



# VILLAGE OF HARRISON HOT SPRINGS NOTICE OF MEETING

# ADVISORY PLANNING COMMISSION MEETING

DATE:	March 16, 2010
TIME:	4:00 p.m.
LOCATION:	Council Chambers, Harrison Hot Springs, British Columbia

## 1. CALL TO ORDER

(a) Meeting called to order by the Chair

#### 2. LATE ITEMS

(a)

#### 3. ADOPTION OF MINUTES

(a) Minutes of the February 16, 2010 meeting

#### 4. DELEGATIONS/PETITIONS

(a) None

#### 5. CHAIRPERSON REPORT

(a) None

(a)	OCP Amendment Bylaw No. 935 & Zoning Amendment Bylaw No. 936 for IRCA
(b)	Neighbourhood Planning Area 2 Select Committee Terms of Reference
(c)	Zoning
(d)	Meeting date with Michael Rosen re: zoning bylaw
(e)	Riparian area bylaw
(f)	APC Terms of Reference

# 7. ADJOURNMENT

Larry Bur

Chief Administrative Officer

# VILLAGE OF HARRISON HOT SPRINGS ADVISORY PLANNING COMMISSION MEETING

DATE:	February 16, 2010
TIME:	4:00 p.m.
PLACE:	Council Chambers

IN ATTENDANCE: Leo Facio (Chair) Lorne Lees (Deputy Chair) Brian Bignell Alan Birtch Marg Doman – arrived at 4:05 Allan Jackson, Councillor Harvey Ruggles Raymond Hooper

Larry Burk, CAO

**ABSENT**:

Recording Secretary, C. Richardson

# 1. CALL TO ORDER

The Chair called the meeting to order at 4:00 p.m.

#### 2. <u>ADOPTION OF MINUTES</u>

APC minutes of November 17, 2009

# <u>Moved by Lorne Lees</u> <u>Seconded by Harvey Ruggles</u>

**THAT** the minutes of the Advisory Planning Commission meeting of November 17, 2009 be adopted.

#### CARRIED

# 3. <u>DELEGATIONS/PETITIONS</u>

None

# 4. <u>CHAIRPERSON REPORT</u>

None

# VILLAGE OF HARRISON HOT SPRINGS MINUTES OF THE ADVISORY PLANNING COMMISSION MEETING FEBRUARY 16, 2010 PAGE (2)

#### **ITEMS FOR DISCUSSION**

Neighbour Plan Area 2

5.

Council moved forward with the recommendation of a separate select committee regarding Neighbour Plan Area 2. This select committee would be involved in working with the public and the APC. CAO L. Burk requested that the APC develop a limited Terms of Reference for the select committee to work with. The Chair suggested an advertisement in the Observer for people who are interested to submit their names for consideration.

#### <u>Moved by Leo Facio</u> Seconded by Marg Doman

THAT an advertisement be placed for an APC select committee for Planning Area 2.

#### CARRIED

It was suggested that the Terms Of Reference be fairly simple and include review, planning, etc. Applicants will be reviewed by the ACP for acceptance with a recommendation to Council for final plan. Distribution of letters to residents of the area requesting interest was discussed.

C Zoning Bylaw

CAO L. Burk discussed the Zoning Bylaw and the difficulties in working within this document as it is dated and archaic. Changes to bring the Zoning Bylaw up to date should be further investigated. It was suggested that a new Zoning Bylaw with alternative options for issues could be helpful for future development. Other smaller communities zoning bylaw could be reviewed to help with updates. Discussion of business licences and previous problems in the Village brought members to agreement that zoning changes need to be addressed. The Village could potentially have more control over the types of home-based businesses requesting business licences. Michael Rosen would be involved with this project and will have a meeting dedicated to the zoning bylaw. There was discussion of existing zoning, frontage options and related zoning by the members. It was requested that the members comeback with input as to what types of zones they feel the Village would like to have.

DLakeshore Special<br/>Planning AreaMichael Rosen will be responsible in getting this project started. A<br/>meeting date will be decided soon. Design criteria and guidelines will<br/>be discussed in the future.

# VILLAGE OF HARRISON HOT SPRINGS MINUTES OF THE ADVISORY PLANNING COMMISSION MEETING FEBRUARY 16, 2010 PAGE (3)

□626 Hot Springs Road	CAO requested the members take another look at the proposed development on this property. The property owner still would like to build a single family dwelling on this lot and is not able to build more than this at this point in time. It was suggested the property owner come forward with a zoning change request to residential from commercial. The opinion that there is already very little commercial zoned areas in the Village and the request that been reviewed and turned down already was expressed. Past community consultation brought forth the general opinion that the zoning should not be changed on this land. The thought process of cleaning up the zoning bylaw would eliminate problems such as this. Members were in agreement not to change the zoning for this property at this time.
□OCP Greenway Plan	CAO L. Burk asked if the ACP has any input in the development of this area across from the Village Office. What could the potential of this property be? Would Kingma be interested in this property? CAO will hold this discussion at a later date.
Gohl/IRCA	A seven story structure is now in the plans for this development. Plans were passed around for members to view. There was discussion of the changes from the old plan that was submitted to the Village and the benefits of the new design. Start of construction is estimated for spring. Previous discussion with Mr. Gohl regarding waving the DCC for contribution to another amenity was brought up as well as design criteria.
□298 Lillooet	DP extension was awarded at the last Council meeting. Building Permits to be issued shortly.
□Riparian setbacks	The Chair discussed the topic of overriding the OCP to reduce riparian areas and requested clarification from the CAO. The setback in the OCP is a Miami River Development area and not a riparian area. Review of the wording in the OCP was provided for the Commission members. Until June of last year the government was in charge of the approvals, it is now in the hands of municipalities. CAO cautioned the members for the wording of the OCP and Riparian areas when moving forward with development. Discussion of the development in the east sector brought forward the amount of land that will be given back to the Village and great debate of rumors and misinformation. It was stated that the ACP will be involved when Mr. Kingma does come forward with a complete development plan. The question of 30m riparian zone has not yet applied due to RAR assessments and Development Permits.

# VILLAGE OF HARRISON HOT SPRINGS MINUTES OF THE ADVISORY PLANNING COMMISSION MEETING FEBRUARY 16, 2010 PAGE (4)

□Meeting dates Next ACP meeting is scheduled for March 16, 2010, 4 pm.

ADJOURNMENT

6.

# <u>Moved by Marg Doman</u> <u>Seconded by Brian Bignell</u>

THAT the meeting be adjourned.

#### CARRIED

The meeting adjourned at 5:40pm

Certified a true and correct copy of the minutes of the Advisory Planning Commission Meeting held February 16, 2010 in Council Chambers, Village of Harrison Hot Springs, B.C.

Larry Burk (CAO)

Leo Facio (Chair)



# **REPORT TO COUNCIL**

то:	Mayor and Council	DATE:	March 9, 2010
FROM:	Larry Burk, Chief Administrative Officer	FILE: REPOR	3360-20-08/ 6480 T: RC020
	OCP amondmont by law No. 935, 2010	and Zoni	na amandmant

SUBJECT: OCP amendment bylaw No. 935, 2010 and Zoning amendment bylaw No. 936, 2010 all to provide consideration to changes to the IRCA project at the corner of St. Alice Street and Esplanade.

## **RECOMMENDATION:**

**THAT** "Village of Harrison Hot Springs Official Community Plan Amendment Bylaw No. 935, 2010" be read a first and second time;

**THAT** pursuant to Section 879 of the *Local Government Act*, the Council has determined that public consultation in addition to the Public Hearing is not deemed necessary due to the reduced size and density of the project, except that "Village of Harrison Hot Springs Official Community Plan Amendment Bylaw No. 935, 2010" be referred to the Advisory Planning Commission and the Fraser Valley Regional District for comments, said comments to be made available at the Public Hearing;

**THAT** "Village of Harrison Hot Springs Zoning Bylaw Amendment Bylaw No. 936, 2010" be read a first and second time; and

**THAT** staff be authorized to prepare the necessary notification and schedule for a Public Hearing for 29 March 2010 at 7:00 pm in the Village Council Chambers regarding "Village of Harrison Hot Springs Official Community Plan Amendment Bylaw No. 935, 2010" and "Village of Harrison Hot Springs Zoning Bylaw Amendment Bylaw No. 936, 2010."

# BACKGROUND:

Please refer to the attached report from our Planner, Michael Rosen.

#### **BUDGETARY CONSIDERATIONS:**

There are no budgetary issues with respect to these changes. The developer will be covering any legal costs associated with any changes to covenants or agreements.

#### **ALTERNATIVES/OPTIONS:**

Options and alternatives are presented adequately in the attached report.

Respectfully submitted for your consideration;

Larry Burk Chief Administrative Officer

attachment

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# TO: LARRY BURK – CHIEF ADMINISTRATIVE OFFICER

FROM: MICHAEL ROSEN – PLANNING CONSULTANT

RE: OFFICIAL COMMUNITY PLAN AMENDMENT BYLAW 935, 2010 ZONING BYLAW AMENDMENT BYLAW 936, 2010 FORMER SPRINGS CAFÉ SITE 120 & 130 ESPLANADE LOT B, SECTION 13, TWP 4, RGE 29, NWD, PLAN BCP 27775

DATE: MARCH 9, 2010

# BACKGROUND

In 2008, Council adopted amendments to the Official Community Plan and the Zoning Bylaw and issued a development permit to accommodate a 10 storey mixed use development at the south east corner of Esplanade and St. Alice, known as the former Springs Café site. Given the turbulent economic times over the last couple of years, the developer, IRCA Group Of Management Ltd., has not been able to secure financing for the approved project. Consequently the developer decided that the project as proposed needs to be revised to satisfy the requirements of the financial institutions and the prevailing market conditions. On 25 February 2010 the Village received a revised submission from IRCA, a copy of which is attached. The purpose of this report is to assist Council in its consideration of the revised development application.

# DESCRIPTION OF REVISED SUBMISSION

The following are the highlights of the revised submission:

- □ The building is still sited on the property as originally proposed with a residential tower stepped back from Esplanade and St. Alice and commercial frontages on St. Alice and Esplanade. One additional feature has been added that being a commercial frontage on Lillooet Avenue.
- Access to the two levels of concealed parking is still off of Lillooet.
- □ There is a private roof deck garden on the second level for the residents of the building.
- The public realm components along the perimeter of the building consisting of sidewalk treatment, street trees, and a public gathering point at the street corner are all still proposed.

The **changes** to the design can be characterized as follows:

- □ The height of the building has been reduced from 10 stories to 7 stories resulting in a height reduction of approximately 9.1 meters (30 feet).
- □ The hotel component of the project has been completely eliminated.

- □ The total number of residential units has been increased from 48 to 56 resulting in an increase in residential density from 150 units per hectare (60 units per acre) to 173 units per hectare (70 units per acre).
- □ The total floor area ratio has been reduced from 1.99 to 1.83.
- □ There has been a slight increase in the total commercial floor area of 16 square meters (173 square feet) from 712 square meters (7,667 square feet) to 728 square meters (7,840 square feet) by creating additional commercial space along Lillooet Avenue, thus improving the rear building elevation.
- □ The total number of off-street parking spaces (including visitors and commercial parking) has been reduced from 114 to 104.

# COMPLIANCE WITH OFFICIAL COMMUNITY PLAN AND ZONING BYLAW

The subject property is currently zoned CD-1, a special zone that was crafted for the development as proposed in 2008. The CD-1 zone permits buildings with a maximum height of 10 stories and with a maximum floor area ratio of a 2.0. The new proposal with its reduced building height and FSR still conforms to these two requirements.

However the CD-1 zone establishes a maximum residential density of 150 units per hectare (60 units per acre). At 173 units per hectare (70 units per acre), the revised project would not comply with this provision of the CD-1 zone and therefore an amendment to the CD-1 zone would be required to accommodate the proposed development.

That being said, amending this particular density provision of the CD-1 zone **cannot** be enacted by Council unless the Official Community Plan (OCP) is first amended. Section 4.3.2 of the OCP establishes the maximum residential density within the Village Center at 150 units per hectare (60 units per acre). In order for Council to amend the CD-1 zone to accommodate the revised submission, the density provision within Section 4.3.2 of the OCP would need to be amended by increasing the maximum allowable limit.

# PROPOSED AMENDMENTS TO OFFICIAL COMMUNITY PLAN & ZONING BYLAW

Attached to this report are two proposed bylaws that would amend the Official Community Plan and the Zoning Bylaw.

# a) Official Community Plan Bylaw Amendment Bylaw 935, 2010

Two options were considered regarding increasing the permitted maximum residential density. One option would be to increase the density for **all** land designated Village Center on the Land Use Plan. The other option would be to increase the density for the subject property **only**.

Staff recommends that the site specific option is the preferred option to pursue. Increasing the density in the OCP for **all** properties within the Village Center area would necessitate a more involved community dialogue. Given that the proposed increase in density would actually result in a building that would have a lower floor area ratio and will be three stories lower, secured through a CD zone, utilizing the site specific approach has the most merit. One premise to consider is that by increasing the density on one property only, there may be other property owners/developers that will seek similar increases on their sites in the future. This would be at the discretion of Council.

Therefore Section II of proposed Bylaw 935, 2010, would amend Section 4.3.2 by increasing the density from 150 units per hectare (60 units per acre) to 173 units per hectare (70 units per acre) for the subject property only.

# b) Zoning Bylaw Amendment Bylaw 936, 2010

To accommodate the revised proposal, this bylaw would amend three provisions of the existing CD-1 zone as follows:

- i) Maximum Residential Density from 150 units per hectare to 173 units per hectare;
- ii) Maximum Floor Area Ratio from 2.0 to 1.85; and
- iii) Maximum Building Height from 10 stories or 35 meters to 7 stories or 25 meters.

# DEVELOPMENT PERMIT 07-08

Council authorized the issuance of Development Permit 07-08 to IRCA Group of Management Ltd. on 17 November 2008. The Permit requires the developer to construct the building as per an approved set of architectural and landscape plans in accordance with the guidelines contained within Development Permit Area 1 – Lakeshore Special Planning Area.

Given that revisions to the building are now proposed and a new set of architectural drawings have been prepared, DP 07-08 would need to be amended. The amendment is straight forward and will entail replacing the existing set of drawings with a revised set. The amended DP will be presented to Council for consideration of approval **after** the OCP and Zoning Bylaw amendment bylaws are adopted by Council should that occur.

# DEVELOPMENT AGREEMENT

There were a number of covenants that were registered on title in conjunction with the rezoning of the property in 2008. One such agreement included provisions related to the use and operation of the hotel units. Given that the hotel component has now been eliminated, this agreement will need to be amended.

# COUNCIL OPTIONS

The following options are provided for Council's consideration:

**Option 1:** Read Official Community Plan Amendment Bylaw 935, 2010 and Zoning Bylaw Amendment Bylaw 936, 2010 a first and second time and schedule a public hearing for 29 March 2010;

- **Option 2:** Decide not to proceed with the bylaws in their present form and request staff to work further with the proponent to revise the proposal; or
- **Option 3:** Decide not to proceed with the amending bylaws.

# CONSULTATION

Section 879 of the *Local Government Act* requires Council to consider the type and extent of consultation it will pursue regarding proposed amendments to its Official Community Plan above and beyond the formal public hearing. Given that the proposed amendment to the Official Community Plan will result in a building with a lower overall FSR and will be three stories shorter, a comprehensive referral and consultation process is not deemed necessary. Staff considers it appropriate to refer the Bylaws to the Advisory Planning Commission and the Fraser Valley Regional District for comment, the results of which would be included in the Public Hearing record.

# CONCLUSION AND RECOMMENDATIONS

The revised development proposal from IRCA would generate a higher residential density which has triggered the need for the bylaw amendments, but would actually result in a decrease in the overall building density. This has been achieved by removing the top three levels of the building and replacing the 12 hotel units with 8 residential units.

The 7 storey building should fit in better on the Esplanade streetscape as its size is more compatible with the adjacent tower on the Harrison Hot Springs Resort and Spa property to the west.

The loss of the 12 hotel units from the previous proposal is an issue due to the loss of potential tax revenue. However, according to the developer it is the component of the project that had to be changed in order to render the project economically viable.

Taking all factors into account, the recommended course of action from staff is to pursue Option 1; give the bylaws two readings and proceed to Public Hearing.

On that basis, the following resolutions are offered for Council's consideration:

- 1) **THAT** "Village of Harrison Hot Springs Official Community Plan Amendment Bylaw No. 935, 2010" be read a first and second time;
- 2) THAT pursuant to Section 879 of the Local Government Act, the Council has determined that public consultation in addition to the public hearing is not deemed necessary due to the reduced size and density of the project, except that "Village of Harrison Hot Springs Official Community Plan Amendment Bylaw No. 935, 2010" be referred to the Advisory Planning Commission and the Fraser Valley Regional District for comments, said comments to be made available at the public hearing;

- 3) **THAT** "Village of Harrison Hot Springs Zoning Bylaw Amendment Bylaw No. 936, 2010" be read a first and second time; and
- 4) THAT staff be authorized to prepare the necessary notification and schedule for a Public Hearing for 29 March 2010 at 7:00 pm regarding "Village of Harrison Hot Springs Official Community Plan Amendment Bylaw No. 935, 2010" and "Village of Harrison Hot Springs Zoning Bylaw Amendment Bylaw No. 936, 2010."

Presented for your consideration

Michael Rosen Planning Consultant

Attachments:

- 1) Proposed Bylaws 935 & 936, 2010
- 2) Letter from Fred Adab Architect 24 February 2010
- 3) Revised Drawing Package Fred Adab Architect 15 February 2010

S:\Larry\IRCA\Report 1 - Final submission from Michael March 9.doc

**F.ADAB ARCHITECTS INC.** ARCHITECTURE, PLANNING, INTERIOR DESIGN

February 24, 2010

Larry Burk Chief Administrative Officer Village of Harrison Hot Springs 495 Hot Springs Road Harrison Hot Springs, B.C. V0M 1K0

# Re: 120 - 130 Esplanade, File # 6635 DP 07 / 08

Dear Larry:

Due to problems associated with financing and marketing of the hotel suites, the client discussed with the Village of Harrison Hot Springs the possibility of reducing the gross buildable area, deleting the hotel suites and reducing the cost of construction in order to be able to obtain construction financing.

Based on the above mandate we revised the architectural drawings and held a meeting with you, Grant Sanborn and Mr. Marzara on Tuesday, February 09, 2010 and reviewed the revised preliminary drawings.

We hereby submit our final revised architectural drawings. Below is the summary of the changes and its impact on the design:

Gross residential area including the hotel suites reduced from 60,154 sq.ft. to 56,155.55 sq.ft. resulting in the reduction of the residential gross buildable area of 3,998.45 sq.ft.

Gross commercial area increased from 7,667 sq.ft. to 7,840.38 sq.ft. This resulted in creating additional commercial space along Lillooet Street to respond to the demand for commercial zone along the street.

The total number of units including the hotel suites is reduced from 63 to 56 units and the total number of residential suites excluding the hotel suites is increased from 48 to 56 units. This resulted in the reduction of the floor area ratio from 1.998 to 1.836.

The total number of residential units per acre excluding the hotel suites is increased from 60 to 70 per acre.

The number of storeys has been reduced from 10 to 7 storeys resulting in the reduction of the overall height from 112 ft (34.14m) to 82.83 ft. (24.94m). This resulted in introducing a smaller building, opening the view corridor and reducing the impact on the neighbouring properties.

The total number of parking including visitors and commercial parking is reduced from 114 to 104 units.

We believe all of the above items have resulted in improvement to the overall design and enhancing the architectural form and character as well as responding to some of the concerns raised during our public information meetings. Please note that while reducing the height of the building we have introduced additional metal roofing along the west and south elevations and introduced other elements to enhance the village character into the overall architectural vocabulary.

It should be noted that the report prepared and submitted to the Council by Urban Systems dated May 09, 2008 specifically for this project relates, on many occasions, to the increase of residential density and floor area ratio and recommends that this increased density is justifiable for this project in this location. The increase in density, floor area ratio and the building height are reflected on pages 3, 4, 5 and 6 of the Urban Systems report to the Council.

It should also be noted that generally the increase in FAR without increasing the density results in designing larger units, which are neither affordable nor marketable. FAR and density must go hand in hand to create a marketable project.

If you have any questions please do not hesitate to email me or call me at 604.987.3003.

Yours sincerely,

Fred Adab MAIBC, MRAIC, MAAA, MPIBC per F. Adab Architects Inc.



F. ADAB ARCHITECTS INC.

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#### **PROPOSED RESIDENTIAL UNITS :**

ONE BED ROOM 11 ONE BED ROOM + DEN 19 TWO BED ROOM 18 TWO BEDROOM + DEN 8

DRAWING LIST:

A 4.2 SECTION B-B

SITE AREA :	34848 SQ.FT	(3.237.49 SQ. M.)			
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(INDOOR) (OUTDOOR)	913 SQ.FT (83.8 1890 SQ.FT (17		COMMERCIAL LO		
NO. OF STORIES :	7				

NUMBER OF RESIDENTIAL UNITS PER ACRE :		56/0.8 = 70.00
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(INDOOR)	913 SQ.FT (83.8	88 SQ.M.)
(OUTDOOR)	1890 SQ.FT (17	0.10 SQ.M.)
	7	

A 1.0 PROJECT DATA A 1.1 CONTEXT PLAN A 1.2 SITE PHOTOS A 1.3 NORTH COLOURED ELEVATION A 1.4 WEST COLOURED ELEVATION M.) A 1.5 NORTH COLOURED ELEVATION A 16 SITE PLAN A 2.1 HIRST FLOOR PLAN A 2.2 SECOND FLOOR PLAN A 2.3 THIRD FLOOR PLAN A 2.4 FOURTH & FIFTH FLOOR PLAN A 2.5 SIXTH FLOOR PLANS A 2.6 SEVENTH FLOOR PLAN A 2.7 ROOF PLAN A 3.1 NORTH ELEVATION A 3.2 WEST ELEVATION A 3.3 SOUTH ELEVATION A 3.4 EAST ELEVATION A 4.1 SECTION A-A

> CONTACT LIST: ARCHITECT : LAND SURVEYOR : LANDSCAPE ARCHITECT : CIVIL ENGINEER : OWNER :

GEOTECHNICAL : IRCA GROUP OF COMPANIES 3 - 1660 LLOYD AVENUE NORTH VANCOUVER B.C. TEL 604 987 9980 FAX: 504 987 9987 ARCHITECT: # 30-1000 ROOSEVELT CRESCENT NORTH VANCOLIVER, BC TEL: 6604 987 3023 FAX: 604 987 3023 MORGAN STEWART &CO. 1055 SEYMOUR STREET VANCOUVER B.C TEL: 604 687 6856 FAX: 604 685 8071 JAMES JARVIS & ASSOCITESTID. 20-220 EAST 11TH STREET NORTH VANCOUVER B.C. TFL :604 980 2244 FAX : 604 983 2423 APLIN & MARTIN 201-12448 82ND AVENUE SURREY, B.C. TEL: 604 5979058 FAX: 604 597 9051 JETCH CONSULTANT INC 110 - 3993 HENNING DRIVE BURMABY B.C. TEL: 504 299 5617 FAX: 504 299 5641

#### TOTAL RESIDENTIAL UNITS 56

#### AMENITY AREA (PROV (INDOOR) OUTDOOF NO. OF STORIES :

BUILDING HEIGHT : TO THE MIDDLE OF THE PITCH ROOF

PROJECT DATA :

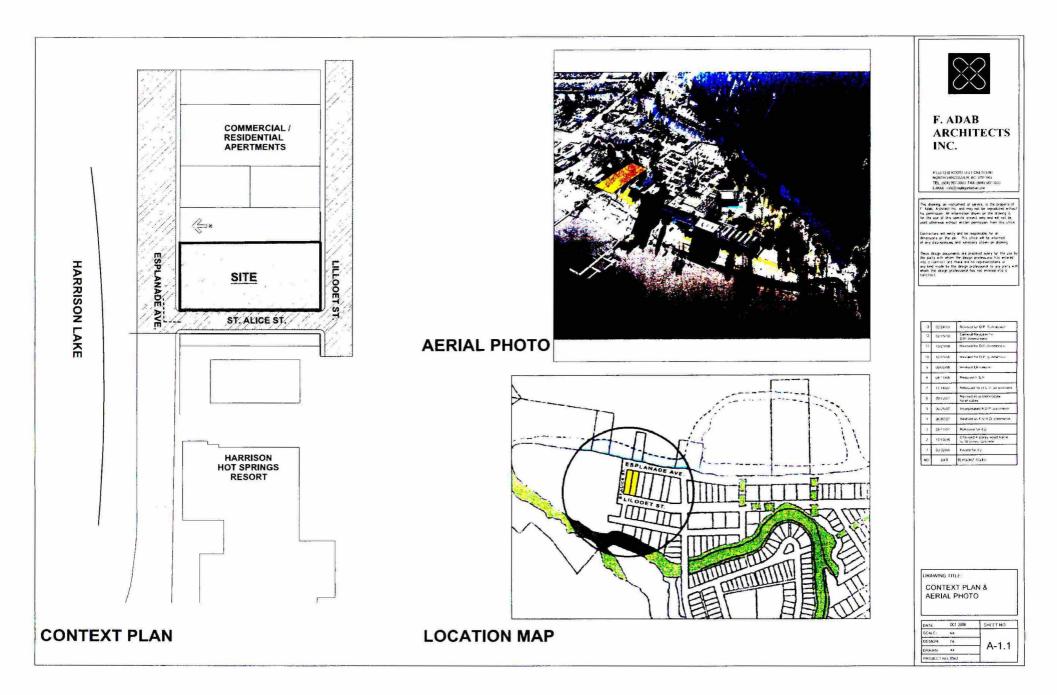
CIVIC ADDRESS : 120-130 ESPLANADE AVE.

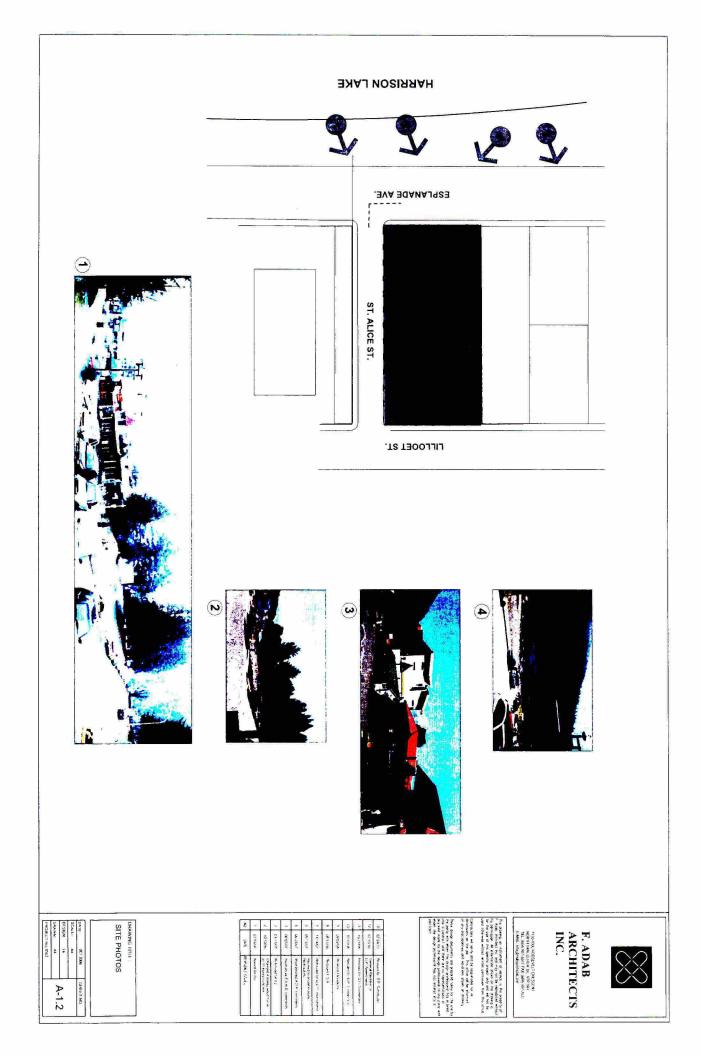
LEGAL DESCRIPTION : E'LY HALF LOT 2 AND THE W'LY HALF OF LOT 3.

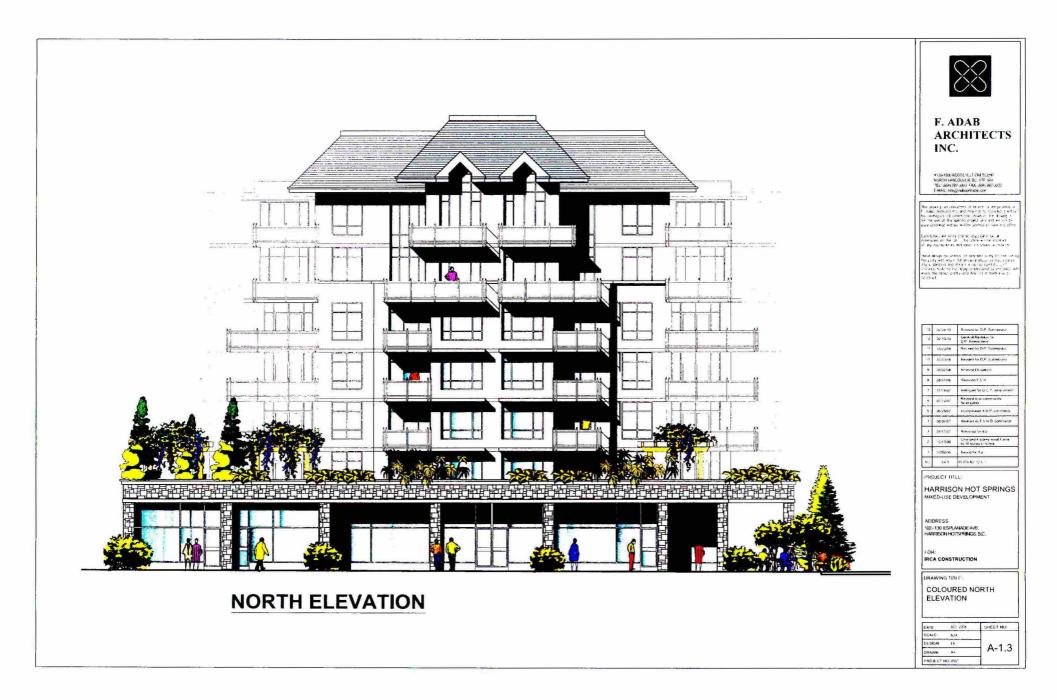
BLOCK 1, SEC. 13, TP. 4, R29 W6M, NEW WESTMINSTER DISTRICT, PLAN 251.

SITE COVERAGE(FIRST FLOOR) : 90% SITE COVERAGE(TYPICAL FLOORS) : 29%

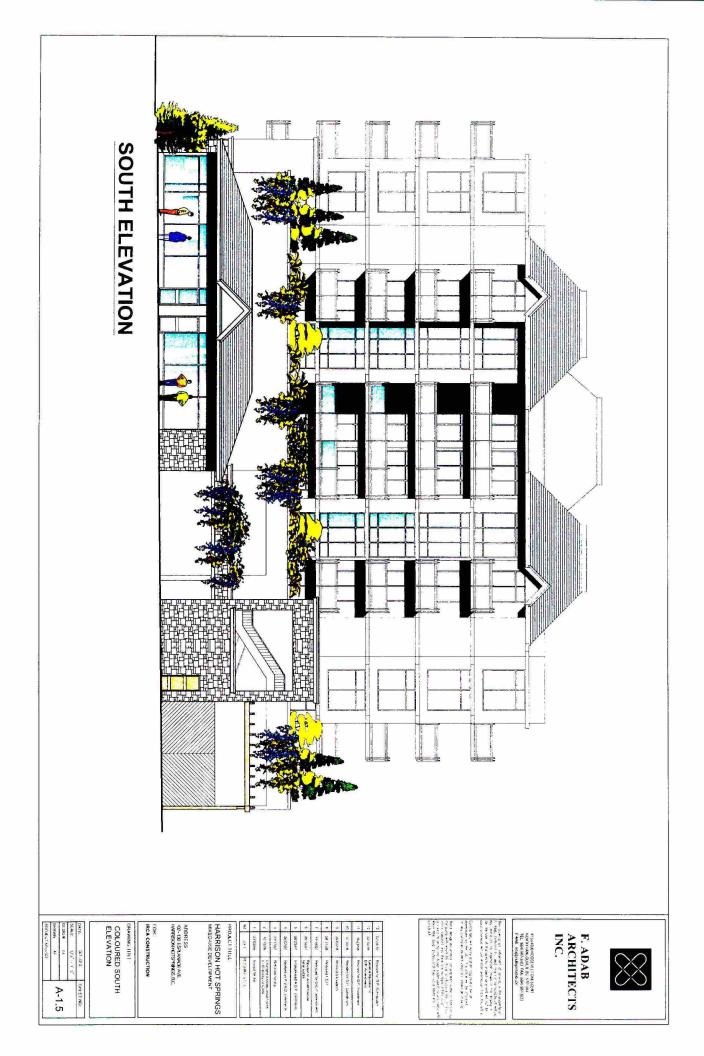
81.83 FT (24.94 M.)

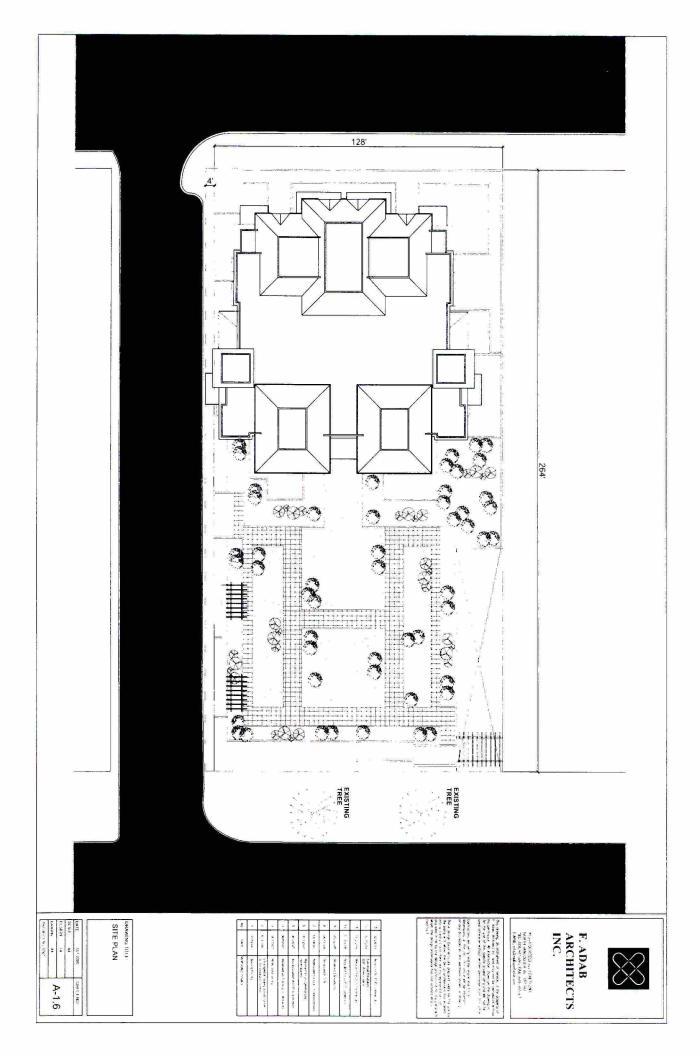


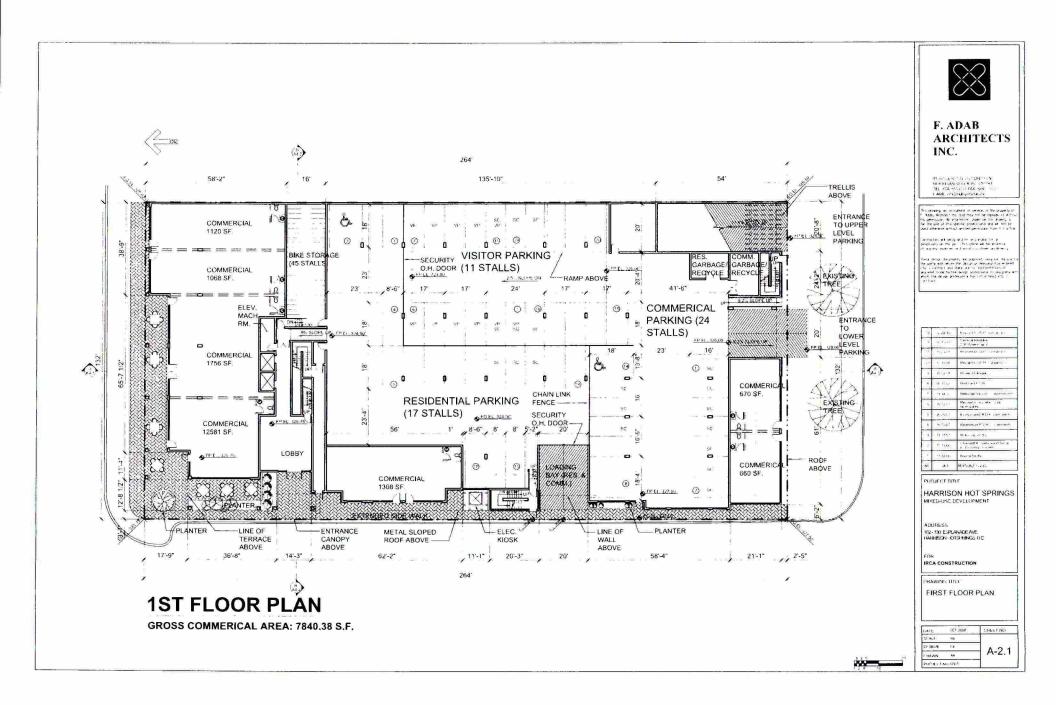


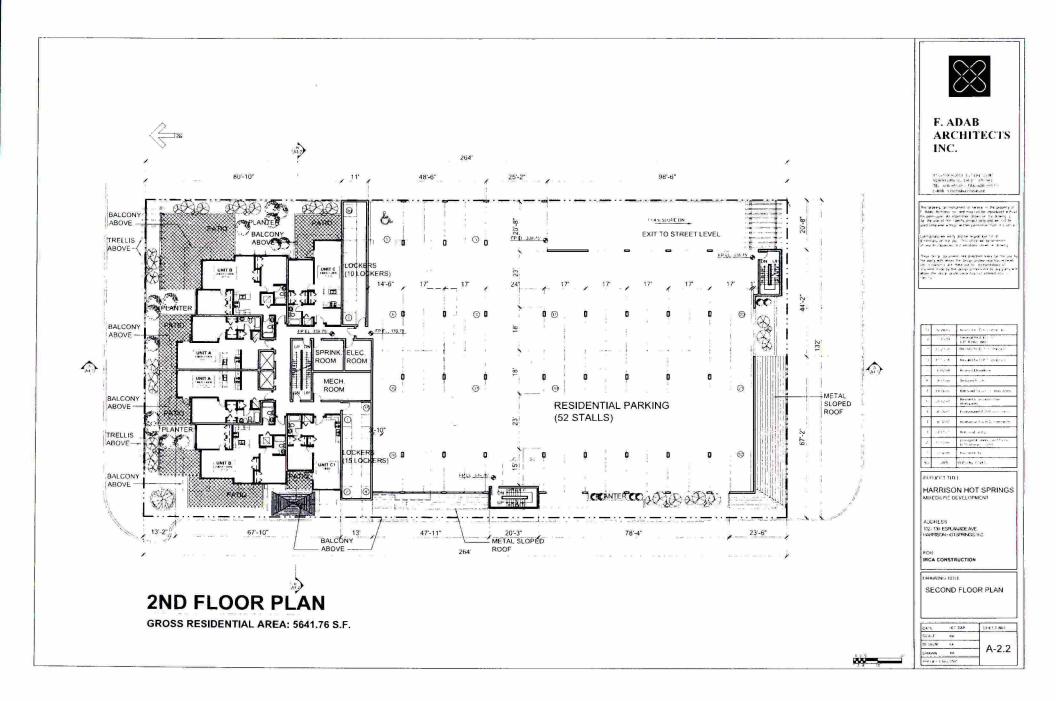


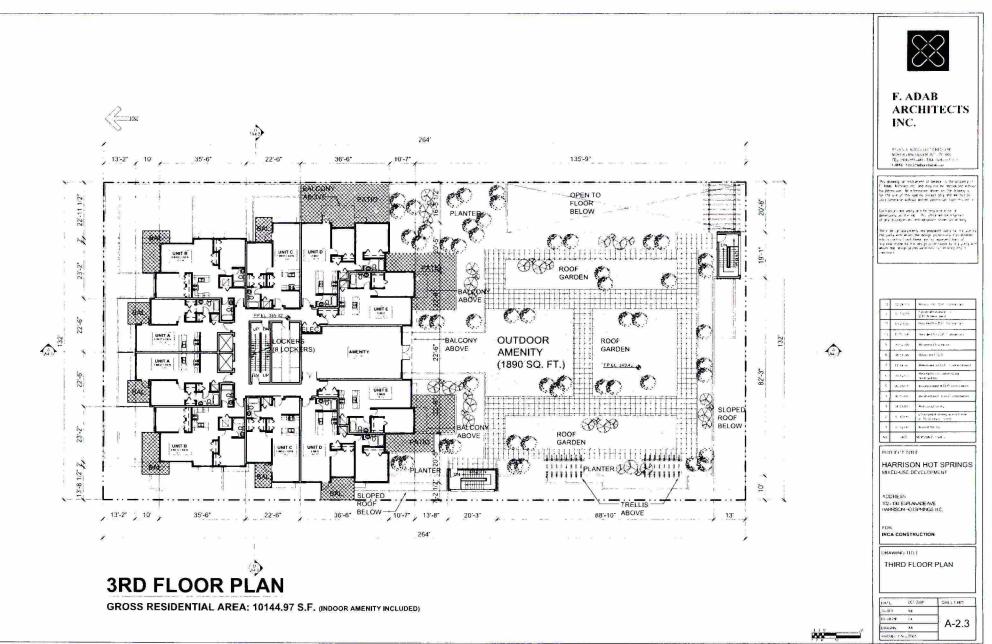


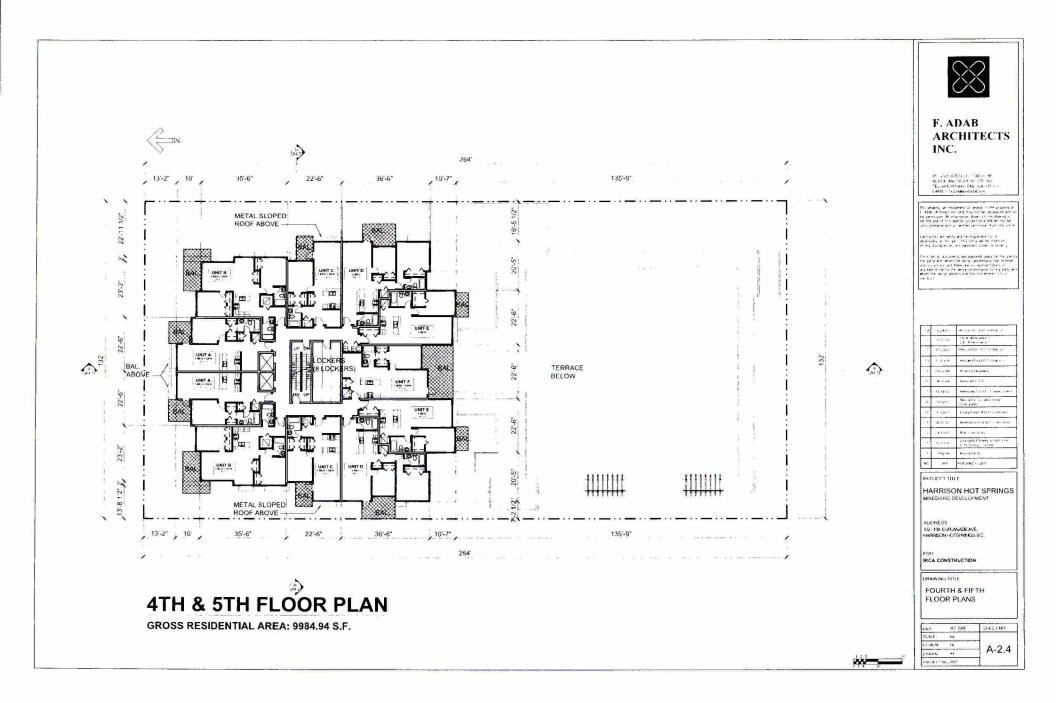


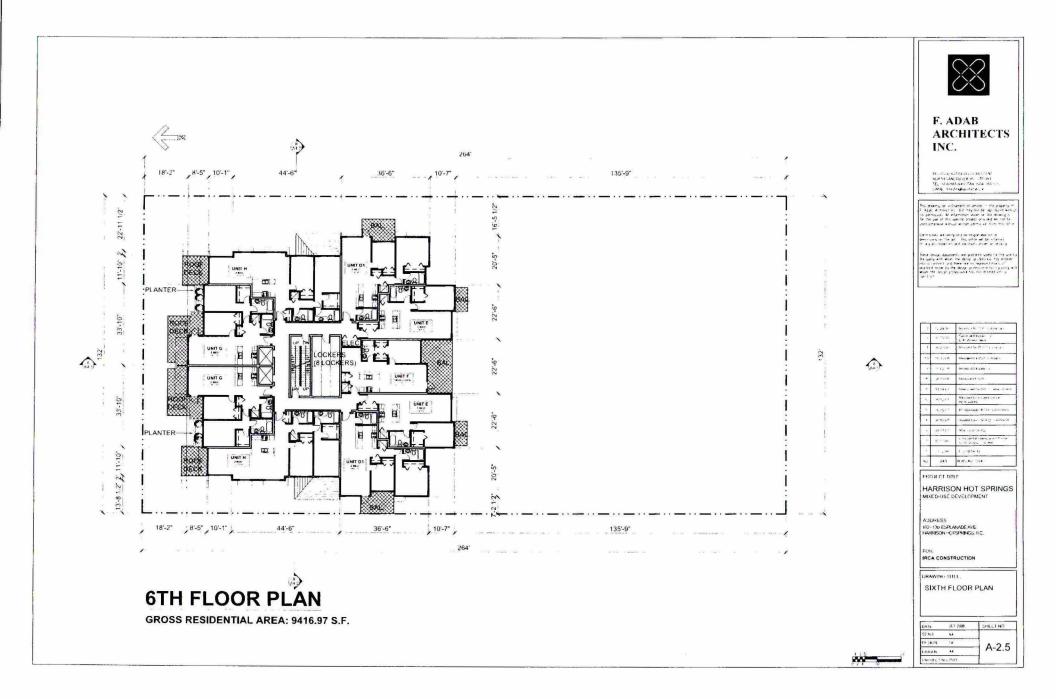


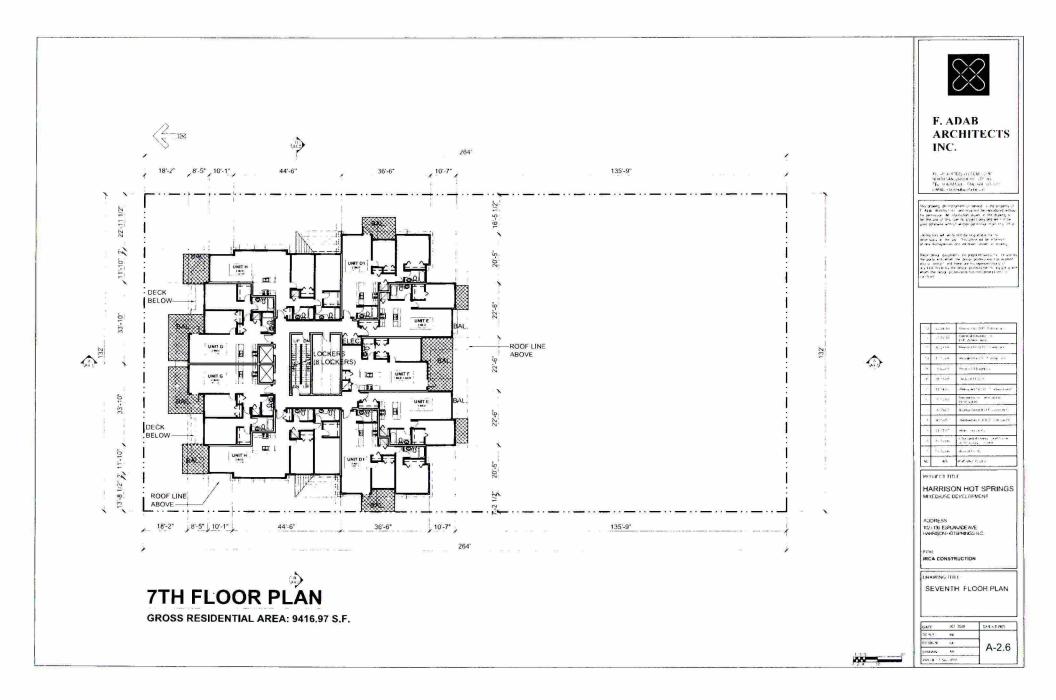


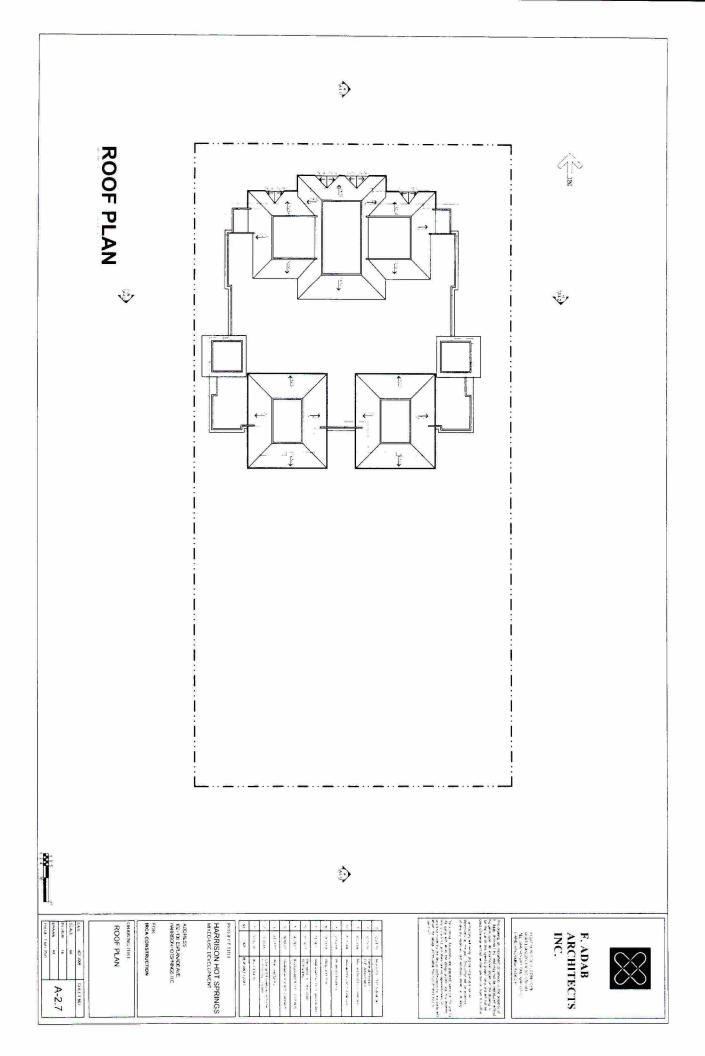




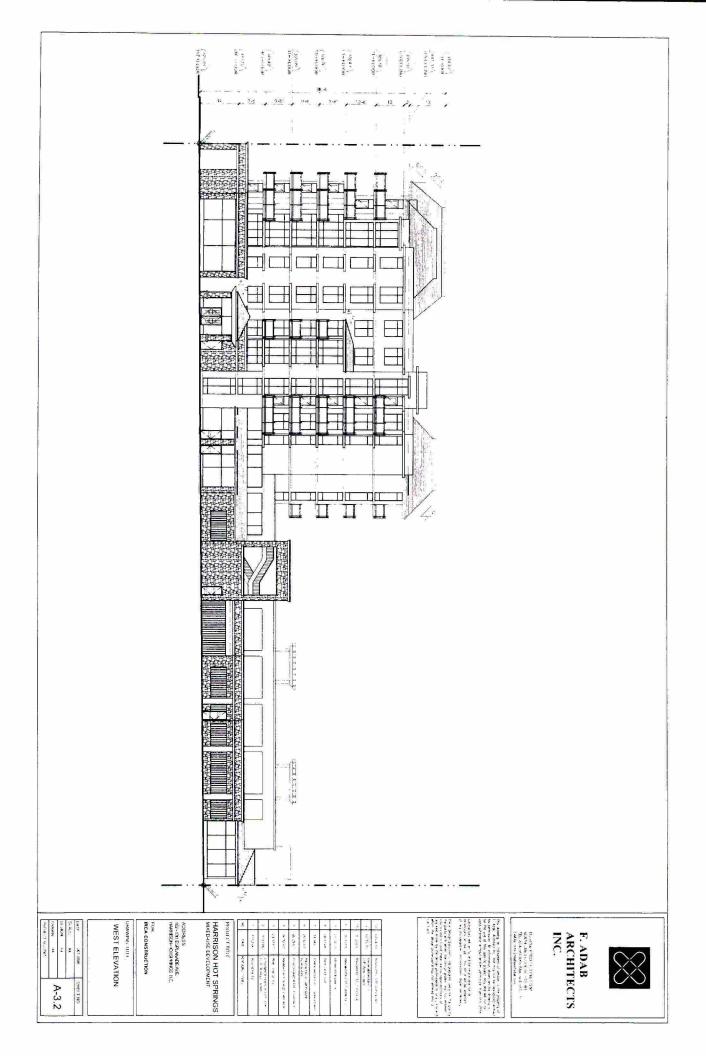


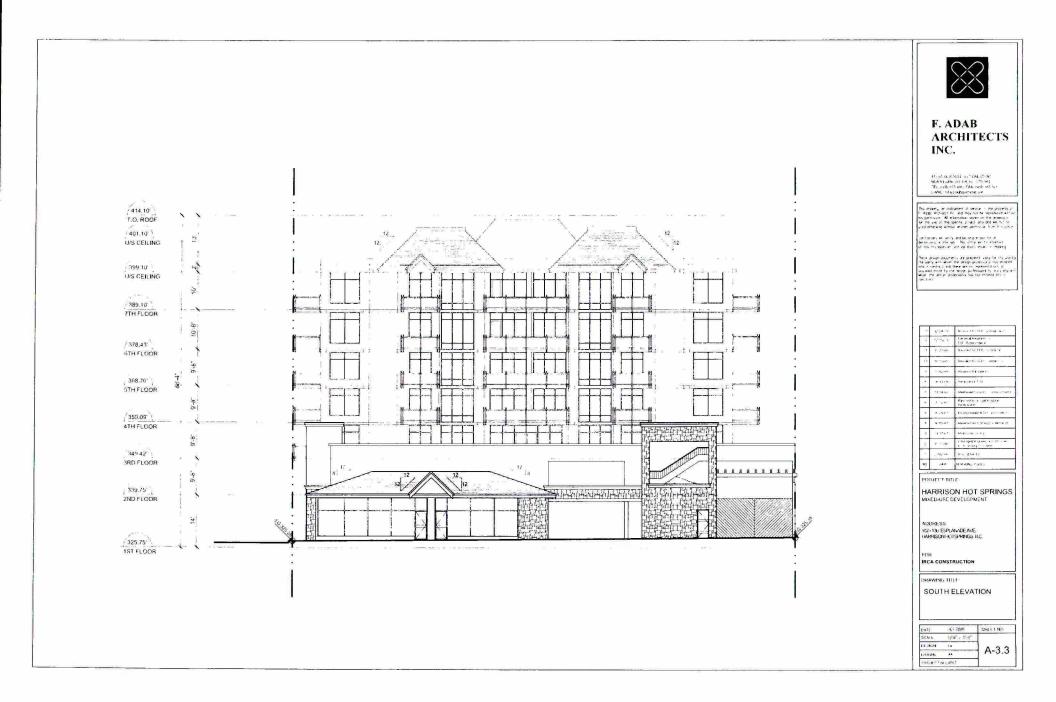


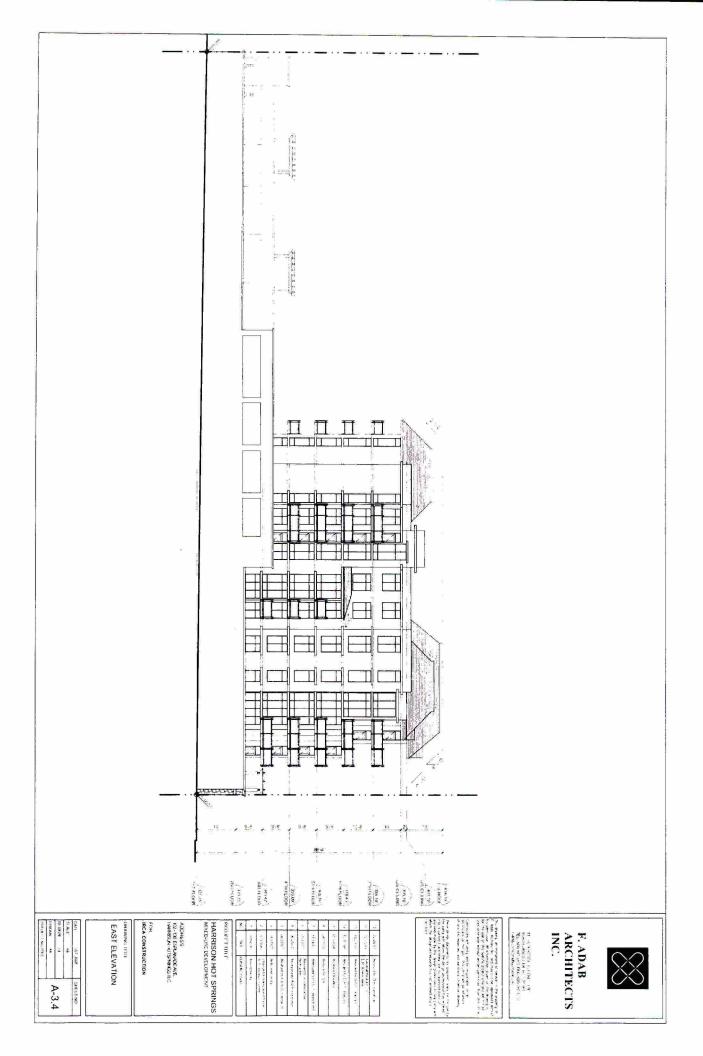


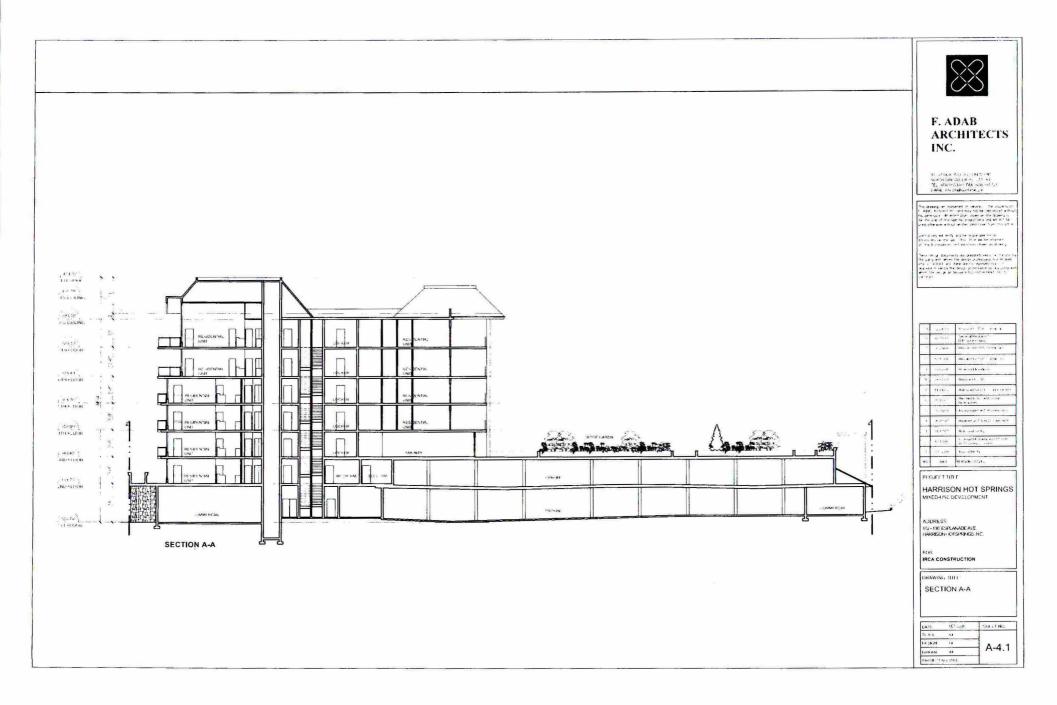


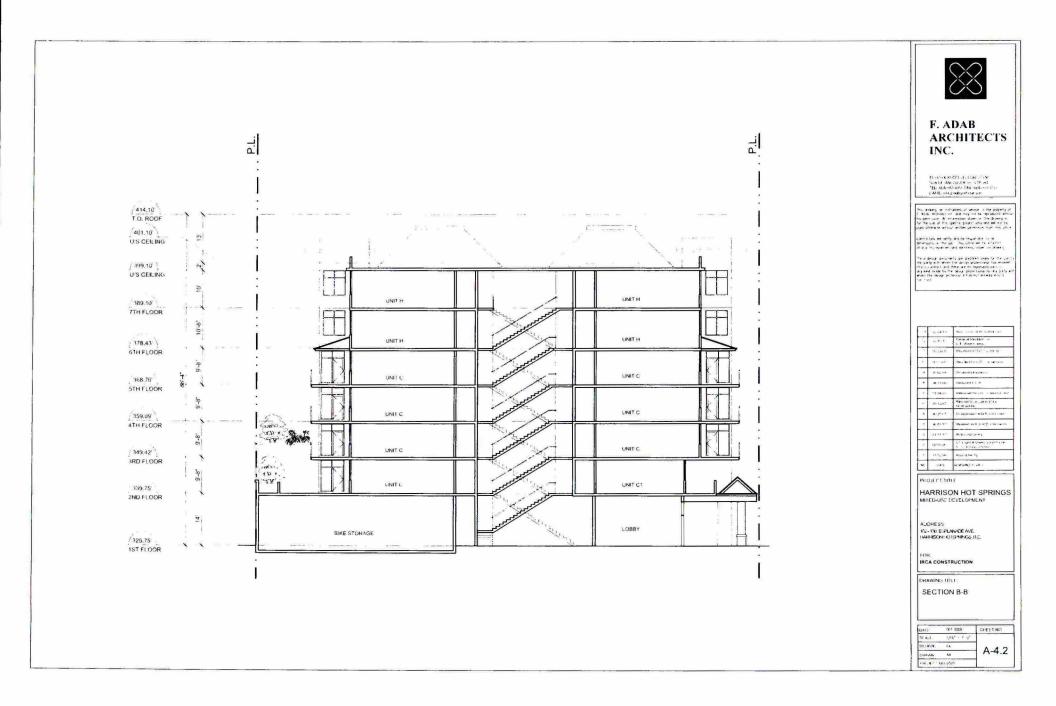














## STATEMENT RESPECTING THE COUNCIL'S REASONS FOR ADOPTING A BYLAW

Pursuant to section 8(9) of the *Community Charter*, the following is a statement respecting the Council's reasons for adopting Bylaw No. 935 to amend the Official Community Plan Bylaw No. 864, 2007.

In 2008, Council adopted amendments to the Official Community Plan and the Zoning Bylaw and issued a development permit to accommodate a 10 storey mixed use development at the south east corner of Esplanade and St. Alice, known as the former Springs Café site.

The Developer, IRCA Group Of Management Ltd., has not been able to secure financing for the approved project. In order to satisfy financing and design requirements, the developer has lowered the height of the building to 7 stories. The only way to recognize the reduce height and conversion of hotel units to residential units by definition requires an amendment to the Official Community Plan and CD 1 zones.

Therefore, the Council of the Village of Harrison Hot Springs deemed it necessary to implement a bylaw to address this situation.



# VILLAGE OF HARRISON HOT SPRINGS BYLAW NO. 935

#### A bylaw to amend Village of Harrison Hot Springs Official Community Plan Bylaw No. 864, 2007

**WHEREAS** the Mayor and Council has deemed it advisable to amend the Village of Harrison Hot Springs Official Community Plan Bylaw No. 864, 2007, the Official Community Plan Bylaw for the Village of Harrison Hot Springs, as adopted May 7, 2007;

**NOW THEREFORE** in open meeting assembled, the Mayor and Council of the Village of Harrison Hot Springs enacts as follows:

## I. <u>CITATION</u>

This Bylaw may be cited for all purposes as the "Village of Harrison Hot Springs Official Community Plan Amendment Bylaw No. 935, 2010".

#### II. AMENDMENT

- 1. That Schedule "A" of "Village of Harrison Hot Springs Official Community Plan Bylaw No. 864, 2007" be amended as follows:
  - a) Add the following to Section 4.3.2 Village Center Area under the heading Development Density after the second paragraph:

"Notwithstanding the maximum residential density limit of 150 units per hectare for buildings established within the Village Center Area, the residential density may be increased up to 173 units per hectare for Lot B, Section 13, TWP 4, Rge 29, NWD, Plan BCP 27775 provided that the overall Floor Space Ratio for the building is reduced from 2.0 to 1.85."

# III. READINGS AND ADOPTION

READ A FIRST TIME THIS	DAY OF	, 2010	
READ A SECOND TIME THIS	DAY OF	, 2010	
A PUBLIC HEARING WAS HEL	D ON THE	DAY OF	, 2010
READ A THIRD TIME THIS	DAY OF	, 2010	
ADOPTED THIS	DAY OF	, 2010.	



## STATEMENT RESPECTING THE COUNCIL'S REASONS FOR ADOPTING A BYLAW

Pursuant to section 8(9) of the *Community Charter*, the following is a statement respecting the Council's reasons for adopting Bylaw No. 936 to amend the Zoning Bylaw No. 672, 1996.

In 2008, Council adopted amendments to the Official Community Plan and the Zoning Bylaw and issued a development permit to accommodate a 10 storey mixed use development at the south east corner of Esplanade and St. Alice, known as the former Springs Café site.

The Developer, IRCA Group Of Management Ltd., has not been able to secure financing for the approved project. In order to satisfy financing and design requirements, the developer has lowered the height of the building to 7 stories. The only way to recognize the reduce height and conversion of hotel units to residential units by definition requires an amendment to the Zoning Bylaw.

Therefore, the Council of the Village of Harrison Hot Springs deemed it necessary to implement a bylaw to address this situation.



# VILLAGE OF HARRISON HOT SPRINGS BYLAW NO. 936

#### A bylaw to amend Village of Harrison Hot Springs Zoning Bylaw 672, 1996

**WHEREAS** the Mayor and Council has deemed it advisable to amend the Village of Harrison Hot Springs Zoning Bylaw No. 672, 1996, the Zoning Bylaw for the Village of Harrison Hot Springs, as adopted October 28, 1996;

**NOW THEREFORE** in open meeting assembled, the Mayor and Council of the Village of Harrison Hot Springs enacts as follows:

#### I. <u>CITATION</u>

This Bylaw may be cited for all purposes as the "Village of Harrison Hot Springs Zoning Bylaw Amendment Bylaw No. 936, 2010".

#### II. AMENDMENT

- 1. That Column 2 in the chart within Section 12.1.3.3 of Zoning Bylaw 672, 1996 be amended as follows:
  - *i)* Maximum Residential Density be increased from 150 units per hectare to 173 units per hectare;
  - ii) Maximum Floor Area Ratio be reduced from 2.0 to 1.83; and
  - *iii)* Maximum Building Height be reduced from10 stories or 35 meters to 7 stories or 25 meters

#### III. READINGS AND ADOPTION

READ A FIRST TIME THIS	DAY OF	, 2010	
READ A SECOND TIME THIS	DAY OF	, 2010	
A PUBLIC HEARING WAS HEL	D ON THE	DAY OF	, 2010
READ A THIRD TIME THIS	DAY OF	, 2010	
ADOPTED THIS	DAY OF	, 2010.	

Corporate Officer

Mayor

# **NEIGHBOURHOOD PLANNING AREA 2**

# NEIGHBOURHOOD ADVISORY COMMITTEE

# Terms of Reference

#### Background

The Village of Harrison Hot Springs has been involved in preparing a Neighbourhood Plan for Neighbourhood Planning Area 2, the boundaries of which are identified on the attached map. Some of you may recall that the Village held a neighbourhood meeting back in November 2009 to discuss planning ideas with neighbourhood residents. That meeting identified a number of issues that people had with respect to potential changes in their neighbourhood as articulated in the attached report from the Planning Consultant dated January 18, 2010.

Prior to proceeding further with the Neighbourhood Plan, Council has decided that a Neighbourhood Advisory Committee should be established to work with Council, staff, and the Advisory Planning Commission to complete the Neighbourhood Plan.

#### Purpose

The Neighbourhood Advisory Committee (NAC) will be an advisory body that will have 2 primary roles as follows:

- function as a community resource for the Village staff and the Advisory Planning Commission in completing the Neighbourhood Plan; and
- provide recommendations to Council on Neighbourhood Plan.

#### **Committee Composition**

Village of Harrison Hot Springs Council will appoint the Committee members comprised of residents from the neighbourhood, including those on the outskirts of the plan area boundaries. All meetings of the Committee will be open to the public; however it is neither the intent nor the responsibility of the Committee to solicit public comment at its meetings.

#### Schedule

It is anticipated that the Committee will meet on 2 - 4 occasions over a 2 - 3 month period.

#### Village Resources

The Village's Chief Administrative Officer will chair the meetings. The Village's Planning Consultant will attend the meetings. Municipal staff will assist in photocopying material, and in arranging the meetings. It will be the responsibility of the Committee to appoint one of its members to take minutes.

#### **Decision Making**

Committee decisions that involve making recommendations to Council should be in the form of formal resolutions and subject of a vote. The Committee Chair will preside over the formation of resolutions but will not take part in the vote. The Committee should strive for consensus whenever possible.

Larry Burk Chief Administrative Officer

### VILLAGE OF HARRISON HOT SPRINGS BYLAW NO. 852

Being a bylaw of the Village of Harrison Hot Springs to establish Riparian Area Regulations Implementation.

WHEREAS:	the Council of the Village of Harrison Hot Springs is required to implement the Provincial Government' Riparian Area Regulations;
AND WHEREAS:	under Section 909 of the <i>Local Government Act</i> , a municipality may by bylaw, require, set standards for, and regulate the provision of screening or landscaping for the purpose of preserving, protecting, restoring and enhancing the natural environment;
AND WHEREAS:	pursuant to Section 909 of the <i>Local Government Act</i> , the bylaw may set different requirements, standards and regulations for different zones, different uses within a zone, and different locations within a zone;
NOW THEREFORE:	the Council of the Village of Harrison Hot Springs, in open meeting lawfully assembled, HEREBY ENACTS AS FOLLOWS:

#### 1. <u>CITATION</u>

Bylaw No. 852 may be cited as "Riparian Area Protection Bylaw, 852."

#### 2. INTERPRETATION

Terms used in this bylaw shall be as defined in the Riparian Areas Regulation number 837 approved and ordered July 27, 2004

3. Any development proposal that is proposed within a riparian assessment area is subject to an assessment report certified by a qualified environmental professional prior to being approved by the Council or staff of the Village of Harrison Hot Springs.

READ A FIRST TIME THIS 20<sup>TH</sup> DAY OF FEBRUARY, 2006. READ A SECOND TIME THIS 20<sup>TH</sup> DAY OF FEBRUARY, 2006. READ A THIRD TIME THIS 20<sup>TH</sup> DAY OF FEBRUARY, 2006. ADOPTED THIS 6<sup>TH</sup> DAY OF MARCH, 2006.

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Leo Facio Mayor U:\Reception\Bylaws\BYLAW.852.doc

Gerry van der Wolf, Corporate Officer



# **TERMS OF REFERENCE**

# **Advisory Planning Commission**

# 15. STANDING AND SELECT COMMITTEES AND COMMISSIONS

## (c) <u>Commissions</u>

- (i) Council may establish and appoint a commission to do one or more of the following:
- (ii) A council member is not eligible to be a member of an advisory planning commission, but may attend at a meeting of the commission in a resource capacity.
- (iii) A council member is eligible to be a member of any other commission;
- (iv) A majority of voting members appointed to a Commission shall constitute a quorum.
- (v) Commissions must consider, inquire into, report and make recommendations to Council about all of the following matters:
  - (a) matters that are related to the general subject indicated by the name of the commission;
  - (b) on matters that are assigned by Council or the Mayor;
    - (i) as required by Council or the Mayor, or
    - (ii) at the next Council meeting, if possible, if the Council or Mayor does not specify a time.
- (d) At least twenty-four hours before a meeting of Standing and Select Committees or Commissions, the Corporate Officer or designate must give public notice of the time, place and date of the meeting by way of posting a notice at the public notice posting places;



# **TERMS OF REFERENCE**

# **Advisory Planning Commission**

- (e) In the transaction of business, all Standing and Select Committees and Commissions shall adhere, as far as possible, to the rules governing proceedings at the meetings of Council.
- (f) A resolution at a Regular meeting of Council to adopt minutes of shall constitute ratification of all motions therein. Issues are finalized and authorized once Council has passed the resolution to adopt.

#### THEREFORE:

#### PURPOSE

The purpose of the Harrison Hot Springs Advisory Planning Commission is to advise Council on matters with respect to land use, planning and growth strategy issues and as referred to them by Council from time to time.

#### MEMBERSHIP

The Commission shall consist of a minimum of six (6) members and may operate without all positions being occupied. A quorum shall consist of four members.

#### PROCEDURES

- 1. The Commission shall elect a chairperson and a deputy chairperson at the first meeting.
- 2. The Commission may meet as required and will structure its activities to meet at least five times per year. The Commission is not required to meet every month of the year.
- 3. Minutes of Commission meetings will be forwarded to Council for information.
- 4. The mandate of the Harrison Hot Springs Advisory Planning Commission is:
  - a) to consider all matters referred to it by the Council and report thereon to the Council.



# **TERMS OF REFERENCE**

# **Advisory Planning Commission**

- b) to report to the Council within a time designated by the Council. If the report is not provided within the time designated then the Council may:
  - 1. Extend the time within which the report is to be provided; or
  - 2. Determine the matter without the report.
- c) The Commission shall have as its objective the growth of the Village in a systematic and orderly manner for the ultimate benefit of the community as a whole.
- 5. Save with respect to matters expressly dealt with or provided for, the rules governing proceedings of the Committee shall be those governing proceedings of the Council under the Procedural Bylaw No. 914.