

# THE CORPORATION OF THE CITY OF VICTORIA

## DEVELOPMENT PERMIT

September 15, 1996

Number

3002

Expiry Date

This Permit is issued to:

NAME:

Coronet Ventures Ltd. (Inc. No. 374957)

ADDRESS:

3rd Floor, 736 Broughton Street Victoria, B.C. V8W 1E1

- 1. This Development Permit is issued subject to compliance with all applicable by-laws of the Corporation of the City of Victoria, except as specifically varied or supplemented by this permit.
- 2. This Development Permit applies only to those lands within the City described below and any buildings or structures on the land:

Street Address: 836 Yates Street

Legal Description: Lot 373, Victoria City

 The Zoning Regulation By-law, the Subdivision Control By-law or any by-law passed pursuant to Section 964 concerning parking, Section 967 concerning Signs or Section 968 concerning Screening, are varied or supplemented as follows: <u>Zoning Regulation By-law</u>

N/A

- 4. The land and buildings which are subject to this permit shall be developed strictly in accordance with the terms and conditions of this permit, and any plans and specifications attached to the Building Permit which is issued in connection with this development.
- 5. The plans and specifications attached to the Building Permit which is issued for this development shall form part of this permit. Until a building permit is issued, the plans identified in Council's authorizing resolution are the basis on which this permit is issued.
- 6. (1) If the permit holder does not commence the development permitted by this permit within two years from the date of this permit or any lesser period specified by a resolution of Council, the permit shall lapse.
  - (2) Where applicable guidelines are specified in the Official Community Plan By-law, the development shall be carried out according to the following time schedule:

N/A

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- (1) Where applicable as a condition of the issuance of this Permit, Council may require a security, as authorized by Section 980(2) of the <u>Municipal Act</u>, to ensure that any conditions respecting landscaping are satisfied or to ensure that no conditions of the Permit are breached resulting in an unsafe condition on the land.
- (2) Where the City considers that:

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- (a) a condition in the permit respecting landscaping has not been satisfied; or
- (b) where, as a result of the contravention of a condition in a Permit, an unsafe condition has resulted,

the City may undertake and complete the works required to satisfy the landscaping condition or carry out any construction required to correct the unsafe condition, at the cost of the permit holder, and may apply the security in payment of the cost of the works with any excess to be returned to the permit holder.

- (3) Any interest earned on the security provided under subsection (1), shall accrue to the permit holder and be paid to him or her immediately on return of the security or, on default, become part of the amount of the security.
- (4) Where the development authorized by this permit has been completed or the permit has lapsed prior to commencement of any work pursuant to this permit, the security shall be returned to the permit holder.
- (5) Where any security is required by City Council, the security provided by the permit holder is:
  - (a) an irrevocable letter of credit in the amount of \$ N/A; or
  - (b) a deposit of securities in a form satisfactory to the City Solicitor, being;
    - (i) a performance bond in the amount of \$ N/A;
    - (ii) a bearer bond in the amount of N/A.
- 8. Where a subdivision of the land subject to this permit has been made a condition of this development, this permit authorizes the subdivision subject to the statutory approval of the Approving Officer.
- 9. This permit does not constitute a building, sign, or awning permit nor a subdivision approval.

Date of Resolution authorizing issuance of this permit:

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September_15, 1994	c.c.: Secretary to Council
Director of Planning	Chief Inspector, Buildings Division City Solicitor
Date of Issue: October 26, 1994	DPA File

For City Clerk's Office Use Only

Notice filed in the Land Title Office on the day of under Land Title Office No.

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Council Minute September 15, 1994

> DEVELOPMENT PERMIT APPLICATION NO. 3002 (DP-A) - APPLICATION OF CORONET VENTURES LTD. - PROPOSED OFFICE/RETAIL - 836 YATES STREET: It was moved by Councillor Young, seconded by 2. Councillor Acton, that the issuance of a Development Permit be authorized in accordance with:

- Plans stamped "Development Permit Application No. 3002" (1)dated August 31, 1994;
- Development meeting all bylaw requirements; (2)
- Final plans to be in accordance with plans identified above with the incorporation of amendments in response to (3) Advisory Design Panel's and Heritage Advisory Committee's recommendations;
- Completion of the Heritage Designation of the facade of (4) the (former) Coronet Theatre; and
- Final plans to be reviewed by the Heritage Advisory Committee and the Advisory Design Panel prior to issuance (5) of the Building Permit. Carried

### PLANNING (Councillor Lowe)

#### DEVELOPMENT PERMIT APPLICATION NO. 3002 (DP-A) APPLICATION OF CORONET VENTURES LTD. PROPOSED OFFICE/RETAIL - 836 YATES STREET

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A memorandum dated September 1, 1994 was received from the Director of Planning regarding a proposal which had been received for the construction of a four-storey office building with a 25-vehicle underground parkade and retail on the ground floor. The proposed building retained the heritage facade of the former Coronet Theatre on Yates Street and incorporated a mid-block walkway from Yates to Johnson Streets. A previous Development Permit (No. 2016A) was issued on January 28, 1993 for a three-storey office building with a basement. The new proposal involved changes to the previously approved Development Permit requiring reconsideration by the Heritage Advisory Committee, Advisory Design Panel, and Council.

- ACTION: Recommended to Council that the issuance of a Development Permit be authorized in accordance with:
  - Plans stamped "Development Permit Application No. 3002" dated August 31, 1994;
  - 2. Development meeting all bylaw requirements;
  - 3. Final plans to be in accordance with plans identified above with the incorporation of amendments in response to Advisory Design Panel's and Heritage Advisory Committee's recommendations;
  - 4. Completion of the Heritage Designation of the facade of the (former) Coronet Theatre; and
  - 5. Final plans to be reviewed by the Heritage Advisory Committee and the Advisory Design Panel prior to issuance of the Building Permit.

Committee of the Whole - 2 -Minutes - September 8, 1994





September 1, 1994

C.F.G. Crisp City Manager City of Victoria

RE: 836 YATES STREET DEVELOPMENT PERMIT #3002 (DP-A) Application of Coronet Ventures Ltd. Proposed Office/Retail CA-28 Coronet District (Heritage Designation By-law Pending)

#### 1.0 SUMMARY

The proposal is for the construction of a four storey office building with a 26 car underground parkade and retail on the ground floor. The proposed building retains the heritage facade of the former Coronet Theatre on Yates Street and incorporates a mid-block walkway from Yates to Johnson Streets. A previous Development Permit, #2016A was issued on January 28, 1993 for a three storey office building with basement. The new proposal involves changes to the previously approved Development Permit requiring reconsideration by Heritage Advisory Committee, Advisory Design Panel and Council.

Whereas the application is in the Harris Green/Quadra Development Permit Area, Council's design approval is required for the exterior design.

#### 2.0 **RECOMMENDATION**

That Council authorize the issuance of a Development Permit in accordance with:

- 1. Plans stamped "Development Permit Application No.3002" dated August 31, 1994;
- 2. Development meeting all by-law requirements;

PLANNING DEPARTMENT

City Hall Centennial Square Victoria, Vancouver Island British Columbia V8W 1P6

Telephone (604) 361-0382 FAX (604) 361-0386 C.F.G. Crisp 836 Yates Street Development Permit #3002 Page 2

September 1, 1994

- 3. Final plans to be in accordance with plans identified above with the incorporation of amendments in response to Advisory Design Panel's and Heritage Advisory Committee's recommendations.
- 4. Completion of the Heritage Designation of the facade of the (former) Coronet Theatre.
- 5. Final plans to be reviewed by the Heritage Advisory Committee and the Advisory Design Panel prior to issuance of the Building Permit.

## 3.0 ANALYSIS/BACKGROUND

- 3.1 As the site lies within designated Development Permit Area No. 8, Council's approval is required for exterior design and finishes.
- 3.2 Materials include textured stucco, green reflective glass curtain wall and windows, clear anodized aluminum window and door frames, wood framed windows and doors in the heritage facade.
- 3.3 The Engineering Department has reviewed the proposal and has no objections to the exterior.
- 3.3 The Advisory Design Panel, at its meeting of August 31, 1994 recommended its APPROVAL, subject to review at Building Permit stage

The Panel recommended that the applicant should:

- i. review the colour scheme of the building;
- ii. explore the introduction of a suspended glass (or similar transparent material) awning at the street level of the mid-block walkway to provide weather protection;
- iii. re-examine the fascia, below the penthouse, which the Panel considered to be too bulky, to relieve the mass and make the detailing more sympathetic to the existing facade.

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September 1, 1994

- iv. The Panel applauded the enclosure of the second storey roof deck (as presented at the meeting) and encouraged the enclosure of the two remaining deck areas on either side of the enclosure.
- v. consider a richer treatment of the surface paving of the mid-block walkway, and introduce more benches or seating;
- vi. introduce more detail to the canopy.
- 3..5 Heritage Advisory Committee recommended that the applicant should address the following issues and return to the Heritage Advisory Committee for review at Building Permit stage:
  - 1. The use of the second storey as a roof deck with false window boxes behind the windows is inappropriate and it is recommended the applicant consider a roof over the second storey.
  - 2. That the tile base be continued along the entire width of the facade as featured in the original facade.
  - 3. That the west storefront be recessed to achieve greater facade symmetry.
  - 4. Add details to the canopy to reflect the same details as shown in the original archival photos.
  - 5. Clear anodized aluminum window frames on the west shopfront of the facade are inappropriate and the use of wooden frames and clear glazing is recommended.
  - 6. Signage be designed in a vertical style to better reflect the design of the building in accordance with the original.
  - 7. Tempered glass be utilized for glazing on the fire exit stair door on the west side.

It was suggested that the applicant consider using the original white colour of the facade for the whole building.

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3.6 The Heritage Designation of the facade has still not been completed and was a condition of the rezoning of the property, so it is recommended that this be made a condition of the Development Permit.

L. Vopinford Director of Planning

SB:jmf

c: Chair, Advisory Design Panel Chair, Heritage Advisory Committee Applicant

Harris Green