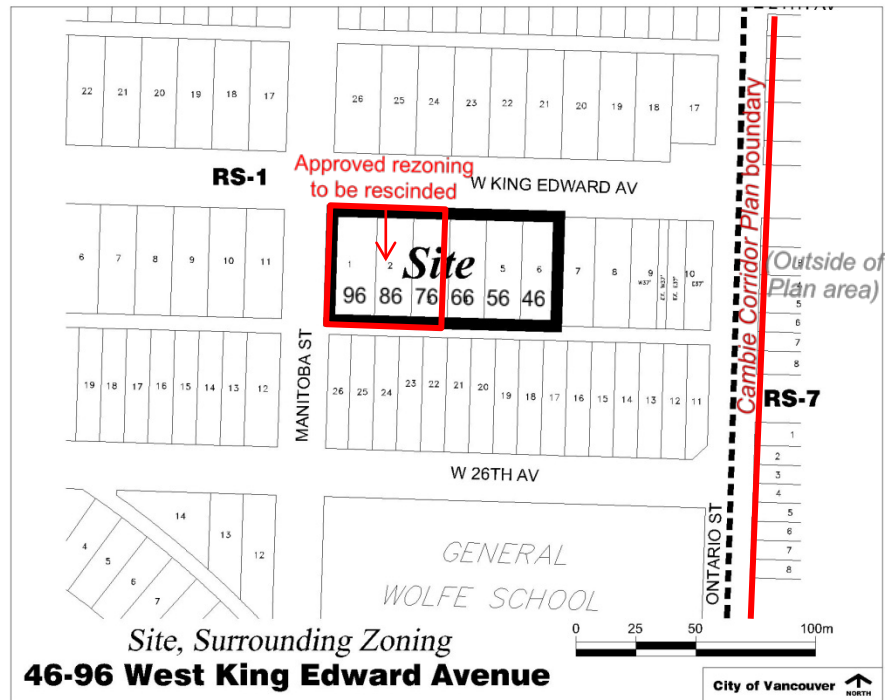
Edward Avenue. The total site size is 4,328 sq. m (46,593 sq. ft.), with a combined frontage of approximately 95 m (311 ft.) along King Edward Avenue and a depth of 45.7 m (150 ft.). The site is currently zoned RS-1 and developed with six single-family homes. A similar single-family home neighbourhood context surrounds the site.

The six single-family houses were constructed between 1941 and 2011 and none are heritage designated or listed on the Vancouver Heritage Register.

The site at 76-96 West King Edward Avenue was conditionally approved at Public Hearing on April 4, 2019. Since then, an application was received to rezone 46-66 West King Edward Avenue. The applicant intends to submit a single development permit for all six sites.

In order to submit a single development permit, all six sites must under a single rezoning application with unified rezoning conditions. This is necessary to complete the associated legal agreements. Therefore the applicant has withdrawn the first rezoning for 76-96 West King Edward Avenue and staff have prepared a rezoning report for all six sites at 46-96 West King Edward Avenue.

Figure 1: Location Map - Site and Context



2. Policy Context

In 2018, Council adopted the final *Cambie Corridor Plan* (the "Plan"). The subject site is located within the Queen Elizabeth neighbourhood, characterized by its existing low-density residential character and green park-like setting. The Plan calls for new family-

oriented housing opportunities, in the form of townhouses, to be introduced in transition areas surrounding Cambie Street and other large sites.

The Plan boundary extends to Ontario Street, one block to the east. In the future, townhouse uses are also anticipated along this section of King Edward Avenue and across the lane to the south on West 26th Avenue.

The site is guided by Section 4.2.9 of the Plan, which generally supports residential uses in townhouse form up to three storeys in height at the street and a density of up to 1.2 FSR. In this area, the Plan also strives to accommodate improvements for a walking public realm features, including increased sidewalk widths on arterials.

3. Plan Implementation and Utilities Servicing Plan

The Plan is a framework to guide change and growth in the area over the next 30 years. By 2041, the Corridor's population is anticipated to more than double, with over 30,000 new homes, making it the biggest growth area outside of Downtown.

The Plan identifies over 1,100 single-family lots for future townhouses, creating opportunities for up to 8,200 units of this much-needed ground-oriented housing type. Due to limitations in infrastructure capacity in the Corridor, City-initiated rezonings for townhouses will be phased to align with scheduled infrastructure upgrades as identified in the *Cambie Corridor Utilities Servicing Plan (USP)*, which was endorsed by Council in July 2018. The first phase of City rezonings (in the Stage 1 area) was approved by Council in September 2018. See Appendix D for further details on the USP phasing.

The sequencing of city-delivered utility design and construction will happen between 2019-2022 (Stage 1) and 2023-2026 (Stage 2). The specific timing of Stage 3 upgrades is undetermined at present. Future phases of City-initiated rezoning of townhouse areas will be coordinated with the timing of future infrastructure upgrades. In the meantime, townhouse development outside of Stage 1 can be considered through developer-initiated rezonings (such as this application), which will allow a case-by-case determination of required off-site utility upgrades.

Strategic Analysis

1. Simplified Rezoning Process

To facilitate the delivery of family-friendly townhouse units to the market while the phased roll-out of the USP is taking place, the City has implemented a simplified process for privately-initiated rezoning for townhouses. Rather than rezoning townhouse sites to a site-specific Comprehensive Development (CD) District, the recently approved RM-8A/RM-8AN Districts Schedule will be used as the designated zone. This will provide the same certainty on the built form for residents and applicants that the City-initiated rezoning provides, and will also streamline the review process.

The RM-8A and RM-8AN Districts were approved by Council in 2018, along with associated design guidelines, and apply specifically to the Cambie Corridor and Grandview-Woodland neighbourhoods. The zone includes a unit size requirement to ensure greater unit size mix with a greater variety of price points of new townhouse units, as well as more flexible development options for smaller lots. The RM-8AN District

differs from the RM-8A District because it requires noise mitigation for dwelling units close to arterial streets. As the subject site fronts an arterial street (West King Edward Avenue), it will be rezoned to the RM-8AN District which requires enhanced noise mitigation measures.

Since the intent of the rezoning is primarily to secure servicing upgrades and minor and/or specific transportation upgrades identified in the Plan, no architectural drawings are required at the rezoning stage. The form of development will be reviewed through a subsequent development permit process. All proposals will need to meet the intent and regulations of the RM-8A/RM-8AN Districts. No Urban Design Panel review is necessary for this project due to the small scale of the buildings and comprehensive design guidelines developed to accompany the RM-8A and RM-8AN Districts Schedule.

2. Tenants

The newly amended *Tenant Relocation and Protection Policy* extends policy coverage to projects involving consolidation of two or more lots that contain existing secondary rental. This includes single-family houses, basement suites, duplexes, or individually-rented condos where the new development is proposing five or more dwelling units.

The current site involves consolidation of six lots with single-family homes containing secondary suites, therefore the policy would apply to this rezoning application. Four houses are currently occupied with a total of six tenancies.

For secondary rental units, the *Tenant Relocation and Protection Policy* provides an exclusion for new tenancies that are two years or less at the date of submission of the development or rezoning application. This exclusion is intended to avoid penalizing owners who are renting out units in order to comply with the City's Empty Homes Tax during the process of assembling sites and applying for redevelopment approvals.

As five of the tenancies began between February 2018 and June 2019, less than two years as of the date of rezoning application submission, tenants are not eligible for compensation and assistance under the *Tenant Relocation and Protection Policy* (Section 2.1). The one remaining tenancy, which began in September 2014, is covered under the Policy.

A Tenant Relocation Plan for the eligible tenant will be required as a condition of Development Permit issuance, with an Interim Tenant Relocation Report required prior to Demolition Permit issuance, and a final Tenant Relocation Report required prior to issuance of an Occupancy Permit (see Appendix B).

Under the 2019 amended *Tenant Relocation and Protection Policy*, the eligible tenants are entitled to receive a minimum of four months free rent or more based on length of tenancy, assistance with moving costs, and assistance finding alternative accommodation that best meets the tenants' priorities for budget, and neighbourhood and unit preferences (e.g. pet-friendly, smoke-free)

All tenancies are protected under the *BC Residential Tenancy Act* that governs how residential properties are rented, and includes specific provisions around ending tenancies. Any disputes would be resolved through the Residential Tenancy Branch.

3. Transportation, Parking and Servicing

Parking, loading and bicycle spaces must be provided and maintained according to the provisions of the Vancouver Parking By-law and will be reviewed at time of development permit application when proposal drawings are submitted. Through this application, conditions of approval include a road dedication along King Edward Avenue and the provision for the construction of protected bike lanes on King Edward Avenue adjacent to the site to achieve walking and cycling objectives in the Plan. On-site servicing requirements are also being secured through a services agreement. Engineering rezoning conditions are included in Appendix B.

4. Environmental Sustainability and Natural Assets

Green Buildings – The *Green Buildings Policy for Rezoning* (amended by Council on May 2, 2018) requires that residential rezoning applications satisfy either the near zero emission buildings or low emissions green buildings conditions within the policy. These new requirements are mandatory for all rezoning applications received on or after May 1, 2017.

For small buildings, such as townhomes and those considered Part 9 under the Building By-law, the requirements of the policy have been adapted to match the building scale. These requirements are prescribed in the *Green Buildings Policy for Rezoning – Process and Requirements* administration bulletin.

As part of the rezoning, the applicant has submitted a letter of commitment to meet the policy, and to provide further documentation at the development permit application stage. Conditions have been included in Appendix B to ensure that policy requirements are satisfied.

Green Sites – The *Urban Forest Strategy* was developed to find ways to help preserve, protect and strengthen Vancouver's urban forest and tree canopy for the future. In April 2014, Council amended the *Protection of Trees By-law* to maintain a healthy urban forest by requiring permission to be granted to remove trees that meet certain conditions. The intent is to retain and protect as many healthy, viable trees as possible, while still meeting the challenges of development, housing priorities and densification. This is in keeping with City goals to achieve resilient and healthy natural systems in our urban areas.

A detailed tree assessment and retention report will be required as part of a subsequent development permit application. City staff review these materials and provide specific conditions to retain and protect trees prior to development permit issuance. This process allows for a coordinated assessment of tree retention and replacement with the proposed form of development.

PUBLIC INPUT

Public Notification

A rezoning information sign was installed on the site on July 18, 2019. Approximately 1,103 notification letters were distributed within the neighbouring area on or about July 18, 2019. Notification and application information was provided on the City of Vancouver

Rezoning Centre webpage (Vancouver.ca/rezapps). One response was received about the development proposal and its impact on the local neighbourhood character.

The requirement for a public open house is waived for these simplified townhouse rezoning applications as extensive public engagement was undertaken during the *Cambie Corridor Plan* process to inform land use changes. Opportunities for public input regarding specific building design for this site will be available at the development permit stage in accordance with the standard City notification process.

PUBLIC BENEFITS

The Cambie Corridor Public Benefit Strategy (see Appendix E) identifies public amenities and infrastructure to support growth in the area, including both short-term and long-term priorities, in response to changes in land use and density. This application addresses public benefits as follows:

Development Cost Levies (DCLs)

This site will be subject to both the City-wide DCL and the City-wide Utilities DCL, which are payable at time of building permit issuance.

Density Bonus Zone Contributions (DBZ)

Rezoning to the RM-8A and RM-8AN district schedules, such as the subject site, are exempt from paying CACs. The rezoned site will be subject to a Density Bonus Zone contribution (DBZ) on the net additional density, payable at building permit issuance.

Further information on DCLs and DBZs can be found in Appendix D.

FINANCIAL IMPLICATIONS

As noted in the section on Public Benefits, the site will be subject to a DBZ, the City-wide DCL, and the City-wide Utilities DCL.

Based on the rates in effect as of September 30, 2018, a DBZ of approximately \$1,153,177 would be expected from the development should it achieve the maximum density of 1.2 FSR.

Based on rates in effect as of September 30, 2018, total DCLs of approximately \$365,662 would be expected from this development should it achieve the maximum 1.2 FSR.

Approval and timing of specific projects to be funded from these contributions will be brought forward as part of capital planning budget process.

CONCLUSION

Staff have reviewed the application to rezone the site at 46-96 West King Edward Avenue from RS-1 to RM-8AN to facilitate the development complying with the provisions of the RM-8AN District Schedule, and conclude that the rezoning application is consistent with the *Cambie Corridor Plan*.

The General Manager of Planning, Urban Design and Sustainability recommends that the rezoning application be referred to a Public Hearing with a recommendation that, subject to the Public Hearing, the rezoning application be approved in principle, subject to the applicant fulfilling the conditions of approval in Appendix B.

* * * * *

46-96 West King Edward Avenue
DRAFT By-law to Amend
Zoning and Development By-law No. 3575
to rezone an area from RS-1 to RM-8AN

Note: A By-law will be prepared generally in accordance with the provisions listed below, subject to change and refinement prior to posting.

Zoning District Plan Amendment

1. This By-law amends the Zoning District Plan attached as Schedule D to By-law No. 3575, and amends or substitutes the boundaries and districts shown on it, according to the amendments, substitutions, explanatory legends, notations, and references shown on the plan marginally numbered [] attached as Schedule A to this By-law, and incorporates Schedule A into Schedule D to By-law No. 3575.

2. The area shown within the heavy black outline on Schedule A is rezoned and moved from the RS-1 District Schedule to the RM-8AN District Schedule.

Schedule A



* * * * *

**46-96 West King Edward Avenue
CONDITIONS OF APPROVAL**

Note: If the application is referred to a public hearing, these Conditions of Approval will be referenced in the Summary and Recommendations included in the hearing agenda package. Any changes to the conditions approved by Council will be contained in its decision. Applicants are advised to consult the public hearing minutes for any changes or additions to these conditions.

PART 1: CONDITIONS OF APPROVAL OF THE DEVELOPMENT APPLICATION

THAT, in reviewing a development application for the site, the Director of Planning shall have particular regard for the following:

Sustainability

1. All new buildings in the development will meet the requirements of the *Green Buildings Policy for Rezoning*s (amended May 2, 2018), including all requirements for Near Zero Emissions Buildings (i.e. Passive House certified or alternate near zero emissions standard approved by the Director of Sustainability), or Low Emissions Green Buildings. The requirements for Low Emissions Green Buildings are summarized at <http://guidelines.vancouver.ca/G015.pdf>.

Note to Applicant: The applicant will be required to demonstrate that the development is on track to achieve the above requirements at each stage of permit. For more detail on the above requirements and what must be submitted at each stage, refer to the most recent bulletin *Green Buildings Policy for Rezoning*s – *Process and Requirements* (amended April 28, 2017 or later).

Housing

2. Provide a Tenant Relocation Plan to the satisfaction of the General Manager of Arts, Culture and Community Services as per the *Tenant Relocation and Protection Policy* that is effective at the time of submission of the Development Permit Application.
3. Provide a notarized declaration that demonstrates that each tenant has been given written notice of the intent to redevelop the property; that indicates the number of units occupied on the date of the notice; and, includes copies of a letter addressed to each tenant summarizing the Tenant Relocation Plan offer and signed as received by each tenant.
4. Provide an Interim Tenant Relocation Report prior to issuance of the Demolition Permit. The Report must outline the names of any tenants who have ended their tenancy; the reason for its end (e.g. Tenant Decision or Mutual Agreement to End Tenancy); the outcomes of their search for alternate accommodation (if assistance was requested by the tenant); the names of tenants still remaining in the building; the status of the applicant's search for relocation options (if assistance was requested by the tenant) and/or additional assistance rendered, as required through their Tenant Relocation Plan.

5. Provide a final Tenant Relocation Report prior to issuance of the Occupancy Permit. The Report must outline the names of tenants; indicate the outcome of their search for alternate accommodations; summarize the total monetary value given to each tenant (moving costs, rents, any other compensation); and, include a summary of all communication provided to the tenants.

PART 2: CONDITIONS OF BY-LAW ENACTMENT

THAT, prior to enactment of the amending By-law, the registered owner shall on terms and conditions satisfactory to the Director of Legal Services, the General Manager of Planning, Urban Design and Sustainability, the General Manager of Engineering Services and the General Manager of Arts, Culture and Community Services (or successors in function), as necessary, and at the sole cost and expense of the owner/developer, make arrangements for the following:

Engineering

1. Consolidation of Lots 1 to 6, Block 684, District Lot 526, Plan 2913 to create a single parcel and subdivision of that site to result in the dedication of the northerly 9.87 ft. (3.008 m) of the site for road purposes (in accordance with RM-8AN District requirements).
2. A subdivision plan and application to the Subdivision and Strata Group is required. For general information see the subdivision website at: <http://vancouver.ca/home-property-development/apply-to-subdivide-or-join-properties.aspx>
3. Arrangements are to be made for discharge of Covenant BB1749251 (no subdivision) from title. It is also recommended that efforts be made to discharge Restrictive Covenant 21151M (See58509L) in favour of the Royal Trust Company.
4. Dedication of an area of the northern portion of the development site to achieve a distance from the centerline of W King Edward Ave to the property line of the development site, measured at right angles, of 15.2 m.
5. Provision of a Services Agreement to detail the on and off-site works and services necessary or incidental to the servicing of the site (collectively called the "services") such that they are designed, constructed and installed at no cost to the City and all necessary street dedications and rights of way for the services are provided. No development permit for the site will be issued until the security for the services is provided.
 - (a) Provision of adequate water service to meet the fire flow demands of the project:
 - (i) Based on the confirmed Fire Underwriter's Survey Required Fire Flows and domestic flows submitted by Aplin-Martin Consultants Ltd dated July 9, 2019, no water main upgrades are required to service the development.

Note to applicant: The main servicing the proposed development is 200 mm. Should the development require water service connections larger than 200 mm, the developer shall upsize the existing main on W King Edward Ave from 200 mm to 300 mm, or whatever size is required. The developer is responsible for 100% of the cost of the upgrading.

Note to applicant: Should the development's Fire Underwriter's Survey Required Fire Flow calculation change as the building design progresses, a resubmission to the City of Vancouver Waterworks Engineer is required for re-evaluation of the Water System.

- (b) Provision of adequate sewer (storm and sanitary) service required to meet the demands of the project:
 - (i) Implementation of development at 46-96 W King Edward Ave requires the following in order to improve combined sewer flow conditions:
 - a. Local Servicing Upgrade:

Separate the existing 81 m of 250 mm combined sewers to 250 mm sanitary and 600 mm storm sewer on the lane south of W King Edward Avenue from 56 W King Edward Avenue (MH__FJCSAN) to Manitoba St (MH__FJCSAI).

Separate the existing 94 m of 300 mm combined sewers to 250 mm sanitary and 600 mm storm sewers on the lane south of W King Edward Ave from Manitoba St (MH__FJCSAI) to the backside of 150 W King Edward Ave (MH__FJCSAK).

- b. Off-site Servicing Upgrade: None

The developer may submit a flow monitoring study to confirm the extent of the upgrade, which is to be reviewed and accepted by the City Engineer. The study shall provide data for a minimum 3 months of wet weather flow and dry weather flow, to allow for model calibration and flow estimate verification. The required upgrades may be modified based on the outcomes of the flow monitoring study, at the discretion of the City Engineer. Contact utilities.servicing@vancouver.ca for direction prior to initiating any flow monitoring work.

The lengths and diameters of these improvements are approximate and subject to detailed design by applicant's Engineer.

The post-development 5-year flow rate discharged to the storm sewer shall be no greater than the 5-year pre-development flow rate. The pre-development estimate shall utilize the 2014 IDF curves, whereas the post-development estimate shall utilize the 2100 IDF curves to account for climate change.

Developer's Engineer to submit design brief, calculations and/or model, and design drawings to the City. All submittals including upgrade design drawings (90% design stage or better) are required to be reviewed and accepted by the City Engineer prior to development permit issuance.

Development to be serviced to the proposed 250 mm sanitary and 600 mm storm sewers in the lane south of W King Edward Ave.

- (c) Applicant to submit a Hydrogeological Study to be reviewed and accepted by a City Engineer. The Study shall include a Groundwater Management Plan and an Impact Assessment, respectively, to demonstrate that no groundwater is to be discharged to the City's sewer network post construction, and that groundwater extraction/diversion shall have no significant negative impacts. The final Hydrogeological Study is required prior to rezoning enactment.
- (d) Provision of new or replacement duct banks adjacent the development site that meet current City standards. Duct banks are to consist of electrical and communication ducts sized to meet City needs in a configuration acceptable by the General Manager of Engineering Services and in conformance with applicable electrical codes and regulations. A detailed design will be required prior to the start of any associated street work.

Note to Applicant: As-constructed documentation will be required that includes photographic and measured evidence of the installed number of conduits, their final locations and depths.

- (e) Provision for speed humps in the east-west lane south of W King Edward Ave between Manitoba and Ontario St.
- (f) Provision for the installation of parking regulatory signage on streets adjacent to the site to the satisfaction of the General Manager of Engineering Services.
- (g) Provision of a new standard concrete pedestrian lane crossing, new curb returns and curb ramps at the existing lane crossing on Manitoba Street adjacent to the site.
- (h) Provision for the construction of street improvements from the centerline of W King Edward Ave adjacent to the site including any transition areas to connect existing and new curb alignments, all to the satisfaction of the General Manager of Engineering Services. These improvements will generally include the following: new sidewalks, concrete curb and gutter, raised protected bike lane, concrete sidewalk, curb ramps, and improved street lighting and additional pedestrian scale lighting including adjustment to all existing infrastructure to accommodate the proposed street improvements.

Note to Applicant: The City will provide a geometric design for these street improvements.

- 6. Provision of all utility services to be underground from the closest existing suitable service point. All electrical services to the site must be primary with all electrical plant,

which include, but are not limited to, System Vista, Vista switchgear, pad mounted transformers, LPT and kiosks (including non-BC Hydro kiosks), and are to be located on private property with no reliance on public property for placement of these features.

In addition, there will be no reliance on secondary voltage from the existing overhead electrical network on the street right-of-way. Any alterations to the existing overhead/underground utility network to accommodate this development will require approval by the Utilities Management Branch.

Note to Applicant: Please ensure that in your consultation with B.C. Hydro an area has been defined within the development footprint to accommodate such electrical plant. Please confirm that this space has been allocated and agreement between both parties has been met.

Note to Applicant: The Services Agreement may require provision of funding to the City for the services or a component thereof.

Sustainability

7. For buildings containing 20 units or more, the applicant will enter into an agreement with the City, on terms and conditions acceptable to the Director of Sustainability and the Director of Legal Services, that requires the future owner of the building to report energy use data, on an aggregated basis, for the building as a whole and certain common areas and building systems. Such an agreement will further provide for the hiring of a qualified service provider to assist the building owner for a minimum of three years in collecting and submitting energy use data to the City.

Environmental Contamination

8. If applicable:
 - (a) Submit a site profile to Environmental Services (Environmental Protection);
 - (b) As required by the Manager of Environmental Services and the Director of Legal Services in their discretion, do all things and/or enter into such agreements deemed necessary to fulfill the requirements of Section 571(B) of the Vancouver Charter; and
 - (c) If required by the Manager of Environmental Services and the Director of Legal Services in their discretion, enter into a remediation agreement for the remediation of the site and any contaminants which have migrated from the site on terms and conditions satisfactory to the Manager of Environmental Services, the General Manager of Engineering Services and Director of Legal Services, including a Section 219 Covenant that there will be no occupancy of any buildings or improvements on the site constructed pursuant to this rezoning until separate Certificates of Compliance satisfactory to the City for the on-site and off-site contamination, issued by the Ministry of Environment, have been provided to the City.

Note to Applicant: Where the Director of Legal Services deems appropriate, the preceding agreements are to be drawn, not only as personal covenants of the property owners, but also as registerable charges pursuant to the Land Title Act.

The preceding agreements are to be registered in the appropriate Land Title Office, with priority over such other liens, charges and encumbrances affecting the subject site as is considered advisable by the Director of Legal Services, and otherwise to the satisfaction of the Director of Legal Services prior to enactment of the By-law and at no cost to the City.

The preceding agreements shall provide security to the City including indemnities, warranties, equitable charges, letters of credit and withholding of permits, as deemed necessary by and in a form satisfactory to the Director of Legal Services. The timing of all required payments, if any, shall be determined by the appropriate City official having responsibility for each particular agreement, who may consult other City officials and City Council.

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46-96 West King Edward Avenue
DRAFT CONSEQUENTIAL AMENDMENT

DRAFT AMENDMENT TO THE SUBDIVISION BY-LAW NO. 5208

Council amends Schedule A of the Subdivision By-law in accordance with the plan labelled Schedule A and attached to and forming part of this By-law, by deleting the following properties from the RS-1, RS-3, RS-3A, RS-5 and RS-6 maps forming part of Schedule A of the Subdivision By-law:

- (a) PID 013-323-857; Lot 6, Block 684, District Lot 526, Plan 2913;
- (b) PID 013-323-831; Lot 5, Block 684, District Lot 526, Plan 2913;
- (c) PID 013-323-814; Lot 4, Block 684, District Lot 526, Plan 2913;
- (d) PID 013-323-792; Lot 3, Block 684, District Lot 526, Plan 2913;
- (e) PID 013-323-768; Lot 2, Block 684, District Lot 526, Plan 2913; and
- (f) PID 013-323-741; Lot 1, Block 684, District Lot 526, Plan 2913.

* * * * *

46-96 West King Edward Avenue ADDITIONAL INFORMATION

1. Public Utility Infrastructure Upgrades: Staging of Upgrades



NOTE: Stage 1 blocks were rezoned by the City in September 2018.

Properties located within Stage 2 and 3 areas can apply for site-specific rezoning applications (see '3. Plan Implementation and Utilities Servicing Plan').



2. Public Benefits Information

Development Cost Levies (DCLs)

Development Cost Levies (DCLs) collected from development help pay for facilities made necessary by growth, including parks, childcare facilities, replacement housing (social/non-profit housing) and engineering infrastructure.

DCL rates are subject to future adjustment by Council, including annual inflationary adjustments. DCLs are payable at building permit issuance based on rates in effect at that time. A development may qualify for 12 months of in-stream rate protection from DCL rate increases, provided that an application has been received prior to the rate adjustment. See the City's [DCL Bulletin](#) for additional information on DCLs.

Community Amenity Contributions (CACs)

On December 18, 2018, City Council approved a CAC exemption for any sites being rezoned to the RM-8A and RM-8AN district schedules. The 'Cambie Corridor: Townhouse CAC Target' of \$55 per sq. ft. was removed concurrently with this policy amendment, effectively replaced with an equivalent density bonus contribution under the new district schedule.

The amendment was initiated to align City processes and to prevent the unintentional over-contribution from townhouse rezonings in the Cambie Corridor. This approach is consistent with townhouse developments in areas that have been already been pre-zoned by the City and can be considered directly through a development permit process.

Density Bonus Zone Contributions (DBZ)

Density bonusing is a zoning tool that permits developers to build additional floor space in exchange for affordable housing or other amenities such as community centres, libraries, parks, childcare centres.

DBZ rates are subject to future adjustment by Council, including annual inflationary adjustments. DBZs are payable at building permit issuance based on rates in effect at that time. A development may qualify for in-stream rate protection from DBZ rate increases, provided that an application has been received prior to a rate adjustment. See the City's [DBZ Bulletin](#) for additional information on DCZs.

3. Cambie Corridor Public Benefits Strategy (PBS)

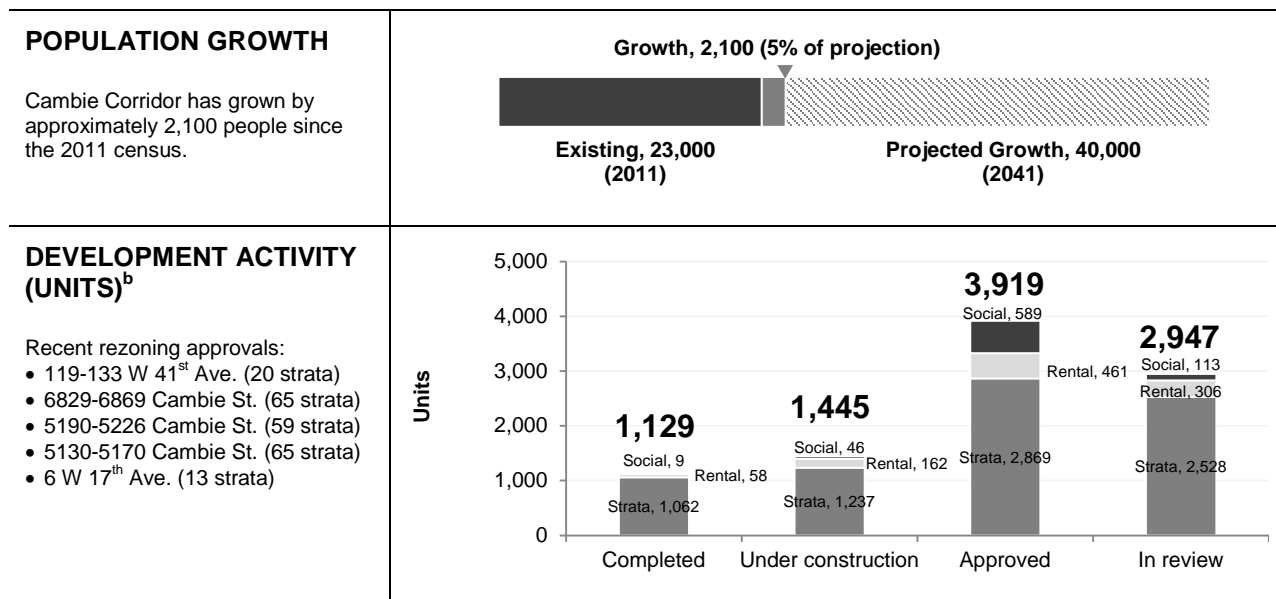
The Cambie Corridor PBS (see Appendix E), approved on May 1, 2018, identifies public amenities and infrastructure to support growth in the area, including both short-term and long-term priorities in and around the plan area. Priorities for the first 10 years include:

- *Increasing the supply of affordable housing* – 550 social housing, 190 below market rental and 1,500 secured market rental units.
- *New childcare facilities* – Up to 360 additional spaces for 0-4 year olds, and 195 out-of-school care spaces.
- *New and upgraded community and civic facilities* – New Oakridge civic centre, Hillcrest Community Centre fitness centre expansion, youth hub, land acquisition for new fire hall.

- *New and upgraded parks and open spaces* – New Fraser River Park and parks on major project sites, upgrades to existing parks, six new plazas or open spaces.
- *Transportation improvements* – Complete Street designs on Cambie Street and other arterials, “car-light” Heather Street between 37th Avenue and 41st Avenue.
- *Heritage* – Allocate 5% of cash CAC revenues to support funding for the conservation of heritage resources City-wide, and Cambie Corridor on-site conservation.

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**PUBLIC BENEFITS IMPLEMENTATION TRACKING
CAMBIE CORRIDOR PLAN (2018) – North of 57th Ave^a**
Updated Year-End 2018



PUBLIC BENEFITS ACHIEVED – North of 57th Ave^a

Category	Anticipated Public Benefits (+) ^c	Completed (•) or In Progress (◦)	% ^d
Housing ^b	+ 2,250 additional social housing units + 4,700 secured market rental units + 400 below-market rental units	<ul style="list-style-type: none"> • 9 social housing units • 58 secured market rental units ◦ 46 social housing units ◦ 162 secured market rental units 	5%
Childcare	+ 1,080 spaces for all age groups	<ul style="list-style-type: none"> • Restoration of outdoor play area at 8 Oaks Acorn childcare 	0%
Transportation/ Public Realm	+ Upgrade/expand walking and cycling networks + Complete Street design on Cambie St. and major streets + "Car-light" greenway on Heather St.	<ul style="list-style-type: none"> • Traffic calming • 45th Avenue Bikeway 	10%
Culture	+ 5 new artist studios	<ul style="list-style-type: none"> • Public art from rezonings 	N/A
Civic/Community	+ Oakridge Civic Centre (includes renewal and expansion of Seniors' Centre) + Oakridge Library renewal and expansion + Additional library branch + Hillcrest Community Centre – Fitness centre expansion + Fire Hall #23 + Community Policing Centre		0%
Heritage	+ 5% allocation from cash community amenity contributions in Cambie Corridor	<ul style="list-style-type: none"> • Heritage conservation (James Residence and Wong Residence) ◦ 5% allocation from cash community amenity contributions in Cambie Corridor 	5%
Social Facilities	+ Additional Seniors' Centre + Youth Hub + Non-profit organization centre		0%
Parks	+ New parks on large sites + Queen Elizabeth Park Master Plan and Phase 1 upgrades + 6 plazas and enhanced open spaces + Neighbourhood park improvements	<ul style="list-style-type: none"> • Upgrades to Riley Park and Hillcrest Park • Lillian To Park 	5%

EXPLANATORY NOTES

The Public Benefits Implementation Tracker assists in monitoring progress toward the delivery of public benefits anticipated from the community plans. Data in this tracker reflects activity within the plan boundaries since Plan approval.

Population Growth

Base population is determined by the latest census year available when the Plan was approved. Projected growth numbers are determined by the numbers quoted in the Plan (if available). Growth is calculated by taking the difference between the latest census year and the base population and adding an estimate based on floor area completed between the latest census and the present quarter.

Development Activity

The Development Activity Chart tracks projects with 3 or more housing units and includes Development Permits, Building Permits, rezoning applications and enquiries:

- “Completed” projects have achieved Building Permit completion.
- “Under Construction” projects have achieved Building Permit issuance, but have yet to be completed.
- “Approved” projects include rezoning applications approved by Council and Development Permits that have been approved by the City. Any rezoning applications approved by Council that advance into the Development Permit stage are still counted as “Approved” projects until it achieves Building Permit issuance.
- “In review” projects include any rezoning applications, enquiries, or Development Permits that are under review by the City.

Recent rezoning approvals listed in this section reflect the last five rezonings (excluding minor text amendments and RM-8A/AN townhouse rezonings) approved by Council within the last five years in the plan area.

Public Benefits Achieved

Public benefits that have either been completed or are under construction are included in this section. In addition, this tracker provides some insight on the progression of Major Projects or other City programs.

Other Notes

^a The Cambie Corridor Plan was a three-phase plan with its final phase approved in 2018. Phase 2 of the Cambie Corridor Plan was approved in 2011 and included land use policies for key sites and arterials. Monies collected between Phase 2 and Phase 3 were allocated/spent corridor-wide through the interim public benefits strategy. Benefits delivered south of 57th Ave include: affordable housing site; 2 childcare locations; new Family Place; 2 artist studios; and land acquisition toward Marpole Civic Centre.

^b Gross numbers of units reported. In some instances, existing units may be demolished and replaced with new units. These numbers represent units that have been replaced and any additional units included as a part of new developments.

^c See chapter 13 of the [Cambie Corridor Plan](#) for detailed information about the City’s commitments to deliver public benefits along the Cambie Corridor.

^d Percentages reflect estimated progress toward overall Public Benefits Strategy targets outlined in chapter 13 of the [Cambie Corridor Plan](#).

**46-96 West King Edward Avenue
PUBLIC BENEFITS SUMMARY**

Project Summary

Rezoning to RM-8AN District to facilitate a townhouse development.

	Current Zoning	Proposed Zoning (base density)	Proposed Zoning
Zoning District	RS-1	RM-8A/AN	RM-8AN
FSR (site area = 4,328 sq. m / 46,593 sq. ft.)	0.7	0.75	1.2
Floor Area (sq. ft.)	32,615 sq. ft.	34,945 sq. ft.	55,912 sq. ft.
Land Use	One-Family Dwelling Residential	Multiple Dwelling Residential	Multiple Dwelling Residential

Summary of development contributions expected under proposed zoning¹

City-wide DCL	\$235,947
City-Wide Utilities DCL	\$129,715
Density Bonus Zone Contribution	\$1,153,177
TOTAL VALUE OF PUBLIC BENEFITS	\$1,518,839

¹ Assumes development maximizes allowable density. Based on rates in effect as at September 30, 2018. Rates are subject to future adjustment by Council, including annual inflationary adjustments.

46-96 West King Edward Avenue
APPLICANT, PROPERTY, AND DEVELOPMENT PROPOSAL INFORMATION

Property Information

Address	Property Identifier (PID)	Legal Description
46 West King Edward Avenue	013-323-857	Lot 6, Block 684, District Lot 526, Plan 2913
56 West King Edward Avenue	013-323-831	Lot 5, Block 684, District Lot 526, Plan 2913
66 West King Edward Avenue	013-323-814	Lot 4, Block 684, District Lot 526, Plan 2913
76 West King Edward Avenue	013-323-792	Lot 3, Block 684, District Lot 526, Plan 2913
86 West King Edward Avenue	013-323-768	Lot 2, Block 684, District Lot 526, Plan 2913
96 West King Edward Avenue	013-323-741	Lot 1, Block 684, District Lot 526, Plan 2913

Applicant Information

Architect	Shape Architecture
Property Owners	Celene Lai Keng Lim and Kum Soon Cheang; Wun Kei Lawrence Mok and Wing Yiu Winifred Mok; Anastasia Sophia Dias; Sightline Properties (King Edward Ave) Ltd.

Site Statistics

Site Area	4,328 sq. m (46,593 sq. ft.); Site Dimensions 95 m (311 ft.) x 46 m (150 ft.).
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Development Statistics

	Permitted Under Existing Zoning	Development Permitted Under Proposed Zoning
Zoning	RS-1	RM-8AN
Uses	One-Family Dwelling (Residential)	Multiple Dwelling (Residential)
Max. Density	0.70 FSR	Up to 1.2 FSR
Floor Area	3,030 sq. m (32,615 sq. ft.)	Up to 5,194 sq. m (55,912 sq. ft.)
Height	10.7 m (35 ft.)	Up to 3 storeys (at the street): 11.5 m (37.7 ft.)
Unit Mix	n/a	as per RM-8AN District
Parking, Loading And Bicycle Spaces	as per Parking By-law	as per Parking By-law
Natural Assets	To be assessed at the Development Permit stage	