### **NOTICE OF PUBLIC MEETING – FEBRUARY 27, 2023**

**DEVELOPMENT VARIANCE PERMIT NO. 448** 

CIVIC ADDRESS: 1122 VIDAL STREET

**PURPOSE:** The proposed Development Variance Permit (DVP) seeks relief from the minimum setback requirements for a free-standing canopy from both the exterior side lot line and the principal building 1122 Vidal Street. A structure is defined as any construction fixed to, supported by, or sunk into the land greater than 0.6m in height. The canopy meets this definition.



### **Documents:**

Author	Document	Item#
Director of Planning and Development	Land Use and Planning corporate report dated	R-1
Services	January 30, 2023	
Corporate Administration Department	Minutes – Various Extracts	R-2

### **Written Submissions:**

Author	Date Received	Resident?	Status	Item #
None to date				

Last revised: 9 February 2023

# THE CORPORATION OF THE CITY OF WHITE ROCK

15322 BUENA VISTA AVENUE, WHITE ROCK, B.C. V4B 1Y6

### NOTICE OF PUBLIC MEETING MONDAY, FEBRUARY 27, 2023 1122 VIDAL STREET

**NOTICE** is hereby given that the Council of the City of White Rock will hold an opportunity for public participation for a Public Meeting on **MONDAY**, **FEBRUARY 27**, **2023**, at **7:00 P.M.** in accordance with the *Local Government Act* and the *Planning Procedures Bylaw*; and further

**NOTICE** is hereby given that Council will consider this same application at the Regular Council Meeting scheduled for **MONDAY**, **MARCH 13**, **2023**, at 7:00 p.m. in the Council Chambers at White Rock City Hall.

At the February 27, 2023, Public Meeting, all persons who deem their interest in property is affected by the proposed application shall be afforded an opportunity to be heard **in person or by forwarding written submissions** reflecting matters contained in the proposed application that is the subject of the Public Meeting. At the Public Meeting, Council will hear and receive submissions from the interested persons in regard to the application listed below:

### **DEVELOPMENT VARIANCE PERMIT NO. 448**

**CIVIC ADDRESS:** 1122 VIDAL STREET (See Site Map)

**PURPOSE:** The proposed Development Variance Permit (DVP) seeks relief from the minimum setback requirements for a free-standing canopy from both the exterior side lot line and the principal building at the subject property. A structure is defined as any construction fixed to, supported by, or sunk into the land greater than 0.6m in height. The canopy meets this definition.

The proposed application and associated reports can be viewed online on the agenda and minutes page of the City website, www.whiterockcity.ca, under Council Agendas from February 14, 2023 until February 27, 2023. If you are unable to access the information online, please contact the Corporate Administration department at 604-541-2278, between the hours of 8:30 a.m. and 4:30 p.m., or leave a voicemail and staff will ensure you have the information made available to you.



www.whiterockcity.ca

Notice of Public Meeting – February 27, 2023 – DVP 448 (1122 Vidal Street) Page 2

### ADDITIONAL INFORMATION

Further details regarding the subjects of the Public Meeting may be found online: whiterockcity.ca/agendas

Contact the Planning and Development Services Department for any questions regarding this application: 604-541-2136 | planning@whiterockcity.ca

### VIEW THE PLANNING REPORT, BYLAWS AND RELATED DOCUMENTS

Online at whiterockcity.ca/agendas

### **SUBMIT YOUR COMMENTS**

- Email: <u>clerksoffice@whiterockcity.ca</u> with "PM2: DVP 448" noted in the subject line
- Mail: City Hall at 15322 Buena Vista Avenue, White Rock, V4B 1Y6

All submitted comments will be distributed to Council and must be received by 12:00 p.m. noon on the day of the Public Meeting.

• In Person: Attend in person at City Hall Council Chambers (15322 Buena Vista Ave.)

### WATCH THE PUBLIC MEETING

Live online or view the video the following day at whiterockcity.ca/agendas

### 

### **SITE MAP: 1122 Vidal Street**

February 14, 2023

Tracey Arthur, Director of Corporate Administration



www.whiterockcity.ca

# THE CORPORATION OF THE CITY OF WHITE ROCK CORPORATE REPORT



**DATE:** January 30, 2023

**TO:** Land Use and Planning Committee

FROM: Anne Berry, Director, Planning and Development Services

**SUBJECT:** Development Variance Permit No. 448 – 1122 Vidal Street (DVP 22-007)

### **RECOMMENDATIONS**

THAT the Land Use and Planning Committee recommends that Council:

- 1. Direct Planning staff to obtain public input through a public meeting, with notice given in accordance with the requirements of the City's Planning Procedures Bylaw and the *Local Government Act*; and
- 2. Following the public meeting, recommend that Council consider approval of Development Variance Permit No. 448.

### **EXECUTIVE SUMMARY**

An application for a Development Variance Permit (DVP) has been received to seek relief from the minimum setback requirements for a free-standing canopy from both the exterior side lot line and the principal building at Galaxie Craft Brewhouse, located at 1122 Vidal Street. A structure is defined as any construction fixed to, supported by, or sunk into the land greater than 0.6m in height. The canopy meets this definition.

### INTRODUCTION/BACKGROUND

Galaxie Craft Brewhouse ('Applicant') is comprised of a licensed commercial establishment (brewery). The subject property is designated 'Waterfront Village' in the Official Community Plan (OCP). It is zoned 'CR-3 West Beach Business Area Commercial / Residential Zone' in the City of White Rock Zoning Bylaw, 2021, No. 2000.

The subject property is irregular and is bounded by two street frontages: Vidal Street and Victoria Avenue. The surrounding area comprises a three-storey parkade to the north, a two-storey mixed-use development to the southeast, and a three-storey mixed-use development to the west. The aerial image that follows depicts the area surrounding the subject property and the proposed canopy location.

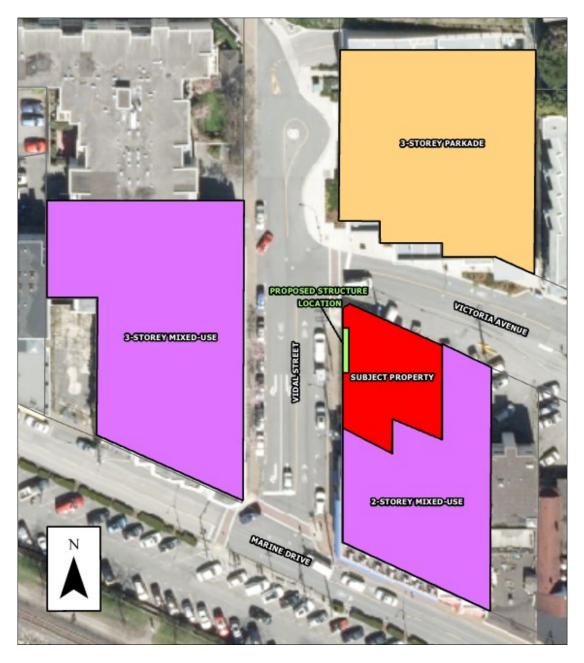


Figure 1 - Aerial Site Map

### **PROPOSED VARIANCE**

The variance is intended to seek relief from the minimum setback requirements in the Zoning Bylaw to allow a 0.0m setback for a free-standing canopy from both the exterior side lot line and the principal building. The free-standing canopy would be installed on top of the existing concrete slab that was part of the approved the original Building Permit plans and is located along the western lot line of the subject property. Elevation drawings of the proposed structure are provided on the following page (see Figure 2 and 3).

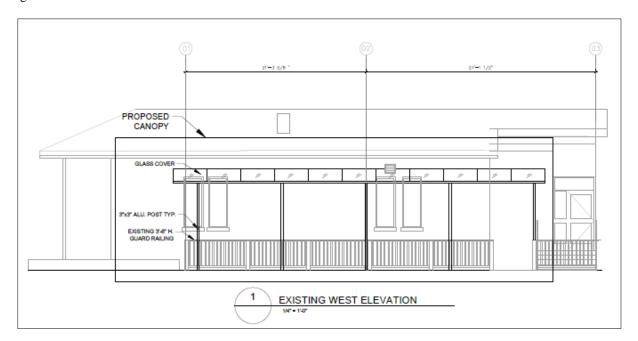


Figure 2 - West Elevation Drawing

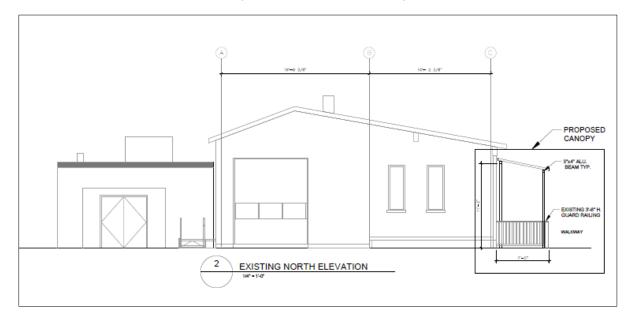


Figure 3 - North Elevation Drawing

Section 6.18.6 (1) of the Zoning Bylaw prohibits structures from having a setback of less than 1.5m from the exterior side lot line. In addition, Section 6.18.7 (2) prohibits structures from having a setback of less than 3.0m from the principal building. In this proposal, the structure would have a 0.0m setback from the exterior side lot line and a 0.0m setback from the principal building, resulting in a requested relief of 1.5m for a structure from the exterior side lot line and 3.0m for a structure from the principal building.

Staff requested a response from the Applicant on how rainfall runoff from the canopy would be managed. The Applicant noted that there would be a gutter on the end of the canopy with a downspout to the existing concrete slab, and rainfall runoff would drain onto private property. Staff also asked the Applicant if there would be any lighting on the canopy and whether there would be any disturbance to adjacent residential properties. The Applicant noted that there would

Development Variance Permit No. 448 – 1122 Vidal Street (DVP 22-007) Page No. 4

not be any bright lights attached to the canopy. There are some existing string lights on the west side of the building, but those are turned off at the end of each business day. They have not received any complaints from residents across the street from the patio.

If the variance is approved, the Applicant would be required to apply for a Building Permit for the proposed structure. If the variance is denied, the Applicant must revise the proposal to comply with Section 6.18.6 (1) of the Zoning Bylaw or make a case of hardship to the Board of Variance.

### **COMMUNICATION AND COMMUNITY ENGAGEMENT IMPLICATIONS**

The Applicant held a Public Information Meeting on November 2, 2022, in the Lounge of the Centennial Park Leisure Centre and Arena (14600 North Bluff Road). Before the meeting, 272 notification letters were delivered to property owners and occupants within 100 metres of the subject property. Three (3) meeting attendees signed the attendance sheet, and three (3) feedback forms were received. Of the written feedback received, all three (3) supported the requested variance. A copy of the sign-in sheets and all written feedback received from the public are included in Appendix E.

The Applicant also submitted a summary report to staff that summarizes the subjects discussed at the Public Information Meeting and outlines how they plan to address the concerns expressed by meeting attendees. This summary report is included in Appendix E.

### INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS

The application was referred for review and comments to other city departments. As a result, no outstanding issues are to be resolved as they relate to the proposed variance.

### **ALIGNMENT WITH STRATEGIC PRIORITIES**

This proposal does not align with or respond to any specific project or Council Strategic Priorities.

### **OPTIONS/RISKS/ALTERNATIVES**

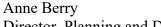
Alternate options are that the Land Use and Planning Committee can recommend that Council:

- 1. Deny Development Variance Permit No. 448; or
- 2. Defer consideration of Development Variance Permit No. 448 pending further information to be identified.

### **CONCLUSION**

The Applicant proposes installing a free-standing canopy that does not meet the minimum setback requirements in the Zoning Bylaw. While the structure will be visible from adjacent properties and public thoroughfare, there is minimal impact on the surrounding neighbourhood. Staff recommend Council direct staff to obtain public input through a public meeting, with notice given in accordance with the requirements of the city's Planning Procedures Bylaw and *Local Government Act*, and following the public meeting, recommend that Council consider approval of Development Variance Permit No. 448 following the public meeting.

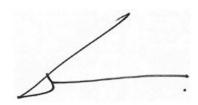
Respectfully submitted,



Director, Planning and Development Services

### **Comments from the Chief Administrative Officer**

I concur with the recommendations of this corporate report.



Guillermo Ferraro Chief Administrative Officer

Appendix A: Draft Development Variance Permit No. 448

Appendix B: Location and Orthographic Maps

Appendix C: CR-3 Zone Provisions Appendix D: Drawing Package

Appendix E: Public Information Meeting Package

# THE CORPORATION OF THE CITY OF WHITE ROCK



### **DEVELOPMENT VARIANCE PERMIT NO. 448**

1. Development Variance Permit No. 448 is issued to the **TWO LOCK VENTURES INC.**, **INC.NO. BC0911183** as the owner and shall apply only to ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of White Rock, in the Province of British Columbia, and more particularly known and described as:

Legal Description: LOT 9 SECTION 10 TOWNSHIP 1 NEW WESTMINSTER

**DISTRICT PLAN 14057** 

PID: 009-887-059

As indicated on Schedule A.

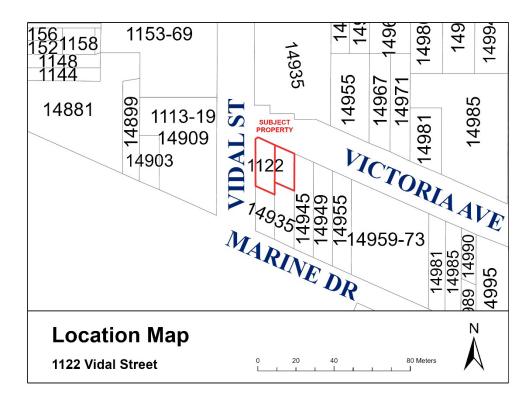
- 2. Development Variance Permit No. 448 is issued pursuant to the authority of Section 498 of the *Local Government Act*, R.S.B.C. 2015, Chapter 1 as amended, and in conformity with the procedures prescribed by 'White Rock Planning Procedures Bylaw, 2017, No. 2234' as amended.
- 3. The provisions of 'White Rock Zoning Bylaw, 2012, No. 2000' as amended, is varied as follows:
  - (a) Section 6.8.6 (1) is varied to reduce the minimum setback requirements for a structure from the exterior side lot line from 1.5m to 0.0m.
  - (b) Section 6.18.7 (2) is varied to reduce the minimum setback requirements for a structure from the principal building from 3.0m to 0.0m.
- 4. Said lands shall be developed strictly in accordance with the terms and conditions and provisions of this Development Variance Permit and any plans and specifications attached to this Development Variance Permit which shall form a part hereof.

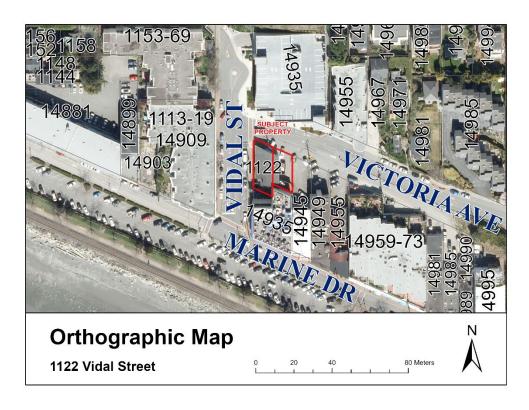
### Terms and Conditions:

- (a) The variance is for the construction of a free-standing canopy (structure) which is to be installed on top the existing concrete slab that was part of the approved Building Permit plans.
- (b) The structure shall generally conform to the drawings attached hereto as Schedule B.
- (c) This permit expires if the constructed development is demolished. Any new buildings or structures will be required to meet the Zoning Bylaw requirements in place at the time of the Building Permit application.

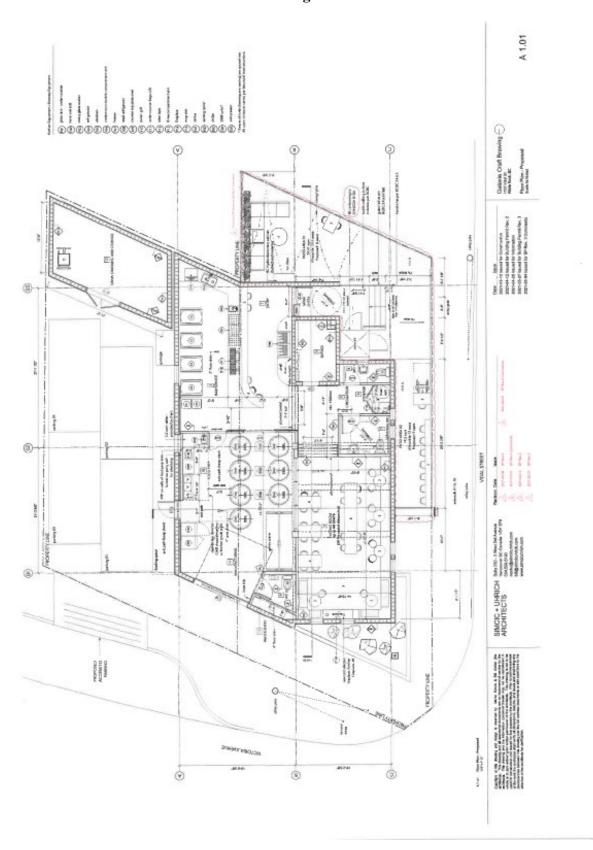
6.	Where the holder of this Development Variance Permit does not receive final approval of a Building Permit for the proposed development within two (2) years after the date this Permit was issued, the Permit shall lapse, unless the Council, prior to the date the Permit is scheduled to lapse, has authorized the extension of the Permit.
7.	This Development Variance Permit does not constitute a Building Permit.
Author	rizing Resolution passed by the City Council on the day of, 2022.
	evelopment Variance Permit has been executed at the City of White Rock, British bia, the day of, 2022.
OF TH	orporate Seal of THE CORPORATION IE CITY OF WHITE ROCK was hereunto I in the presence of:
Mayor	– Megan Knight
Directo	or of Corporate Administration – Tracey Arthur

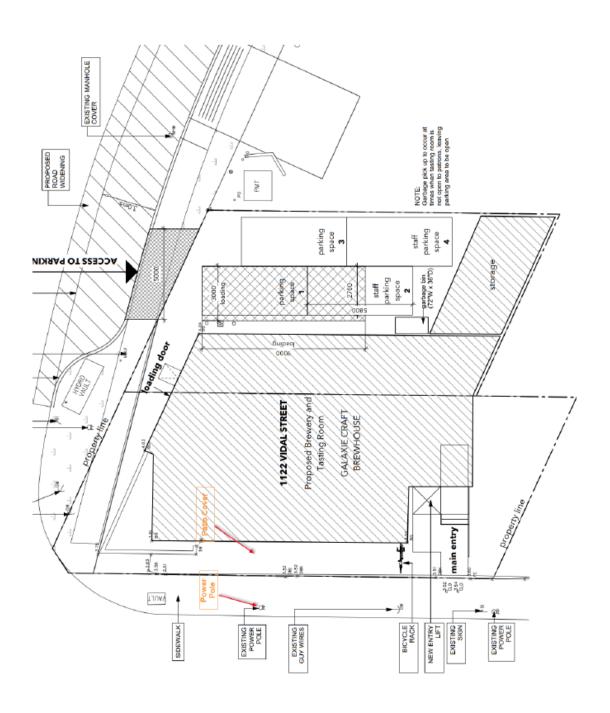
Schedule A Location and Orthographic Maps

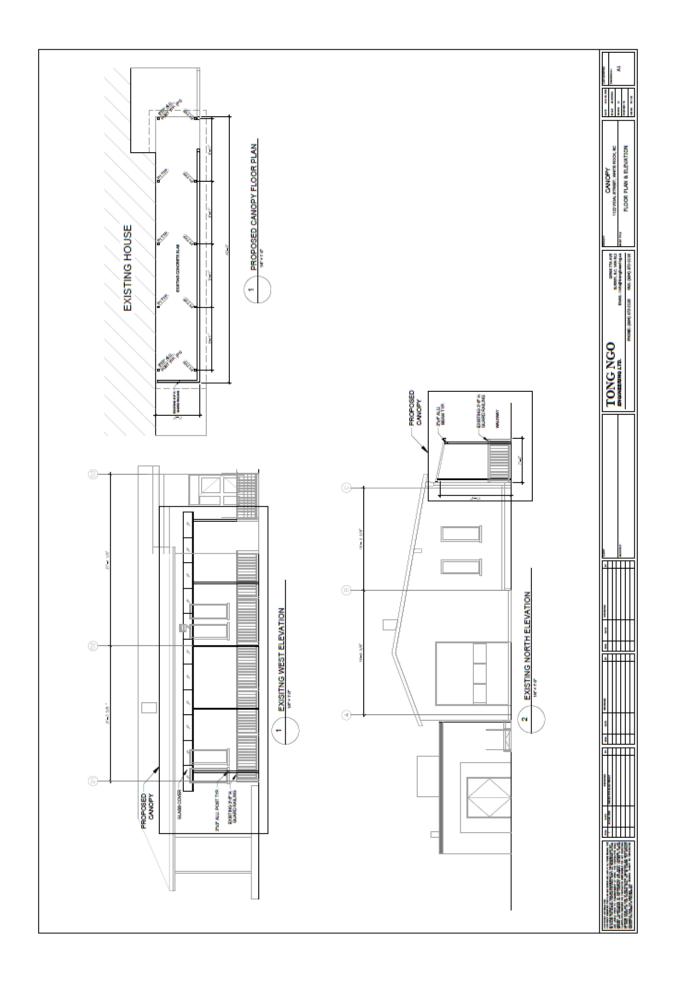




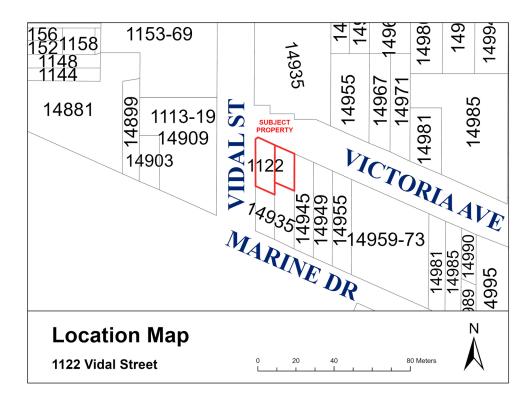
Schedule B Drawings

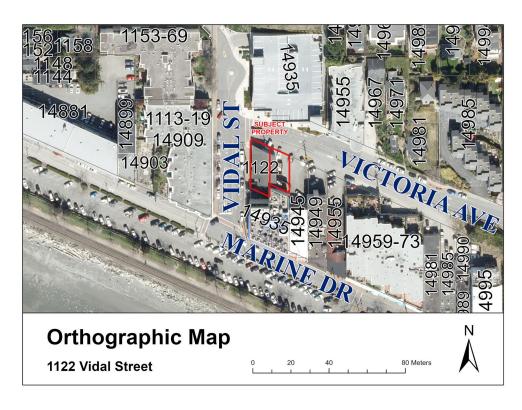






Appendix B Location and Orthographic Maps





### Appendix C CR-3 Zone Provisions

### 6.18.6 Minimum Setback Requirements:

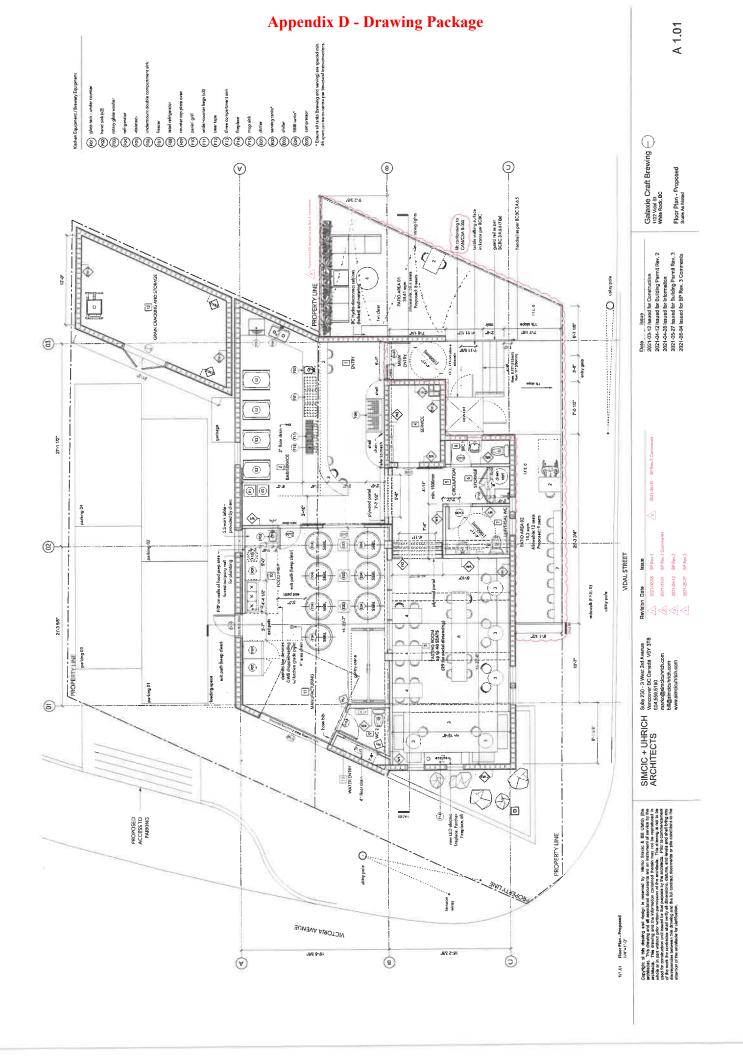
1) Principal buildings and structures in the CR-3 zone shall be sited in accordance with the following minimum setback requirements:

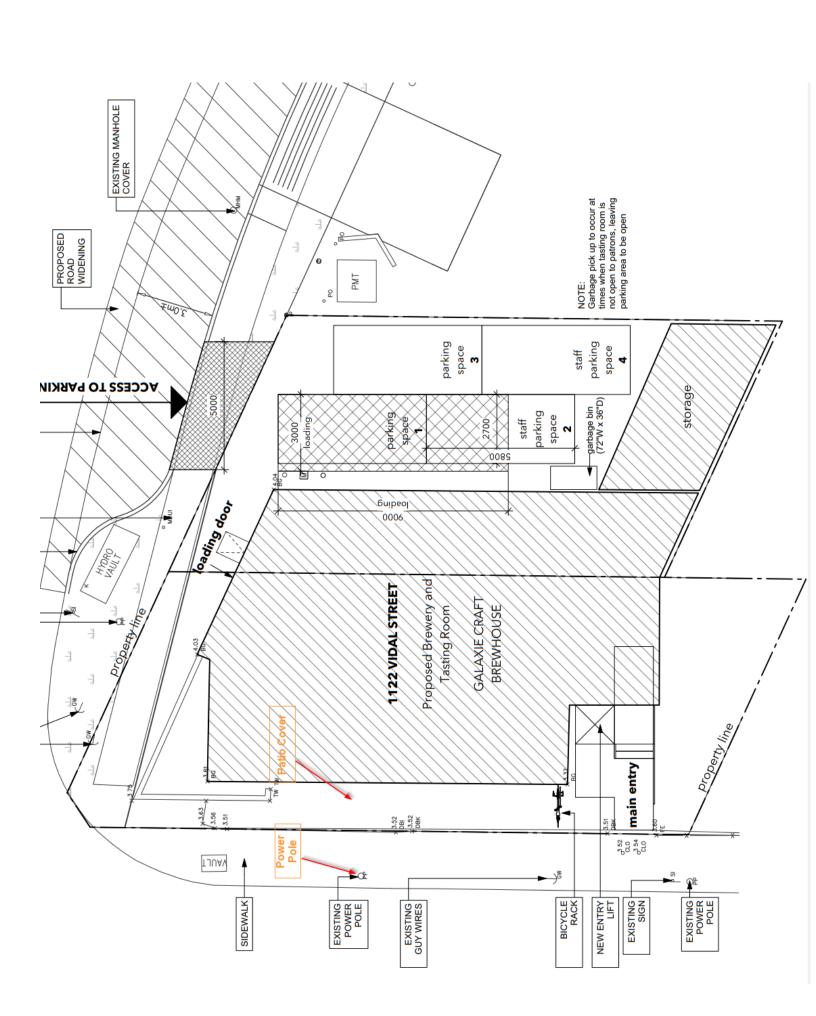
Setback	Principal Building	Structures
Front lot line	1.5m (4.92ft)	Not permitted *
Exterior side lot line	1.5m (4.92ft)	3.0m (9.84ft)
Interior side lot line or rear lot line	1.5m (4.92ft)	3.0m (9.84ft)
adjacent to a lot zoned only for		
residential use		

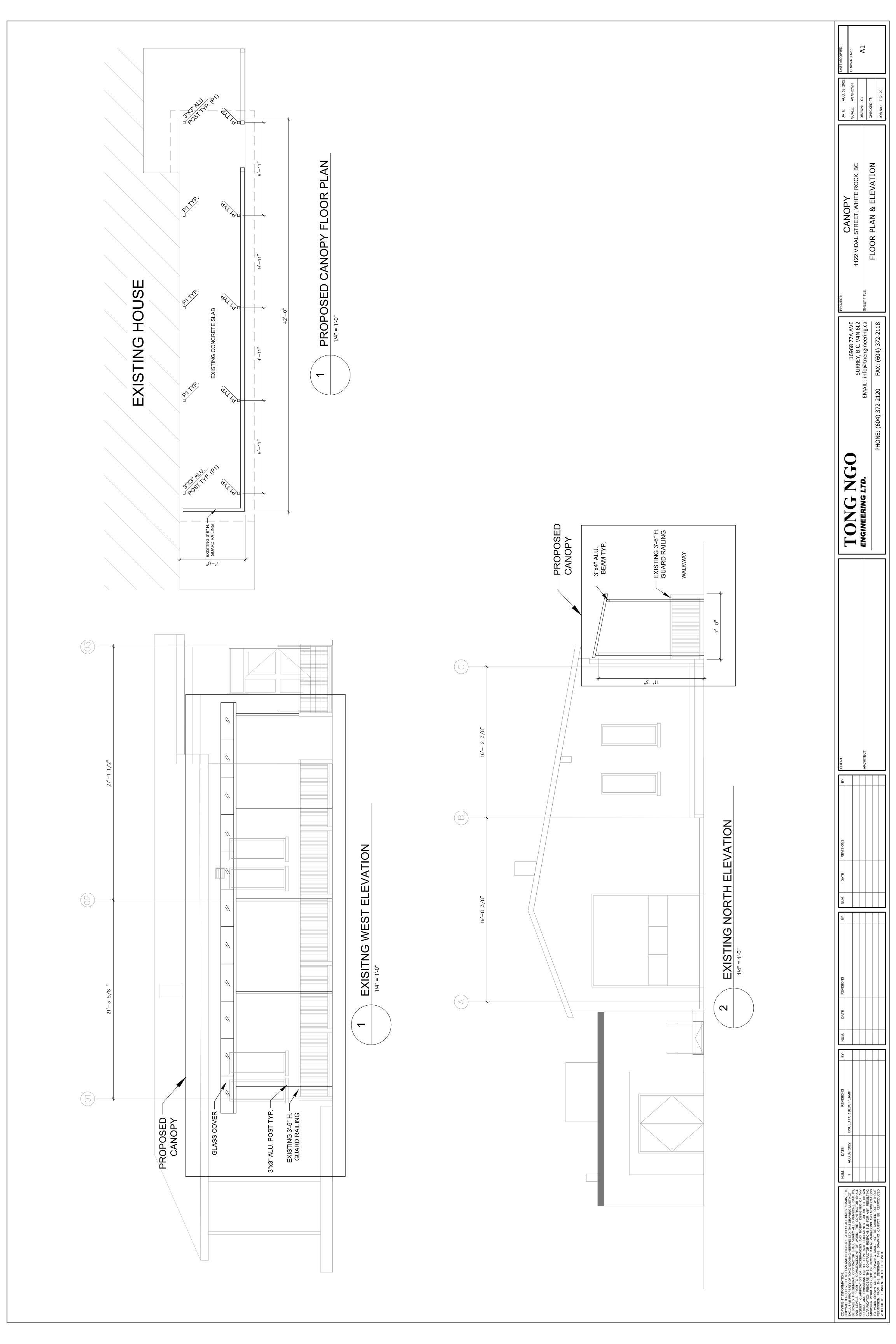
### 6.18.7 Ancillary Buildings and Structures:

Except as otherwise provided in Section 4.13 and in addition to the provisions of subsection 6.18.5 and 6.18.6 above, the following also applies:

- 1) ancillary buildings shall not be permitted.
- 2) structures shall not be sited less than 3.0m from a principal building on the same lot.







### **Appendix E - Public Information Meeting Package**

# **PUBLIC INFORMATION MEETING SIGN-IN SHEET**

Development Variance Permit – File No. 22-007 Subject Property – 1122 Vidal Street 5:30pm to 6:30pm, November 2, 2022

	Name* (Please Print)	Address*	Postal Code*
т	Chris Shields	14960 Beachinew Ave	191 8HV
2	ROS CHELSTELLSEN	n n a n	77 70
m	Jahn Lawronce	15821 Pacific Ave	148 158
4			
Ŋ			
9			
7			
<b>∞</b>			
6			
10			
11			
12			

\*Please note that this sign-in sheet will be disclosed to the public and presented to Mayor and Council as part of the information package attached to this application. Any personal information or commentary you provide will become public record.

### **PUBLIC INFORMATION MEETING FEEDBACK FORM**

Development Variance Permit – File No. 22-007 Subject Property - 1122 Vidal Street 5:30pm to 6:30pm, November 2, 2022

Please note that your completed feedback form will be disclosed to the public and presented to Mayor and Council as part of the information package attached to this development proposal application. Any personal information or commentary you provide on this document will form part of the public record.

1. Please provide your name and address below:
Name: Chris Shields
Address: 14960 Beachview Ave
2. What is your position on the development proposal application? (Please circle your preferred response)
I SUPPORT the proposal  I am UNDECIDED on the proposal  I OPPOSE the proposal
3. Please provide your comments below:
Fully in support of this stoposal
and furthernore I hope Gity Council
and City Staff work diligently to
do whatever possible to assist
businesses to succeed especially
given all the challenges facing
businosses in recent years.

Thank you for your participation.

If you have any questions, please contact the following:

Applicant (Galaxie Craft Brewhouse Ltd.): 778-899-7418
Planning and Development Services: 604-541-2136 or <a href="mailto:planning@whiterockcity.ca">planning@whiterockcity.ca</a>

### **PUBLIC INFORMATION MEETING FEEDBACK FORM**

Development Variance Permit – File No. 22-007 Subject Property - 1122 Vidal Street 5:30pm to 6:30pm, November 2, 2022

Please note that your completed feedback form will be disclosed to the public and presented to Mayor and Council as part of the information package attached to this development proposal application. Any personal information or commentary you provide on this document will form part of the public record.

injoination of commentary you provide on this document win joint part of the	
1. Please provide your name and address below:	
Name: ROB OERISTENSEN	
Address: 14960 Beactuaien Ale	
2. What is your position on the development proposal application	n? (Please circle your preferred response)
I SUPPORT the proposal	I OPPOSE the proposal
3. Please provide your comments below:	
THIS IS AN EXCEUZING BUSINESS	THAT 6
POSITIVE TO THE COMMUNITY CX	
I HAVE NO CONCERNS VALTER ZO	THE PROPOSAL.
I LOOK FORWARD TO SITTING	UNOUZE GALAKIE
AWKING TO ENJOY ONE of TO	HEUR CLAFT BEED
S00N.	

Thank you for your participation.

If you have any questions, please contact the following:

Applicant (Galaxie Craft Brewhouse Ltd.): 778-899-7418
Planning and Development Services: 604-541-2136 or planning@whiterockcity.ca

### **PUBLIC INFORMATION MEETING FEEDBACK FORM**

Development Variance Permit – File No. 22-007 Subject Property - 1122 Vidal Street 5:30pm to 6:30pm, November 2, 2022

Please note that your completed feedback form will be disclosed to the public and presented to Mayor and Council as part of the information package attached to this development proposal application. Any personal information or commentary you provide on this document will form part of the public record.

injoirnation of confinentary you provide on this document will joint part of the public record.
1. Please provide your name and address below:
Name: John hawrence Address: 15821 Ratic Ave
Address: 15821 Kartic Ave
2. What is your position on the development proposal application? (Please circle your preferred response)
I SUPPORT the proposal  I am UNDECIDED on the proposal  I OPPOSE the proposal
3. Please provide your comments below:
<u></u>
Thank you for your participation.

mann you for your participation.

If you have any questions, please contact the following:

Applicant (Galaxie Craft Brewhouse Ltd.): 778-899-7418
Planning and Development Services: 604-541-2136 or planning@whiterockcity.ca

From: Doug Card

To:

Subject: RE: Lounge rental request - 1122 Vidal Street DVP (22-007) - Public Information Meeting

**Date:** Friday, November 4, 2022 3:45:25 PM

Attachments: <u>image003.png</u>

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thank you, summary report of the PIM is as follows:

We hosted our PIM on Wednesday November 2<sup>nd</sup> from 5:30PM to 6:30PM. We had 3 residents from White Rock attend the meeting. Doug Card presented a proposal of the development variance permit and answered some questions. The three residents were in favor of our DVP application and filled out feedback sheets. None of the attendees were opposed or had concerns.

Thank you

## MINUTE EXTRACTS REGARDING DEVELOPMENT VARIANCE PERMIT NO. 448: 1122 VIDAL STREET

Land Use and Planning Committee – January 30, 2023

# 5. <u>DEVELOPMENT VARIANCE PERMIT NO. 448 - 1122 VIDAL STREET</u> (DVP 22-007)

Corporate report dated January 30, 2023 form the Director of Planning and Development Services titled "Development Variance Permit No. 448 - 1122 Vidal Street (DVP 22-007)".

The Director of Planning and Development Services provided a PowerPoint presentation outlining the application.

The following discussion point was noted:

• Staff will inquire with the applicant regarding utilizing an awning that can be retracted and report back at the public meeting process

Motion Number: 2023-LU/P-004 It was MOVED and SECONDED

THAT the Land Use and Planning Committee recommends that Council:

- 1. Direct Planning staff to obtain public input through a public meeting, with notice given in accordance with the requirements of the City's Planning Procedures Bylaw and the *Local Government Act*; and
- 2. Following the public meeting, recommend that Council consider approval of Development Variance Permit No. 448.

**Motion CARRIED (7 to 0)** 

Regular Council Meeting - January 30, 2023

### 7.2 STANDING AND SELECT COMMITTEE RECOMMENDATIONS

# 7.2.a LAND USE AND PLANNING COMMITTEE (COUNCILLOR TREVELYAN, CHAIRPERSON)

**Note**: The following recommendations were discussed at the Land Use and Planning Committee held earlier in the evening. Council

may consider the following recommendations at this time, or may defer to a future meeting.

# 7.2.a.a DEVELOPMENT VARIANCE PERMIT NO. 448 - 1122 VIDAL STREET (DVP 22-007)

Motion Number: 2023-031
It was MOVED and SECONDED

### **THAT Council:**

- 1. Direct Planning staff to obtain public input through a public meeting, with notice given in accordance with the requirements of the City's Planning Procedures Bylaw and the Local Government Act; and
- 2. Following the public meeting, Council will consider Development Variance Permit No. 448.

Motion CARRIED (7 to 0)