

REPORTS OF THE COMMITTEE

3. Planning and Land Use Committee – January 14, 2016

1. Rezoning Application No. 00489 for 2035 Stanley Avenue:

It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, that the application be referred back to staff, encouraging that they work with the applicant to try and find an application that can be supported, and particularly in relation to height and massing of the building and a reduction of some of the variances.

Carried

For: Councillors Coleman, Isitt, Loveday, Lucas, Madoff and Thornton-Joe

Against: Mayor Helps

5. COMBINED APPLICATION

5.1 Rezoning Application No. 00489 for 2035 Stanley Avenue

Committee received a report dated December 18, 2015, regarding a rezoning application for 2035 Stanley Avenue. The proposal is to rezone the land to permit the construction of a new small lot house.

Committee discussed:

- The rationale for recommending that the application be declined.
- That Staff could work with applicants to bring a report that can be supported.
- The variances required in terms of the City of Victoria's 'Right of Way'.

Action: It was moved by Councillor Isitt, seconded by Councillor Thornton-Joe that the application be referred back to staff, encouraging that they work with applicant to try and find an application that can be supported.

Committee discussed:

- The possibility of referring the application back to a public hearing as there is support around the property by the neighbours.

Amendment: It was moved by Councillor Thornton Joe, seconded by Councillor Isitt that the application be referred back to staff, encouraging that they work with the applicant to try and find an application that can be supported, **and particularly in relation to height and massing of the building and a reduction of some of the variances.**

Committee discussed:

- The small lot zone was originally created to stabilize neighbourhood areas and to create affordable housing. This type of application is playing a significant role in further inflating house prices in Victoria.
- It was noted that if the application went to a public hearing and failed, a new application would be required to be significantly different.

On the amendment:
CARRIED 16/PLUC008

For: Councillors Coleman, Isitt, Loveday, Lucas, Madoff and Thornton-Joe
Against: Mayor Helps

On the main motion as amended:
CARRIED 16/PLUC009

For: Councillors Coleman, Isitt, Loveday, Lucas, Madoff and Thornton-Joe
Against: Mayor Helps



Planning and Land Use Committee Report

For the Meeting of January 14, 2015

To: Planning and Land Use Committee **Date:** December 18, 2015

From: Jonathan Tinney, Director, Sustainable Planning and Community Development

Subject: Rezoning Application No. 00489 for 2035 Stanley Avenue

RECOMMENDATION

Staff recommend that Council consider declining Rezoning Application No. 00489 for the property located at 2035 Stanley Avenue.

LEGISLATIVE AUTHORITY

In accordance with Section 903 (c) of the *Local Government Act*, Council may regulate within a zone the use of land, buildings and other structures, the density of the use of the land, building and other structures, the siting, size and dimensions of buildings and other structures, as well as the uses that are permitted on the land and the location of uses on the land and within buildings and other structures.

EXECUTIVE SUMMARY

The purpose of this report is to present Council with information, analysis and recommendations for a Rezoning Application for the property located at 2035 Stanley Avenue. The proposal is to rezone the land from the R1-B Zone, Single Family Dwelling District, to two new site specific zones in order to subdivide the lot, keep the existing non-conforming duplex and build a new small lot house.

The following points were considered in assessing this Application:

- the proposal is generally consistent with the Traditional Residential Urban Place Designation in the *Official Community Plan, 2012* (OCP)
- the proposed lot area for the existing non-conforming duplex is substantially smaller than the minimum size in the *Neighbourliness Guidelines for Duplexes, 1996* and the standard duplex zone
- the proposed lot area for the new small lot house is substantially smaller than the minimum lot area identified in the *Small Lot House Rezoning Policy, 2002* and the standard small lot zone
- The proposal does not meet the sensitive infill objectives of the *Small Lot House Rezoning Policy*; the siting and massing of the building disrupt the existing street pattern.

BACKGROUND

Description of Proposal

This Rezoning Application is to rezone the subject property from the R1-B Zone, Single Family Dwelling District, to two new zones. The proposal is to create two lots, retain the existing non-conforming duplex on one lot and construct one new small lot house on the other.

The following changes from the standard zones are being proposed and would be accommodated in the new zones:

Existing Duplex (Proposed Lot 1)

- reduce the site area (minimum) from 555m² to 309.98m²
- reduce the site area for each dwelling unit (minimum) from 277.5m² to 154.99m²

New Small Lot House (Proposed Lot 2)

- reduce the site area (minimum) from 260m² to 225.03m²

In addition, 11 variances would be required to facilitate this Rezoning Application which are reviewed in relation to the concurrent Development Permit with Variances Application.

Affordable Housing Impacts

The Applicant proposes the creation of one new residential unit which would increase the overall supply of housing in the area.

Sustainability Features

The applicant has identified a number of sustainability features which will be reviewed in association with the concurrent Development Permit Application for this property.

Active Transportation Impacts

The applicant has not identified any active transportation impacts associated with this Application.

Public Realm Improvements

No public realm improvements are proposed in association with this Rezoning Application.

Land Use Context

The area is predominantly characterized by single family dwellings.

Existing Site Development and Development Potential

The site is presently a non-conforming duplex. Under the current R1-B Zone, the property could be redeveloped as a single family house with a secondary suite. If the property is rezoned to two new zones, secondary suites would no longer be permitted.

Data Table

The following data table compares the proposal with the standard small lot and duplex zones. The small lot house is compared to the R1-S2 Zone, Restricted Small Lot (Two Storey) District and the existing duplex is compared to the R-2 Zone, Two Family Dwelling District. An asterisk is used to identify where the proposal is less stringent than the standard zones. Two asterisks are used to identify an existing site condition.

Zoning Criteria	Proposed Lot 1 Existing Duplex	Zone Standard R-2	Proposed Lot 2 New House	Zone Standard R1-S2
Site area (m ²) - minimum	309.98*	555	225.03*	260
Site area per unit (m ²) - minimum	154.99*	277.5	N/A	N/A
Density (Floor Space Ratio) - maximum	0.5:1	0.5:1	0.46:1	0.6:1
Floor area (1 st & 2 nd storeys (m ²) - maximum	153.85	280	103.19	190
Floor area (including basement) (m ²) - maximum	231.8	380	N/A	N/A
Lot width (m) - minimum	15.2	15	16.59	10
Height (m) - maximum	7.7**	7.6	7.36	7.5
Storeys - maximum	2 + basement**	1.5 + basement	2 + basement	2 + basement
Site coverage % - maximum	34.05	40	26.96	40
Setbacks (m) - minimum				
Front	5.8 (Stanley St)**	7.5	2.8 (Pembroke St)*	6
Rear	1.5*	10.7	6	6
Side	0.30 (south)*	1.52	1.5 (east)*	2.4
Side	1.5 (north, internal)*	3	3.02 (west)	2.4
Side (flanking St)	6.85 (Pembroke St)	3.5	N/A	N/A
Combined Side Yard	3*	4.5	N/A	N/A
Parking - minimum	1**	2	1	1
Parking - location	Side yard	Rear or side yard	Front yard*	Rear or side yard

Community Consultation

Consistent with the *Community Association Land Use Committee (CALUC) Procedures for Processing Rezoning and Variances Applications*, the applicant has consulted with the Fernwood CALUC at a Community Meeting held on July 7, 2015. A letter dated September 10, 2015, is attached to this report.

In accordance with the City's *Small Lot House Rezoning Policy*, the applicant has polled the immediate neighbours and reports that 92% support the Application. Under this policy, "satisfactory support" is considered to be support in writing for the project by 75% of the neighbours. The required Small Lot House Rezoning Petitions, Summary and illustrative map provided by the applicant are attached to this report.

ANALYSIS

Official Community Plan

The *Official Community Plan (OCP)* Urban Place Designation for the subject property is Traditional Residential. In accordance with the OCP, small lots are subject to DPA 15A: Intensive Residential – Small Lot and duplexes are subject to DPA 15D: Intensive Residential - Duplex. The form and character of the proposal will be reviewed in relation to the concurrent Development Permit Application.

Fernwood Neighbourhood Plan

The *Fernwood Neighbourhood Plan (1994)* states that this area should maintain the integrity, appearance and character of single family dwellings and that small lot infill housing may be considered if it meets the criteria established by the City. As noted below, this proposal does not meet the lot size criteria in the *Small Lot House Rezoning Policy*.

Neighbourliness Guidelines for Duplexes

The *Neighbourliness Guidelines for Duplexes* states that an interior lot must have a width greater than 15m and a site area in excess of 555m². The proposed duplex lot would only be 309.98 m². This is substantially lower than the minimum prescribed in the relevant policy and what is required in the standard duplex zone (R-2 Zone).

Small Lot House Rezoning Policy

The *Small Lot House Rezoning Policy* refers to a "Small Lot House" with a minimum lot size of 260m² and a minimum lot width of 10m. The proposed small lot would be 225.03m² and would therefore not meet this policy. This is also smaller than the minimum size in the standard small lot zone (R1-S2 Zone).

The proposal also does not meet the sensitive infill objectives of the *Small Lot House Rezoning Policy*. The siting and massing of the building disrupts the existing street pattern.

Multi-Modal Transportation and Greenways Planning

To meet Transportation Engineering and Parks and Recreation objectives, a Right-of-Way width of 18.0m along both the Pembroke Street and Stanley Avenue frontages is required. Should Council decide to rezone this property, a road dedication of 1.39m on both streets would be

required as a condition of subdivision. This dedication would have an impact on the lot sizes, property lines and associated zoning criteria, such as front setbacks, and has been taken into account in the staff assessment of the proposal. Without the road dedications, the resulting lot areas would be 247.82m² for the proposed small lot and 359.17m² for the duplex. These lot areas are still below the minimum envisioned in the policies and standard zones. Infill development within Traditional Residential areas is a particularly sensitive form of development and the minimum lot areas required in the zone and policies were established to represent the lot area requirements after any required dedications.

In addition, the OCP and the *Greenways Plan* (2003) designate Pembroke Street and Stanley Avenue as People Priority Greenways. Greenways are important to the City because they encourage multi-modal transportation by improving the comfort levels for pedestrians and cyclists.

An outstanding item to be addressed in relation to road dedication along Pembroke Street is the proposed stairs leading from the retaining wall along that property line to the front pathway of the new small lot house. Given that no new structures are permitted within the land dedicated to the public Right-of-Way, these stairs must be removed from the final plans.

Tree Preservation Requirements

The applicant has provided an arborist report outlining the impact mitigation measures required to successfully retain the trees located in the proposed road dedication at 2035 Stanley Avenue during the construction phase (attached).

CONCLUSIONS

The proposal to rezone the subject property to two new zones, retain the existing non-conforming duplex and construct one new small lot house is not consistent with the objectives of the *Small Lot House Rezoning Policy* and the *Neighbourliness Guidelines for Duplexes*. Staff recommend that Council consider declining this Application.

ALTERNATE MOTION

That Committee forward this report to Council and that Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendments that would authorize the proposed development outlined in Rezoning Application No. 00489 for 2035 Stanley Avenue, that first and second reading of the Zoning Regulation Bylaw Amendments be considered by Council and a Public Hearing date be set once the following condition is met:

1. Removal of the stairs within the future 1.39m Right-of-Way on Pembroke Street from the plans to the satisfaction of staff.

Respectfully submitted,



Rob Bateman
Planner
Development Services Division



Jonathan Tinney, Director
Sustainable Planning and Community
Development Department

Report accepted and recommended by the City Manager:



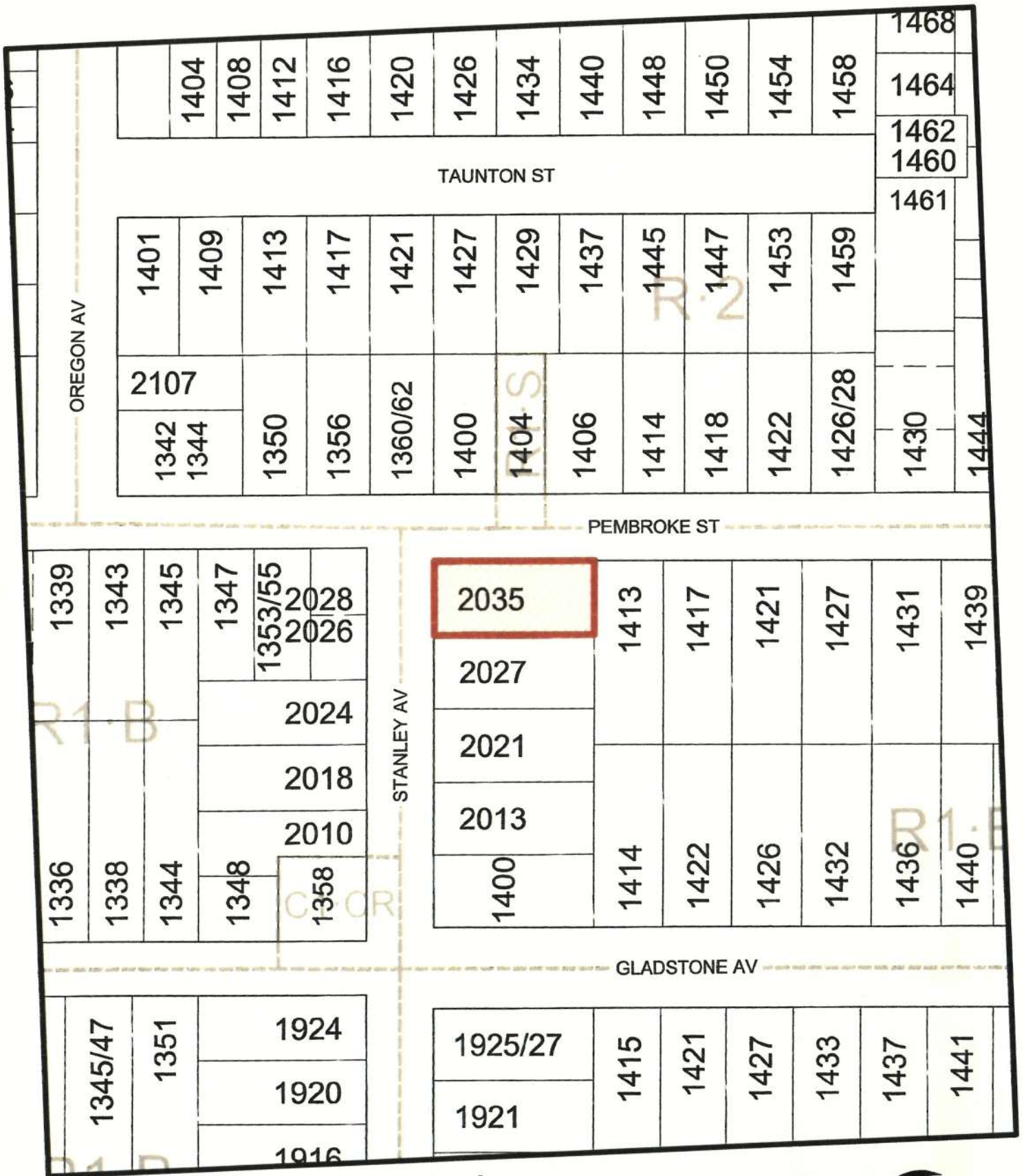
Date: December 29, 2015

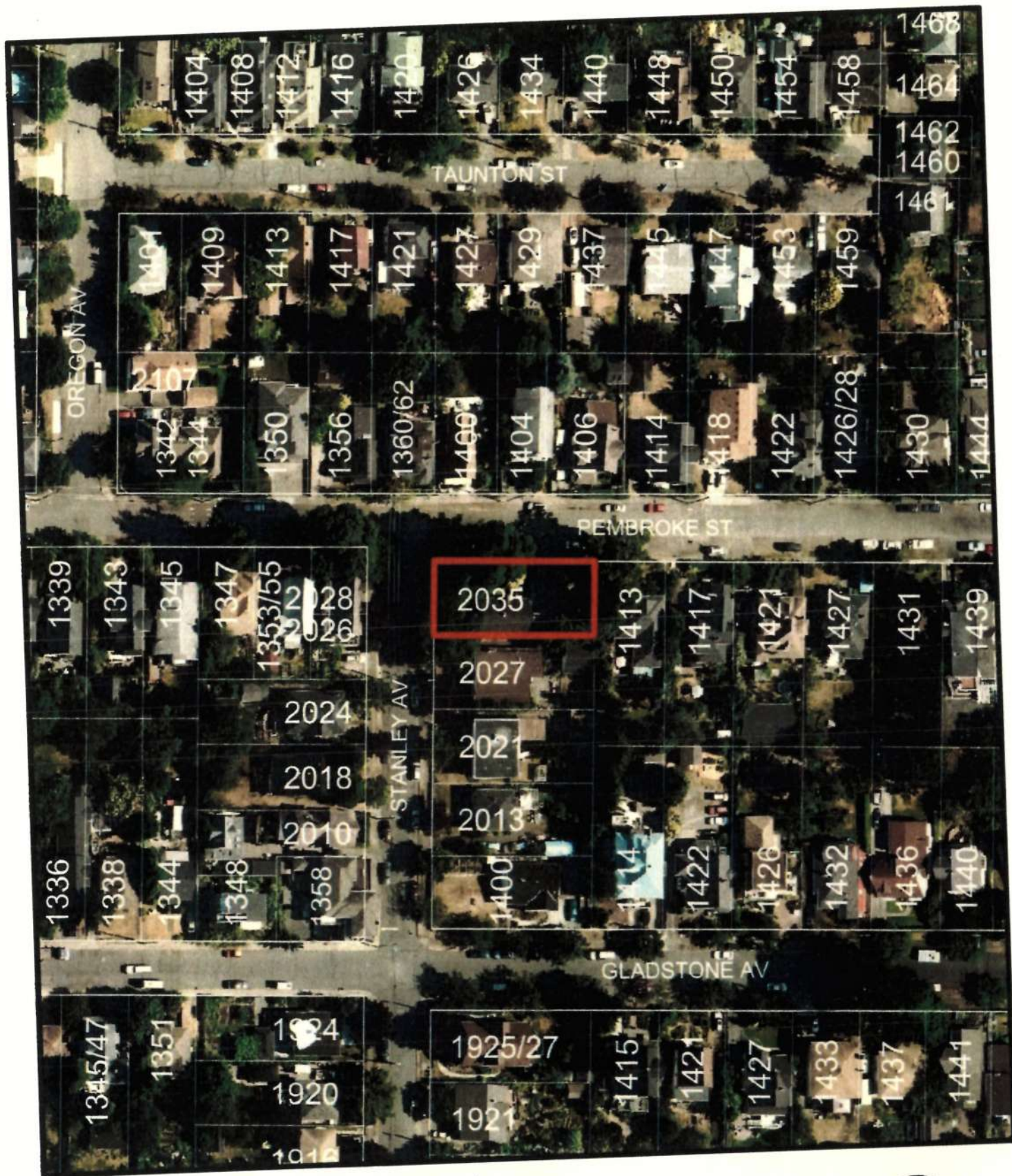
List of Attachments

- Zoning map
- Aerial map
- Applicant's letter to Mayor and Council dated July 28, 2015
- Letter from Fernwood Community Association dated September 10, 2015
- Arborist report dated July 16, 2015
- Small Lot Housing Rezoning Petition
- Plans dated July 30, 2015.



2035 Stanley Avenue
Rezoning #00489
Bylaw #





2035 Stanley Avenue
Rezoning #00489
Bylaw #



July 28, 2015

Her Worship Mayor Lisa Helps and Councillors
Corporation of the City of Victoria
1 Centennial Square
Victoria, B.C. V8W 1P6

This application is a resubmission to rezone the property at 2035 Stanley. At the Public Hearing on July 22, 2014 Council waived the requirement for a one year waiting period to resubmit a revised application and asked me to address massing and design concerns expressed by the neighbour at 1413 Pembroke. I believe this is because Council felt that with some 'fine tuning' the proposal had merit. I therefore present to you a revised proposal for this property.

Description of Proposal

The basics of my proposal are largely the same. It is a request to rezone the corner property at 2035 Stanley Avenue to allow for subdivision that would retain the existing duplex and create an additional small lot for construction of a new home. The result would be an increase in available housing to support the City's projected population growth – an increase in an area identified for Traditional Residential small lot infill.

The existing duplex would remain 'as-is' and if rezoning is approved, the exterior would be upgraded in accordance with a covenant registered on the property May 2014. To summarize, the exterior of the duplex would be repaired where necessary and painted, and the picket fence repaired and painted (this was done last summer).

A new 3 bedroom family home would be constructed on the small lot facing Pembroke and sited to maximize street connectivity, visual presence and character.

Pembroke Elevation



Neighbourhood Consultation

This is where the main changes take place. At the Public Hearing of July 12, 2014, Mr. and Mrs. Berry of 1413 Pembroke expressed concerns around the design, massing and privacy with the new small lot home. In order to create a solution satisfactory to all, I contracted award winning Zebra Design to help revision the proposed design.

After many months of collaboration and meeting with the neighbour, Mr. and Mrs. Berry have indicated they are satisfied and have signed a letter of support for this new proposal. (*Detailed letters are included in the Small Lot Petition package*). The main changes are:

1. Complete redesign of the new home incorporating architectural features of the building façade in smaller elements creating an impression of a 1.5 story building (addresses massing and design).
2. Refashioned exterior finish and roof design to enhance visual character and create harmony with the neighbourhood (addresses massing and design).
3. Added windows on the east and west elevations to break up the 'blank' wall (addresses design).
4. Incorporated a Yew hedge along southeast portion of the 6' fence (addresses privacy).
5. Reduced backyard patio and moved it away from the east neighbour (addresses privacy).

Original Proposal



Revised Proposal



The revised proposal was also presented to contiguous neighbours. As you will see in the attached Small Lot Petition, 92% of these neighbours are in favor of the proposal.

As well, on July 07, 2015 a Community meeting with the Fernwood Land Use Committee was held. The summary of this meeting is forthcoming from their Chair, David Maxwell.

Road Dedication

This proposal is subject to the City's automatic road dedication requirement that comes into play anytime there is a subdivision request – in this case **1.39m off each street frontage**. The result is **12%** of the total land handed over which at today's market price, equates to **\$72,000**.

I understand the City's need to plan for the future and developers'/citizens' need to contribute to the betterment our infrastructure – when it makes sense. The dedication program for this proposal is impractical.

These are two established streets with little opportunity for further subdivision and therefore little or no opportunity for the City to acquire more land through its dedication program. Additionally, the existing homes have improvements (retaining walls, garages) close to lot lines which the City would have to purchase and refurbish in lieu of any automatic dedications.



Walls Along Stanley



Walls Along Pembroke

All of these factors make the road dedication program unreasonable and financially disproportionate to the scale of this proposal.

Requested Variances

Although I am required to show road dedications on our plans and in the Site Data metrics, I have also included this information without the road dedication, which I believe is a more realistic analysis of this proposal.

New Small Lot SFD

The new small lot home has three variances when compared to the standard R1-S2 zoning. The following table explains these variances.

New Small Lot SFD				
Variance	Required (R1-S2)	Proposed	Proposed (Ded'n)	Rationale
Setback - Front	6.00m	4.19m	2.8m	<p>The house sits 1.8m (6') closer to the street than the R1-S2 zoning allows. In my last proposal, Planning indicated the placement of the home was well sited for the lot. I agree, since the goal is to provide positive street connectivity, as outlined in the Design Guidelines, while maintaining a functional rear yard for home owners (<i>Note: There is no rear yard variance for the SFD</i>).</p> <p>The following are a few examples of current City small lot bylaws that support creative infill:</p> <ul style="list-style-type: none"> • R1-S5: Rudlin – Front 3.5m • R1-S19: Springfield – Front 3.0m • R1-S21: McKenzie – Front 3.0m
Setback – Int East				<p>Without a window, the proposal meets the setback requirement. However, the east neighbour has expressed the importance of these windows and there are no overlooks as a result.</p> <p>According to the Small Lot Design Guidelines: <i>Relaxation of side yard requirements may be appropriate in some instances to facilitate interesting and innovative design solutions, provided that the encroachment into the setback does not adversely affect the privacy, sunlight or views of the adjacent property.</i></p>
With window	2.40m	1.52m	1.52m	
No window	1.50m	1.52m	1.52m	

New Small Lot SFD													
Variance	Required (R1-S2)	Proposed	Proposed (Ded'n)	Rationale									
Lot Area	260.00m ²	247.82m ²	225.03m ²	<p>In practical terms, the lot is 12.18 m² shy of the R1-S2 requirement. However, the size and massing of the building has been designed for the site and to conform to zone requirements for floor area and site coverage.</p> <table><tr><td></td><td><u>R1-S2</u></td><td><u>SFD</u></td></tr><tr><td>Floor Area:</td><td>190 m²</td><td>148.68 m²</td></tr><tr><td>Site Coverage:</td><td>40%</td><td>24.48% (26.96%)</td></tr></table> <p>The City has approved other small lot bylaws in support of infill that utilizes available land in a creative harmonious way. My request is not precedent setting.</p> <ul style="list-style-type: none">• R1-S21: McKenzie – Lot Area 240m²• R1-S22: Grant – Lot Area 215m²• R1-S25: Pembroke – Lot Area 219.5m²		<u>R1-S2</u>	<u>SFD</u>	Floor Area:	190 m ²	148.68 m ²	Site Coverage:	40%	24.48% (26.96%)
	<u>R1-S2</u>	<u>SFD</u>											
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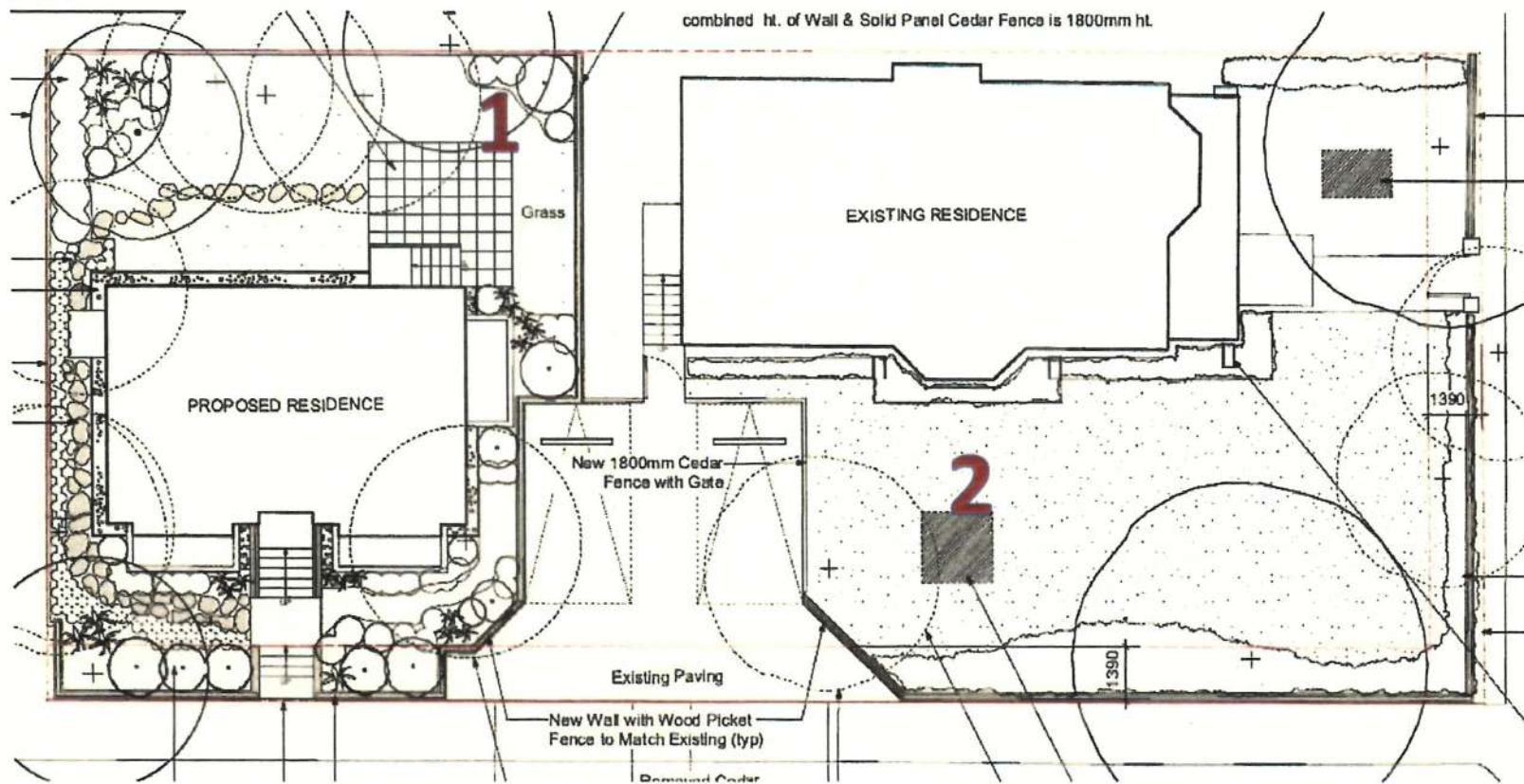
Existing Duplex

To my knowledge the City does not have a zoning bylaw to support a duplex on small lot, which does not preclude creating one should the proposal make sense. If we compare the new proposed duplex lot to the R1-S2 zone, it fares quite favorably.

Analysis of the Lot Area, Floor Area and Site Coverage reveals that the existing duplex building would meet the zoning requirements in terms of its size and coverage of the site **even on a 260m² lot**. The proposed lot is much larger and provides for wonderful outdoor space for the two existing residents.

Reviewing the Rear Setback shows that it could be identified as a Side Yard (see Rationale in the table below) Therefore the only 'real' practical variance request is for reduced parking.

Existing Duplex				
	Required (R1-S2)	Proposed	Proposed (Ded'n)	Rationale
Lot Area	260m ²	359.17m ²	309.98m ²	
Lot Width	10.0m	16.59m	15.20m	
Setbacks <ul style="list-style-type: none"> • Front • Rear • Side (Interior) • Side (Ext) 	6.0m 6.0m 1.5m 1.5m	6.26m 2.50m* 0.30m** 8.24m	4.87m 2.50m 0.30m 6.85m	<p>* The duplex rear yard (east) is against the west side yard of the new home. Because the duplex has a large greenspace at the north west of its lot, this 'rear' yard is not a place for outdoor activity. It could be argued that it reads more like a side yard and would therefore conform to the 1.5m requirement</p> <p>** This is an existing condition that has the benefit of creating a large green yard space (about 180m²/1940ft²) on the north east part of the property.</p>
Bldg Height	7.5m	7.70m	7.70m	This is an existing condition an in practical terms equates to 6inches.
Floor Area (Total)	190m ²	153.85m ²	153.85m ²	
Floor Area Ratio	0.60	0.43	0.50	
Site Coverage	40%	29.38%	34.05%	
Parking	2	1	1	<p>The parking is situated in its existing location.</p> <p>See Transportation Management Strategy for more details.</p>
Green Space	NA	180m ²	141m ²	This is a large green space for residents. In fact the current duplex tenants utilize and share this space today.



This Site Plan (#1) shows the separation between the houses as more of a side yard arrangement, with the existing residence enjoying a large outdoor space in the northeast of the property (#2)

Transportation Management Strategy

Providing for the car in urban centres is in transition. The cost of land and desire for affordable housing, is making it very difficult to give up this precious resource to the car. People are now looking for housing close to urban centres where they can choose alternative transportation options and move away from vehicle ownership.

For this reason, the Official Community Plan (OCP) asks that we *consider reductions in parking requirements where geographic location, residential and employment density, housing type, land use mix, transit accessibility, walkability, and other factors support non-auto mode choice or lower parking demand.*

The property at 2035 Stanley is centrally located with easy access to all amenities. It has a very favorable walkscore which supports the OCPs intention and which is why we are requesting a parking variance for the duplex of 1 off-street stall. To support transportation alternatives, there is secured bike storage in the basement of the duplex. As well, 2 guest bike racks will be installed on the property (currently not shown on plans).



The City's Traffic department is in favor of this solution. When the original submission for the July 2014 Public Hearing was reviewed by the City, they were in favor of two parking stalls (1 for the duplex and 1 for the new home). Their requirement was to use the existing access and design the parking space in accordance with the Highway Access Code. The proposal reflects this request.

As well, the Traffic department was supportive of on street parking. They indicated that even though the frontage is 'green space' dedicated, this area of Fernwood supports this type of parking. They suggested some frontage improvements to accommodate the on street parking, which have not yet been detailed by the City.


City Policies

Official Community Plan and Regional Growth Strategy

Over the next 30 years, Victoria is expected to grow by an additional 20,000 residents. As a built-out city with little remaining undeveloped land, the OCP identifies the need to create more compact built environments within the Urban Core, Town Centres and Urban Villages and in close proximity to transit. This trend toward urbanization is skyrocketing as people move toward more sustainable, balanced lives close to work, play and amenities.

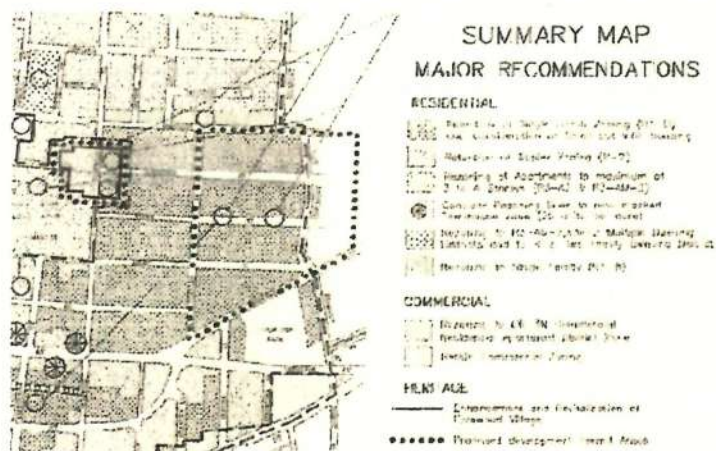
The OCP and the Regional Growth Strategy both have established goals to address this trend. The table below shows how this proposal supports these goals.

OCP Goal	Proposal
Housing Supply for Future Need – <i>Seek to accommodate population growth in the strategic locations, including an additional 10,000 residents in the Urban Core, 8,000 residents in and within close walking distance of Town Centres and Large Urban Villages, and 2,000 in Small Urban Villages and the remainder of residential areas in the city.</i>	Property is located: <ul style="list-style-type: none"> • 15 minute walk to North Park – a Large Urban Village. • 5 minute walk to the Fernwood – a Small Urban Village.
Land Management and Development - <i>Housing forecast growth of approximately 20,000 additional residents by 2041 is expected to reach Victoria's capacity available under existing zoning for new ground-oriented residential and exceed that for apartments, running the risk that housing will become increasingly more expensive as available capacity is depleted.</i>	Proposal keeps housing cost lower by: <ul style="list-style-type: none"> • Maximizing use of available land now. • Utilizing land for homes and greenspace and less for cars.
Land Management and Development – <i>Urban development should focus on building coherent, livable places of character, where the goods and services people need are close to home.</i>	Proposal includes a completely revisioned design for the new home which architecturally compliments the neighbourhood and creates a livable 3 bedroom family home. Property is located walking distance to most amenities and public transit.
Land Management and Development - <i>Give consideration to site-specific amendments that are consistent with the intent of the Urban Place Designations and that further the broad objectives and policies of the plan, as appropriate to the site context.</i>	Minor variances are required to achieve a very workable solution for this property. See Requested Variances for detailed explanations

OCP Goal	Proposal
<p>Transportation – Consider reductions in parking requirements where geographic location, residential and employment density, housing type, land use mix, transit accessibility, walkability, and other factors support non-auto mode choice or lower parking demand.</p> <p>Future development is to consider transportation options that reduce fossil fuel dependence, help conserve energy and produce low greenhouse gas emissions and other air contaminants.</p>	<p>Property is well located for a desirable walkscore creating opportunities for alternative transportation and reduced reliance on the car.</p>  <p>The image is a screenshot of the Walk Score website for the address 2035 Stanley Avenue, Rembrandt, Virginia, VSR 3K7. It displays three scores: Walk Score of 84 (labeled 'Very Walkable'), Transit Score of 60 (labeled 'Good Transit'), and Bike Score of 86 (labeled 'Very Bikeable'). To the right is a map showing the location relative to nearby streets and landmarks. The text 'Add this map to your site' is visible at the bottom right of the map area.</p>
<p>Land Management and Development - For areas designated Traditional Residential, consider new development, infill, and redevelopment.</p>	<p>Property lies within the Traditional Residential designation, and was identified for Small Lot Infill consideration.</p>
<p>Environment, Climate Change and Energy - Continue to promote the reduction of community greenhouse gas emissions, through compact land use patterns such as walkable and complete centres and villages.</p>	<p>Property centrally located to support residents ability to walk, bike or use public transit.</p>

Fernwood Area Plan

The property at 2035 Stanley is designated as 'Traditional Residential' which is primarily ground-oriented building forms. Interestingly, the map below is the Fernwood Plan from 1996 showing that 2035 Stanley was part of an area to be considered for Small Lot Infill housing. Some 20 years later, this is exactly what we are proposing.



Design Guidelines

Building

The goals outlined for Small Lot rezoning, all of which are supporting through this proposal, ask the City to:

- Support growth through small, adaptive and gradual change
- Revitalize neighbourhoods by allowing new infill construction
- Make (optimal) use of neighbourhood infrastructure (schools, water and sewer).
- Increase the quantity of detached dwelling lots while providing other options.
- Meet changing needs, wants and values of existing and future residents throughout the life cycle (e.g., the need for ground-oriented housing for families with children, the desire for smaller houses and yards for seniors, couples, empty nesters or singles).

With these goals in mind, Zebra Design has expertly applied architectural elements that are sensitive to the siting, massing and visual character of this small lot home and meet the Design Guidelines, such as:

- A streetscape that is sensitive to the character and rhythm of the neighbourhood.
- Horizontal features and smaller elements to visually reduce the size.
- Stepping back of second floor roof line to create an impression of 1.5 stories instead of 2.
- Roof detail, pattern changes and proportional windows for visual character.
- Heritage color and material finishes to harmonize with the area.

Landscape

In the new home, the front yard creates a welcoming street connection by combining soft landscaping of drought tolerant native plantings against the traditional picket style fence. This fence is mimicked and matches that of the existing duplex along both street frontages. Side and rear yard fences are 6' panels for outdoor privacy.

Most trees being removed are because of poor health, and is welcomed by the east neighbour who often has large dead branches falling into their driveway. One tree is being removed from the SFD lot to accommodate the new home and is being replaced with a Milky Way Dogwood in the south east corner. One cedar tree is being removed to accommodate parking.

Apart from the rear patio and entry sidewalk of the SFD, there is no hardscape. The pathway to the rear yard is flagstone to support sustainable landscape design. The remainder of the site is plantings and grass.

There is no extensive landscaping required for the existing duplex apart from maintenance and basic cleanup.

An arborists report identifying all trees was submitted with the original application and is included again with this application. Additionally, Talbot and McKenzie provided an updated review (July 16, 2105) of the Robina Trees in the road dedication area identifying these trees are reasonably healthy and require no special maintenance.

Green Building Features

- Retaining existing duplex
- Providing secure bike storage and guest bicycle parking
- Drought tolerant, native plantings, flagstone pathways, pavers for patio
- Energy Star Windows
- Energy Star Appliances
- Use of non HCFC expanding foam around window and door openings
- Fibreglass Exterior Doors
- Natural Hardi Exterior Siding
- Minimum 30 year warranty of roofing material
- MDF casing and baseboard trim (reducing reliance on old growth forest products)
- Installation of hardwired carbon monoxide detector to ensure air quality
- Low Formaldehyde insulation, subfloor sheathing, exterior sheathing, insulation, carpet underlayment and cabinetry.
- Low VOC Interior paints
- Programmable Energy Star thermostat
- Energy Star ventilation fans
- Toilets CSA approved, 4.8L flush volume or less
- Low flow faucets and shower valves

Summary

Thank you for taking time to read through this detailed report. I trust I have adequately addressed the concerns raised at the July 2014 Public Hearing and respectfully ask Mayor and Council to approve my request to rezone 2035 Stanley. To summarize, here's why:

1. Victoria is a built out city with little land left to create additional housing to meet the demands of population growth.
2. The road dedication program for this property is impractical and hampers the development potential of this valuable corner lot.
3. The minor variances are not precedent setting and do not negatively impact the design, siting, massing, and character of the new home and have no impact on the livability of the existing duplex.
4. The proposal is a creative solution to available land in an area where the OCP supports small lot infill.
5. It is a centrally located property with a very high walk score making it practical for residents to seek alternate transportation options.
6. Fernwood will have a beautiful new home to welcome another family to its community 😊

Sincerely,
Kim Colpman



Fernwood Community Association

1923 Fernwood Road,
Victoria, B.C., V8T 2Y6

(250) 384-7441

Email: landuse@thefcaca

September 10, 2015

Mayor and Council
City of Victoria
#1 Centennial Square
Victoria, B.C. V8W 1P6

Re: 2035 Stanley Street Rezoning Application (REZ00489)

Dear Mayor and Council;

The Fernwood Community Association held the Official Community Meeting for this proposed development in the main hall at 1923 Fernwood Road on July 7, 2015. No Preliminary Community Meeting was held concerning this proposal.

The proposal is to divide this R1-B property that currently has a legal non-conforming up and down duplex into two site specific zones. One new zone will retain the duplex and the second zone will allow for the construction of a new small lot home.

This proposal requires a number of significant variances that in our opinion would set a precedent that erodes the spirit of both the small lot and duplex zones. Additionally the Fernwood Community Association has adopted the following planning guideline concerning the small lot zone.

The criteria for small lot developments are already generous by allowing houses to be built on smaller lots with smaller set-backs. As a result requests for variances that enlarge the footprint of the house significantly – therefore reducing required set-backs - are not supported. Modest variances to allow for steps, small porches or bay windows will be considered by the land use committee, in consultation with neighbours, on a case by case basis.

The above concern would logically also apply to the duplex zone requested.

Another way to make better use of this lot and also increase the supply of affordable rental housing would be for the City to allow the construction of a one storey garden suite on this site with appropriate off street parking for both residences. This would also address the concern some neighbours have about parking. When looking at parking we believe it is important to look at the number of houses in the immediate vicinity that currently do not have off-street parking. A review of this kind would also need to consider the number of legal and illegal suites in the immediate area. Neighbours of this rezoning application have reported that a number of such suites exist including more than one per lot. Requesting the City enforce its current guidelines concerning such suites could inadvertently lead to a reduction in affordable rental housing. The neighbourhood currently seems to have the ability to accommodate these secondary suites as well as, potentially, an additional yet compact rental unit on the property in question with appropriate parking. Conversely, this rezoning proposal with its larger building footprint and reduced parking could upset that balance.

Additionally concern has been expressed that the proposed new building, with its outside entrance to the basement, could invite the development of an illegal secondary suite.

Sincerely,

Naomi Simpson per David Maxwell

David Maxwell
Chair, Land Use Committee
Fernwood Community Association

Pc: Sustainable Planning and Community Development Department,
City of Victoria



Talbot Mackenzie & Associates

Consulting Arborists

July 16, 2015

K.J. Colpman
967 Bank Street
Victoria, BC V8S 4B1

Re: Robinia trees in municipal road dedication at 2035 Stanley Avenue

During our recent site visit, at your request, we visually inspected the health and structural characteristics of the above ground portions of three Robinia psuedoacacia trees numbered 0337, 0349 and 0350 located within the property boundaries, but where they will be in the area of a proposed road dedication on the frontages of Stanley Avenue and Pembroke Street.

All three trees appear reasonably healthy with no fruiting bodies or other indicators of the presence of wood root decay pathogens in evidence. There was also no soil cracking, heaving, root plate lifting or any other indicators of root plate instability observed at the time of this site visit, and the structural characteristics of the three trees observed is typical of most Robinia trees of this size and age.

Our assignment did not include taking resistograph readings, increment core samples or other detailed structural analysis, and while we did not observe any visual evidence of the presence of large cavities nor did we observe evidence of health decline or the presence of disease pathogens or infestations of insect pests, the canopy of Robinia #350 is covered in a dense layer of English Ivy, making it difficult to inspect the structure of the tree beneath this layer of ivy growth.

The growth characteristics observed in #349 are common for this tree species, where the tree develops multiple stems and growth leaders that have narrow angles of attachment, making them susceptible to failure during severe weather conditions or when decay is present at these stem unions.

Our visual inspection did not find any evidence to indicate that the health of any of the trees observed are in decline or that they pose an immediate risk; however, trees of this species do require pruning on a cyclical basis throughout their life to reduce weight from the major stems and limbs as a method of reducing the risk of stem failure and to correct structural defects as they occur. It appears that Robinia #339 has been pruned historically to remove some of the stems that had a weakness present at the unions, but we anticipate that additional pruning will be required on a 5 year pruning cycle to address any re-occurring structural defects and to reduce the risk of failure of the multiple competing stems.

Box 48153 RPO Uptown
Victoria, BC V8Z 7H6
Ph: (250) 479-8733 ~ Fax: (250) 479-7050
Email: treehelp@telus.net

..../2

It is our opinion that in future years the trees are likely to have maintenance requirements similar to other mature Robinia trees that are part of the municipal tree resource.

Please do not hesitate to call us at 250-479-8733 should you have any further questions.
Thank You.

Yours truly,
Talbot Mackenzie & Associates



Tom Talbot & Graham Mackenzie
ISA Certified & Consulting Arborists

Disclosure Statement

Arborists are professionals who examine trees and use their training, knowledge and experience to recommend techniques and procedures that will improve the health and structure of individual trees or group of trees, or to mitigate associated risks.

Trees are living organisms, whose health and structure change, and are influenced by age, continued growth, climate, weather conditions, and insect and disease pathogens. Indicators of structural weakness and disease are often hidden within the tree structure or beneath the ground. It is not possible for an arborist to identify every flaw or condition that could result in failure nor can he/she guarantee that the tree will remain healthy and free of risk.

Remedial care and mitigation measures recommended are based on the visible and detectable indicators present at the time of the examination and cannot be guaranteed to alleviate all symptoms or to mitigate all risk posed.



Talbot Mackenzie & Associates

Consulting Arborists

June 07, 2012

Phil Large
607 Vancouver Street
Victoria, BC V8V 3T9

Re: Tree Retention Report for 2035 Stanley Avenue

Assignment: Prepare a tree retention report to be used during the construction of an additional residence on the property at 2035 Stanley Avenue.

Methodology: For this purpose we reviewed the site plan and layout of the building, driveway and parking footprints. During a June 06, 2012 site visit we examined and documented the tree resource on the property. For ease of identification in the field, each tree onsite was identified using a numeric metal tag attached to the lower trunk. Information such as tree species, size (dbh), Protected root zone (PRZ), Critical root zone (CRZ), health and structural condition, relative tolerance to construction impacts and general remarks and recommendations was recorded in the attached tree resource spreadsheet.

Tree Resource: The tree resource consists mainly of non-bylaw protected exotic tree species. Two (2) bylaw-protected Robinia trees grow on the property, where they are away from the general area of construction and where they are unlikely to be impacted.

Proposal: The proposal as outlined in the plans is to construct an additional residence on the east side of the lot and to widen the existing driveway to accommodate additional off street parking.

Potential impacts on the tree resource: From the information compiled during our site examination we have determined that it will not be necessary to remove any trees of bylaw-protected size to accommodate this proposal.

We are recommending that the following non bylaw-protected trees that will be impacted by the proposal be removed.

- Tree of heaven #0344 and #0346 – a tree species with an aggressive root system that makes it unsuitable to retain close to houses, hardscape and underground services.
- Douglas-fir #0343 – a tree species that has a low tolerance to construction impacts and is unlikely to survive.
- Big Leaf maple #0342 – that is infected with a wood decay pathogen
- Larch #0347 and Chamaecyparis #0348 – that are located within the footprint for the expanded parking area.

The plans indicate that the remaining trees on the property are to be retained.

Excavation: The proposed building footprint is located where the excavation will not impact the bylaw-protected trees on the property.

Blasting and rock removal: We do not anticipate that any explosive blasting will be required on this site. If blasting is required, it is located where there is unlikely to be any impact on the bylaw-protected trees.

Grade changes: Any proposed grade changes are outside of the critical root zones of the bylaw-protected trees.

Pruning: The pruning of bylaw-protected trees should not be required to accommodate or attain clearance from the proposed new residence or aboveground services now or in future years. Any pruning that is required will be for the benefit of tree health or to address existing structural defects.

Servicing: We did not review the servicing drawings for the purpose of this report. It should be possible, however to install both the aboveground and underground services without impacting the bylaw-protected trees. Should it be determined that underground services must be upgraded or replaced near the bylaw-protected trees, their location and potential impacts must be reviewed by the Project Arborist.

Off site work: We have not been informed of any requirements to up grade or replace the offsite services or any of the municipal infrastructure. We also do not anticipate any alterations to the drainage patterns that would impact bylaw-protected or municipal trees.

Mitigation of Impacts: It is our opinion that the proposal as reviewed in the plans that were supplied is unlikely to impact any of the bylaw-protected or municipal trees. Any of the non bylaw-protected trees that you wish to retain should be isolated from the construction impacts by erecting barrier fencing.

- **Barrier fencing:** Areas, surrounding the trees to be retained, should be isolated from the construction activity by erecting protective barrier fencing. Where possible, the fencing should be erected at the perimeter of the critical root zones or at the edge of the canopy dripline. **We also recommend erecting barrier fencing along the west edge of the proposed parking area to isolate the adjacent bylaw-protected Robinia tree #0349 from accidental encroachment on its root zone.**

The barrier fencing to be erected must be a minimum of 4 feet in height and constructed of solid material or flexible safety fencing that is attached to wooden or metal posts. If a flexible fencing material is used, the top and bottom of the fencing must be secured to the posts by a wire or board that runs between these posts. The fencing must be erected prior to the start of any construction activity on site (i.e. demolition, excavation, construction), and remain in place through completion of the project. Signs should be posted around the protection zone to declare it off limits to all construction related activity. The project arborist should be consulted before this fencing is removed or moved for any purpose.

Conclusion: It is our opinion that the construction as proposed in the plans that were supplied will not have a detrimental impact on the bylaw-protected trees on the property or on any municipal trees.

Please do not hesitate to call us at 250-479-8733 should you have any further questions. Thank you.

Yours truly,

Tom Talbot & Graham Mackenzie
ISA Certified, & Consulting Arborists

CC – Nigel Banks

Disclosure Statement

Arborists are professionals who examine trees and use their training, knowledge and experience to recommend techniques and procedures that will improve the health and structure of individual trees or group of trees, or to mitigate associated risks.

Trees are living organisms, whose health and structure change, and are influenced by age, continued growth, climate, weather conditions, and insect and disease pathogens. Indicators of structural weakness and disease are often hidden within the tree structure or beneath the ground. It is not possible for an arborist to identify every flaw or condition that could result in failure nor can he/she guarantee that the tree will remain healthy and free of risk.

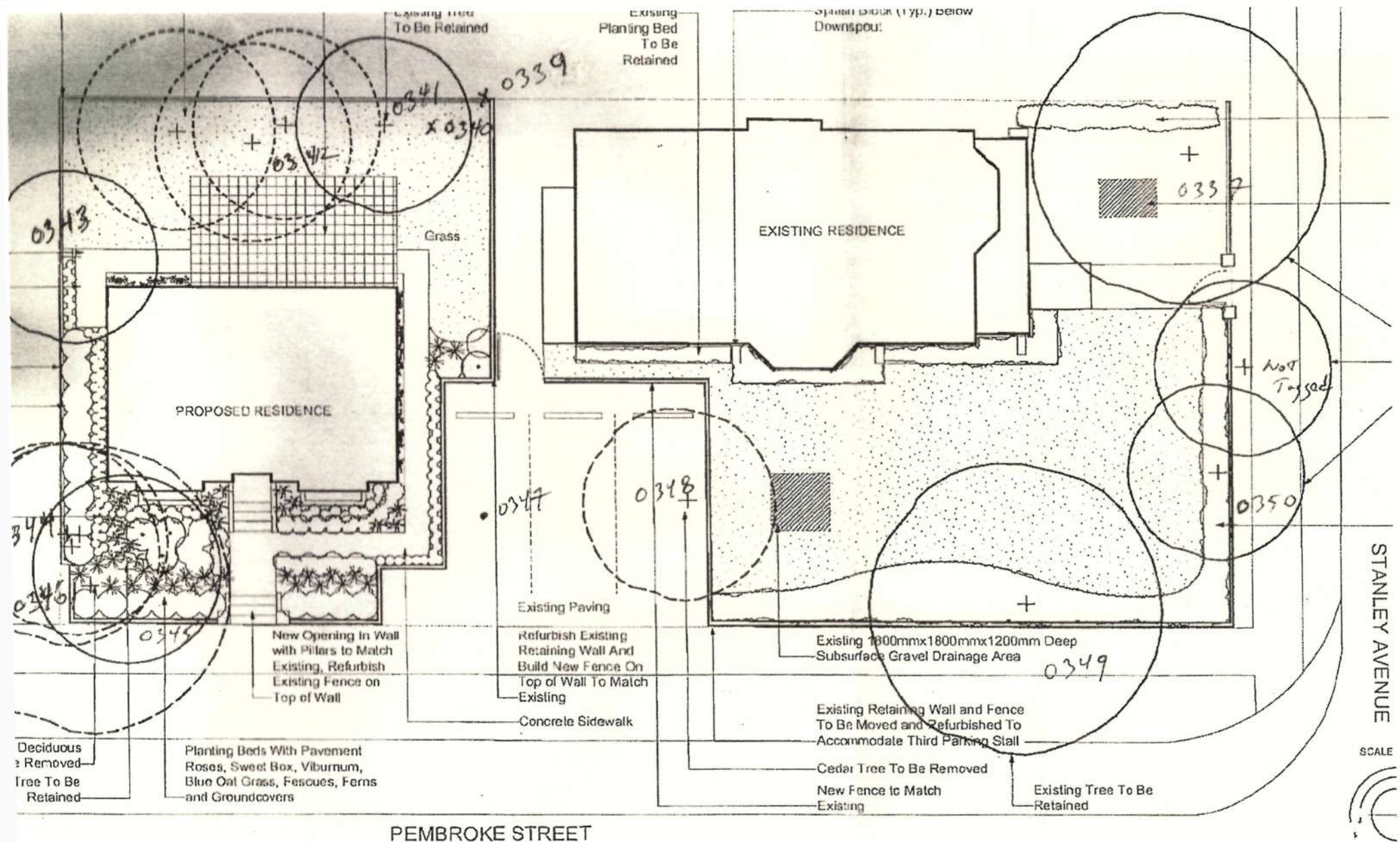
Remedial care and mitigation measures recommended are based on the visible and detectable indicators present at the time of the examination and cannot be guaranteed to alleviate all symptoms or to mitigate all risk posed.

TREE RESOURCE
for
2035 Stanley Avenue

Tree #	d.b.h. (cm)	Species	PRZ	CRZ	Crown Spread(m)	Condition Health	Condition Structure	Relative Tolerance	Remarks / Recommendations
0339	9, 10, 12	Tree of heaven	N/A	2.0	4.0	Good	Fair	good	Tri-dominant, ivy covered trunk, located partially on neighbouring property at 2027 Stanley Avenue.
0340	7, 8	Mountain ash	N/A	2.0	2.0	Fair	Poor	good	Co-dominant, 1 dead stem, suppressed.
0341	23	Chamaecyparis	N/A	2.3	4.0	Fair	Fair	good	Deflected top.
0342	39, 47	Big Leaf maple	N/A	8.5	11.0	Fair	Poor	moderate	Co-dominant, large hangers, 1 stem heavily decayed, <i>Ganoderma</i> fruiting bodies on both stems, heavily pruned. Poor specimen.
0343	52	Douglas-fir	N/A	8.0	6.5	Fair	Fair	poor	Epicormic growth, end-weighted limbs.
0344	40, 42	Tree of heaven	N/A	12.0	6.5	Fair	Fair	good	Included bark, tri-dominant, may be shared tree. Poor species to retain in residential area.
0345	multiple Stems	Mountain ash	N/A	3.0	3.0	Fair	Fair	good	9 stems between 8 - 10 cm diameter, growing near base of 0344.
0346	50	Tree of heaven	N/A	5.0	10.0	Fair	Fair	good	Located at Northeast corner of property, recent limb failure. Poor species to retain in residential area.
0347	20	Larch	N/A	2.0	4.0	Fair	Fair	good	Growing at base of retaining wall.
0348	25	Chamaecyparar	N/A	2.5	4.5	Fair	Fair	good	Growing at base of retaining wall.
0349	170	Robinia	15.0	12.0	11.5	Fair	Fair	good	10 stems, union above dbh, crossing stems, narrow unions, history of large stem removal.
0350	36	Robinia	N/A	4.0	8.0	Fair	Fair	good	One-sided canopy, included bark.

**TREE RESOURCE
for
2035 Stanley Avenue**

<i>Tree #</i>	<i>d.b.h. (cm)</i>	<i>Species</i>	<i>PRZ</i>	<i>CRZ</i>	<i>Crown Spread(m)</i>	<i>Condition Health</i>	<i>Condition Structure</i>	<i>Relative Tolerance</i>	<i>Remarks / Recommendations</i>
0337	130	Robinia	15.0	10.0	11.0	Fair	Fair	good	End-weighted limbs, ivy covered. Recommend ivy removal to examine structure more closely.
no tag	30	plum	5.4	3.0	4.0	Fair	Fair	good	Municipal tree, pruning wounds.



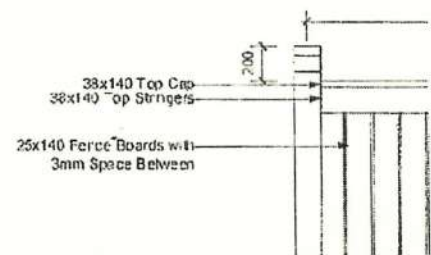
Recommended Nursery Stock

Shrubs	Botanical Name	Common Name	Size
	<i>Taxus brevifolia</i> 'Fastigiata'	Irish Yew	#5 pot, 1.5m fit
Shrubs	Botanical Name	Common Name	Size
	<i>Viburnum nitidum</i> 'Spring Bouquet'	Spring Bouquet Viburnum	#5 pot
Trees	Botanical Name	Common Name	Size

Perennials, Annuals and Ferns
Total: 07
<i>Blechnum spicatum</i> <i>Festuca glauca</i> <i>Helleborus viridis</i>

Groundcovers
Total: 04
<i>Pachysandra terminalis</i>

Common Name	Size
Deer Fern	#1 pot
Common Blue Fescue	#1 pot
Blue Oat Grass	#1 pot
Common Name	Size
Pachysandra	#1 pot



Key to Headings in Resource Table

d.b.h. – **diameter at breast height** - diameter of trunk, measured in centimetres at 1.4 metres above ground level

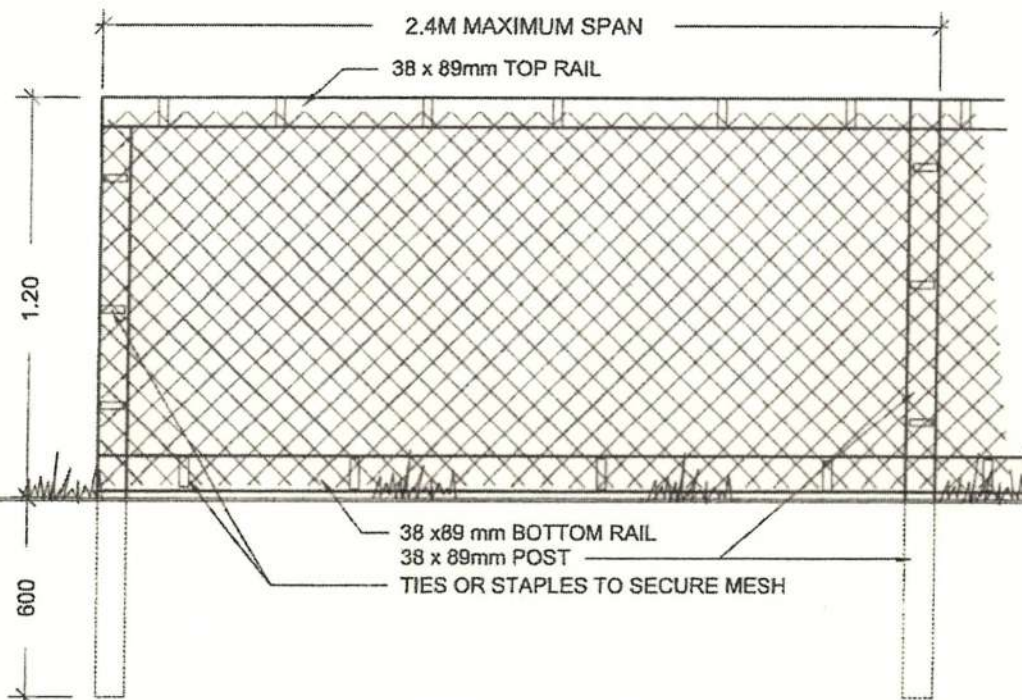
PRZ – **protected root zone** - the area of land surrounding a bylaw-protected tree that contains the bulk of the critical roots of the tree. Indicates the radius of a circle of protected land, measured in metres, calculated by multiplying the diameter of the tree by 18.

CRZ – **critical root zone** - estimated optimal size of tree protection zone based on tree species, condition and age of specimen and the species tolerance to root disturbance. Indicates the radial distance from the trunk, measured in metres.

Condition health/structure –

- Good – no visible or minor health or structural flaw
- Fair – health or structural flaw present that can be corrected through normal arboricultural or horticultural care.
- Poor – significant health or structural defects that compromise the long-term survival or retention of the specimen.

Relative Tolerance – relative tolerance of the selected species to development impacts.



TREE PROTECTION FENCING
 FENCE WILL BE CONTRUCTED USING
 38 X 89 mm (2"X4") WOOD FRAME:
 TOP, BOTTOM AND POSTS. *
 USE ORANGE SNOW-FENCING MESH AND
 SECURE TO THE WOOD FRAME WITH
 "ZIP" TIES OR GALVANIZED STAPLES

* IN ROCKY AREAS, METAL POSTS (T-BAR
 OR REBAR) DRILLED INTO ROCK WILL BE
 ACCEPTED

DETAIL NAME:

TREE PROTECTION FENCING

DATE: Oct 30/07
 DRAWN: DM
 APP'D: RR
 SCALE: N.T.S.

E105
 DRAWING

Received
City of Victoria
JUL 30 2015
Planning & Development Department
Development Services Division

Victoria City Council - 26 Jun 2014

1409	1413	1417	1421	1427	1429	1437	1445	1447	1453
1344	1350	1356	1360/62	1400	1404 S	1406	1414	1418	1422
PEMBROKE ST									
1347	1353/55	2028	2026	2035	2027	2021	2013	1413	1417
2024	2018	2010	1400	1414	1422	1426	1421		
1348	1358								
STANLEY AV									



2035 Stanley Street
Rezoning #00350
Bylaw #



**SUMMARY
SMALL LOT HOUSE REZONING PETITION**

I, Kim Wolpman, have petitioned the adjacent neighbours* in compliance with
(applicant)

the *Small Lot House Rezoning Policies* for a small lot house to be located at 2035 Stanley
(location of proposed house)

and the petitions submitted are those collected by JULY 28 2015.**
(date)

Address	In Favour		Opposed		Neutral (30-day time expired)	
	OWN	RENT	OWN	RENT	OWN	RENT
1413 Rembroke *other correspondence attached	✓					
1406 Rembroke	✓					
1408 Rembroke	✓					
1410 Rembroke	✓					
1404 Rembroke (current)		✓			✓	
1404 Rembroke (new owner Aug 10)	✓					
1400 Rembroke			✓			
2026 Stanley	✓					
2028 Stanley		✓				
2026 Stanley	✓					
2027 Stanley	✓					
2027 Stanley		✓				
1360/1362 Rembroke					✓✓	
1362 Rembroke						✓

SUMMARY	Number	%
IN FAVOUR	11	92%
OPPOSED	1	8%
TOTAL RESPONSES	12	100%

*Do not include petitions from the applicant or persons occupying the property subject to rezoning.

**Note that petitions that are more than six months old will not be accepted by the City. It is the applicant's responsibility to obtain new petitions in this event.

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim Colpman, am conducting the petition requirements for the
(print name)

property located at 2035 Stanley Victoria B.C.

to the following Small Lot Zone: R1-S2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. Please do not include your phone number or email address.

Please review the plans and indicate the following:

NAME: (please print) DAVID + CAROLYN BERRY (see note above)

ADDRESS: 1413 PEMBROKE ST.

Are you the registered owner? Yes ☒ No ☐

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

We feel this design is a significant
improvement over the one proposed
previously.

June 17 / 15
Date

[Signature]
Signature

June 17, 2015

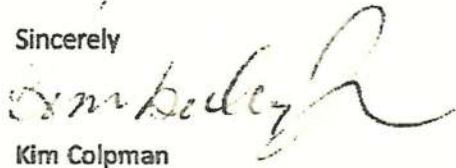
Follow Up Meeting with David and Carolyn Berry Re: 2035 Stanley

On March 23, 2015, I met with Mr. and Mrs. Berry to discuss changes to our Proposal at 2035 Stanley, Victoria BC. David and Carolyn Berry are the contiguous neighbours to the east, living at 1413 Pembroke Street. A signed letter from March 23, 2015 is attached, indicating their acceptance of these changes.

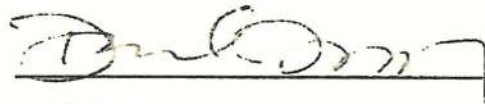
Subsequent to this meeting, additional changes were made to the design. We contracted Zebra Design to prepare electronic CAD drawings for our Rezoning Submission Package (previously submitted hand drawn plans). Zebra Design consultants highlighted ways to make our design better, and to provide what we believe is an even more pleasing addition to the neighbourhood. Their suggestions have been incorporated into this new design, presented today to Mr. and Mrs. Berry. A copy of which was left for their records.

Mr. and Mrs. Berry have reviewed, and are satisfied with, the updated proposal. We have maintained the windows on the east and west sides at their request, as this is an important design feature from their site line perspective.

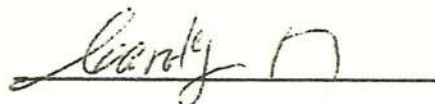
Sincerely



Kim Colpman



David Berry



Carolyn Berry

March 23, 2015

Meeting with David and Carol Barry Re: 2035 Stanley

After meeting with Mr. and Mrs. Barry and discussing their concerns, the following changes were made to our Proposal at 2035 Stanley, Victoria BC. David and Carol Barry are the contiguous neighbours to the east, living at 1413 Pembroke Street:

1. Design modified to include windows on side walls (east and west elevations) to eliminate 'blank' wall look. Windows will provide interest to the design and respect the privacy of the neighbours.
2. Incorporated a hedge along the southeast portion of the backyard and against the 6' fence to provide additional privacy and sound barriers.
3. Reduced the size of the patio from 20x12 to 12 x 12 to keep outdoor BBQ activity further away from Mr. and Mrs. Barry's property.

Mr. and Mrs. Barry also expressed other concerns which we have discussed.

1. A full bathroom in the lower floor may invite 'rental'.
 - This home is marketed toward families and as such must provide sufficient facility. A second full bathroom is an essential feature.
2. Blasting near their home.
 - Should blasting be necessary it will be carried out by professionals who are expert in mitigating damage to secondary properties. In the past, we have had no issues.
3. Existing Duplex needs attention.
 - This past summer, the fence was restored and painted. As well the yard was cleaned up. Should the rezoning be approved, we will be painting the exterior of the existing home as well.

Sincerely,

Kim Colpman

We have read the above letter and are satisfied with the changes Kim Colpman has made to her proposal for 2035 Stanley.

David Berry

Carol Barry

WE ALSO FEEL THE WINDOWS ADDED TO THE FACADE ON OUR SIDE IS AN ESSENTIAL COMPONENT TO OUR SATISFACTION WITH THE DEVELOPMENT.

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim Coleman (print name), am conducting the petition requirements for the

property located at 2035 Stanley, Victoria B.C.

to the following Small Lot Zone: R1-S2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. Please do not include your phone number or email address.

Please review the plans and indicate the following:

NAME: (please print) Dede Hunter - owner of (see note above)

ADDRESS: 1406 Pembroke St (1406 & 1410 Pembroke Trl)

Are you the registered owner? Yes ☒ No ☐

no tenants at the moment due to renovations

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

June 17/15
Date

Dede Hunter
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim Simpson (print name), am conducting the petition requirements for the

property located at 2035 Stanley

to the following Small Lot Zone: RS2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. **Please do not include your phone number or email address.**

Please review the plans and indicate the following:

NAME: (please print) Jaeger Nulcher (see note above)

ADDRESS: 1404 Pembroke St

Are you the registered owner? Yes ☐

No ☒

- Family Home (owned)

RENTED.
Daughter of
owner.

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

July 12, 2015

Date

[Signature]
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim Coleman (print name), am conducting the petition requirements for the

property located at 2035 Stanley

to the following Small Lot Zone: RS2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. **Please do not include your phone number or email address.**

Please review the plans and indicate the following:

NAME: (please print) Dr. Naicker (see note above)

ADDRESS: 1404 Rembride

Are you the registered owner? Yes ☒ No ☐

I have reviewed the plans of the applicant and have the following comments:

☐ I support the application.

NEUTRAL

☐ I am opposed to the application.

Comments:

Owner contacted by phone (live out of province). Home
has been sold. New owners take possession mid-August 2015
Therefore their position is neutral. I (Kim Coleman)
am trying to connect with new owners. Their realtor has
been sent a copy of our rezoning proposal and asked
to share it with new owners and to contact me.

Date

[Signature] (for Dr. Naicker - 250-362 2348)
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

KIM CAPMAN
(print name)

, am conducting the petition requirements for the

property located at

2035 STANLEY AVE.

to the following Small Lot Zone:

R1-S2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. Please do not include your phone number or email address.

Please review the plans and indicate the following:

NAME: (please print)

ALIK TATARYN (see note above)

ADDRESS:

1404 PEMBROKE

Are you the registered owner?

Yes ☒

No ☐

NEW OWNER

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

JULY 28/2015
Date

[Signature]
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

_____, am conducting the petition requirements for the
(print name)

property located at 2035 STANLEY AVE.

to the following Small Lot Zone: _____

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. Please do not include your phone number or email address.

Please review the plans and indicate the following:

NAME: (please print) MIK TATAROV (see note above)

ADDRESS: 1404 PEMBROKE

Are you the registered owner? Yes ☒ No ☐

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

JULY 28/2015
Date

[Signature]
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I

Kim Colman am conducting the petition requirements for the
(print name)

property located at 2035 Stanley, Victoria, BC

to the following Small Lot Zone: RS2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. **Please do not include your phone number or email address.**

Please review the plans and indicate the following.

NAME (please print) Julia (Julie) Lommerse (see note above)

ADDRESS: 1400 Pembroke St

Are you the registered owner? Yes ☒ No ☐

I have reviewed the plans of the applicant and have the following comments:

☐ I support the application.

☒ I am opposed to the application.

Comments:

We're not opposed to any development on this site -- but we are opposed to the current proposal on the table for these reasons:

1. No Parking for New Home: no additional stalls have been proposed over and above the 2 which are on the site serving the 2 units of the duplex. For a house of this size then a minimum of 1-2 stalls should be provided.
2. Sq. footage of house is too large for the lot: If house were scaled back then there would be room for required parking and adequate green space. Perhaps a small cottage style home/coach house?

July 18, 2015

Date

[Signature]
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim O'Brien
(print name)

am conducting the petition requirements for the

property located at 2035 Stanley

to the following Small Lot Zone: RS2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. Please do not include your phone number or email address.

Please review the plans and indicate the following:

NAME: (please print) _____ (see note above)

ADDRESS: 1360/1362 Rembrake

Are you the registered owner? Yes ☐ No ☐

I have reviewed the plans of the applicant and have the following comments:

☐ I support the application.

☐ I am opposed to the application.

NEUTRAL

Comments:

Residents were not interested in reviewing the proposal and indicated they had no comment.

July 20, 2015
Date

Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim (Alman) (print name), am conducting the petition requirements for the

property located at 2035 Stanley

to the following Small Lot Zone: RS2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. Please do not include your phone number or email address.

Please review the plans and indicate the following:

NAME: (please print) John Vizlaci (see note above)

ADDRESS: 2026/2020 Stanley Ave.

Are you the registered owner? Yes ☒ No ☐

LIVES IN 1 SUITE, RENTS THE OTHER

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

ensure that there is adequate off-street
parking

July 23, 2015
Date

[Signature]
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim Wolman, am conducting the petition requirements for the
(print name)

property located at 2035 Stanley

to the following Small Lot Zone: RS2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. **Please do not include your phone number or email address.**

Please review the plans and indicate the following:

NAME: (please print) ANDREW McMULLAN (see note above)

ADDRESS: 3358 SALSBURY WAY. V8P3K3

Are you the registered owner? Yes ☒ No ☐ of 2027 Stanley

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

25 JUNE 15
Date

Andrew McMullan
Signature

SMALL LOT HOUSE REZONING PETITION

In preparation for my rezoning application to the City of Victoria, I,

Kim Coleman, am conducting the petition requirements for the

property located at 2035 Stanley, Victoria BC

to the following Small Lot Zone: R1-S2

The City of Victoria's Small Lot Rezoning Policy requires that the applicant poll voting age residents and owners of neighbouring lots to determine the acceptability of the proposal. Please note that all correspondence submitted to the City of Victoria in response to this Petition will form part of the public record and will be published in a meeting agenda when this matter is before Council. The City considers your address relevant to Council's consideration of this matter and will disclose this personal information. However, if for personal privacy reasons you do not wish to include your name, please indicate your address and indicate (yes or no) if you are the registered owner. Please do not include your phone number or email address.

Please review the plans and indicate the following:

NAME: (please print) CASEY JORDAN (see note above)

ADDRESS: 2024 STANLEY AVENUE

Are you the registered owner? Yes ☐ No ☒ RENTER

I have reviewed the plans of the applicant and have the following comments:

☒ I support the application.

☐ I am opposed to the application.

Comments:

06/19/2015
Date

[Signature]
Signature

SITE DATA - 2035 STANLEY AVE (PROPOSED LOT 1 - EXISTING DUPLEX)

LEGAL DESCRIPTION - PROPOSED LOT 1 OF LOT 1, SECTION 75, VICTORIA DISTRICT, PLAN 262
ZONING - SITE SPECIFIC (PROPOSED)

	PROPOSED	PROPOSED (EXCLUDING 1.5% REDIGATION)
LOT AREA	354.11 M ² (3066.02 FT ²)	304.08 M ² (3336.62 FT ²)
LOT WIDTH	16.54 M (54.43')	15.20 M (49.87')
LOT DEPTH (AVE.)	21.53 M (70.64')	20.14 M (66.06')
SETBACKS		
FRONT	6.26 M (20.54')	4.87 M (15.97')
REAR (TO HOUSE)	2.50 M (8.20')	2.50 M (8.20')
REAR (TO STAIRS)	1.50 M (4.92')	1.50 M (4.92')
SIDE (INTERIOR)	0.30 M (0.98')	0.30 M (0.98')
SIDE (EXTERIOR)	0.24 M (0.79')	0.85 M (2.82')
AVE. GRADE	28.94 M (94.95')	28.94 M (94.95')
BUILDING HEIGHT	7.10 M (23.25')	7.10 M (23.25')
STOREYS	2 STOREYS + BSMT	2 STOREYS + BSMT
FLOOR AREA		
UPPER FLOOR	64.71 M ² (751.00 FT ²)	64.71 M ² (751.00 FT ²)
MAIN FLOOR	64.02 M ² (693.00 FT ²)	64.02 M ² (693.00 FT ²)
LOWER FLOOR (BSMT)	71.45 M ² (734.00 FT ²)	71.45 M ² (734.00 FT ²)
1ST/2ND STOREYS, TOTAL	139.25 M ² (1656.00 FT ²)	139.25 M ² (1656.00 FT ²)
ALL FLOORS, TOTAL	231.14 M ² (2449.00 FT ²)	231.14 M ² (2449.00 FT ²)
TOTAL FLOOR AREA	139.25 M ² (1656.00 FT ²)	139.25 M ² (1656.00 FT ²)
FLOOR AREA RATIO	0.43	0.50
SITE COVERAGE	24.30 %	34.05 %
PARKING	1 SPACE	1 SPACE

EXISTING LOT (PRE-SUBDIVISION)	EXISTING	EXISTING (EXCLUDING 1.37M DEDICATION)
LOT AREA	606.99 M ² (6553.56 FT ²)	535.01 M ² (5750.61 FT ²)
LOT WIDTH	18.59 M (54.43')	15.20 M (49.87')
LOT DEPTH (AVG.)	36.37 M (119.95')	35.16 M (115.42')



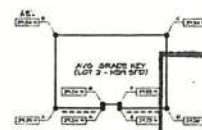
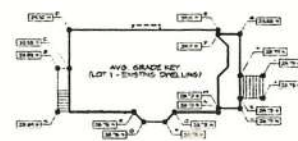
SITE DATA - 2095 STANLEY AVE (PROPOSED LOT 2 - NEW SFD)

LEGAL DESCRIPTION - PROPOSED LOT 2 OF LOT 1, SECTION 75, VICTORIA DISTRICT, PLAN 262
ZONING - R1-52 (PROPOSED)

	REQUIRED	PROPOSED	PROPOSED (EXCLUSIONS 1.59M DEDICATION)
<u>LQT AREA</u>	26,000 M ²	247,82 M ² (26,671.54 FT ²)	225,03M ² (24,221.11 FT ²)
		PROPOSED 1,684.54 VARIANCE	PROPOSED 14,849.54 VARIANCE
<u>LQT WIDTH</u>	10.00 M	16.88 M (55.34')	16.38 M (53.74')
<u>LQT DEPTH (AVG.)</u>		16.60 M (54.48')	15.21 M (49.90')
<u>SETBACKS</u>			
FRONT	6.00 M	4.14 M (13.75')	6.00 M (19.14')
REAR	6.00 M	4.00 M (13.12')	2.80 M (9.19')
SIDE (NT. - EAST)	150 M	152 M (500')	152 M (500')
TO 10' MIN. WIDEN	2.40 M	152 M (500')	152 M (500')
SIDE (NT. - WEST)	150 M	9.02 M (29.61')	9.02 M (29.61')
<u>AVG. GRADE</u>		2430 M (79.73')	2430 M (79.73')
<u>BUILDING HEIGHT</u>	7.50 M	7.56 M (24.15')	7.36 M (24.15')
<u>STORIES</u>	2 + BSMT	2 STOREYS + BSMT	2 STOREYS + BSMT
<u>FLOOR AREA</u>			
UPPER FLOOR		91.51 M ² (254.42 FT ²)	91.51 M ² (254.42 FT ²)
MAIN FLOOR		51.68 M ² (556.26 FT ²)	51.68 M ² (556.26 FT ²)
LOWER FLOOR (BSMT)		45.44 M ² (489.64 FT ²)	45.44 M ² (489.64 FT ²)
1ST AND 2ND STOREYS, TOTAL		102.14 M ² (1110.66 FT ²)	102.14 M ² (1110.66 FT ²)
ALL FLOORS, TOTAL		148.66 M ² (1600.36 FT ²)	148.66 M ² (1600.36 FT ²)
<u>TOTAL FLOOR AREA</u>	140,000 M ²	102.14 M ² (1110.66 FT ²)	102.14 M ² (1110.66 FT ²)
<u>FLOOR AREA RATIO</u>	0.60	0.416	0.454
<u>SITE COVERAGE</u>	40.00 %	24.40 %	26.46 %
<u>PARKING</u>	1 SPACE	1 SPACE	1 SPACE

Proposed Site Plan

LOT 1 (EXISTING DRAINAGE) - Average Grade Calculation							W/REACH OF DRAINAGE
SEWAGE	Start	Finish	Distance	Pressure	Flow	Unit	Notes
1	25.12	25.12	0	0	0	0	
2	25.12	25.12	0	0	0	0	
3	25.12	25.12	0	0	0	0	
4	25.12	25.12	0	0	0	0	
5	25.12	25.12	0	0	0	0	
6	25.12	25.12	0	0	0	0	
7	25.12	25.12	0	0	0	0	
8	25.12	25.12	0	0	0	0	
9	25.12	25.12	0	0	0	0	
10	25.12	25.12	0	0	0	0	
11	25.12	25.12	0	0	0	0	
12	25.12	25.12	0	0	0	0	
13	25.12	25.12	0	0	0	0	
14	25.12	25.12	0	0	0	0	
15	25.12	25.12	0	0	0	0	
16	25.12	25.12	0	0	0	0	
17	25.12	25.12	0	0	0	0	
18	25.12	25.12	0	0	0	0	
19	25.12	25.12	0	0	0	0	
20	25.12	25.12	0	0	0	0	
21	25.12	25.12	0	0	0	0	
22	25.12	25.12	0	0	0	0	
23	25.12	25.12	0	0	0	0	
24	25.12	25.12	0	0	0	0	
25	25.12	25.12	0	0	0	0	
26	25.12	25.12	0	0	0	0	
27	25.12	25.12	0	0	0	0	
28	25.12	25.12	0	0	0	0	
29	25.12	25.12	0	0	0	0	
30	25.12	25.12	0	0	0	0	
31	25.12	25.12	0	0	0	0	
32	25.12	25.12	0	0	0	0	
33	25.12	25.12	0	0	0	0	
34	25.12	25.12	0	0	0	0	
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39	25.12	25.12	0	0	0	0	
40	25.12	25.12	0	0	0	0	
41	25.12	25.12	0	0	0	0	
42	25.12	25.12	0	0	0	0	
43	25.12	25.12	0	0	0	0	
44	25.12	25.12	0	0	0	0	
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46	25.12	25.12	0	0	0	0	
47	25.12	25.12	0	0	0	0	
48	25.12	25.12	0	0	0	0	
49	25.12	25.12	0	0	0	0	
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95	25.12	25.12	0	0	0	0	
96	25.12	25.12	0	0	0	0	
97	25.12	25.12	0	0	0	0	
98	25.12	25.12	0	0	0	0	
99	25.12	25.12	0	0	0	0	
100	25.12	25.12	0	0	0	0	
						FINISHED	
						AVERAGE GRADE	
						25.12	

[illegible]

DRAWING LIST:

SKO.1	SITE PLAN AND DATA
SK1.1	LOT 1 FLOOR PLANS 4 ELEVATIONS
SK2.1	LOT 2 FLOOR PLANS 4 ELEVATIONS
SK3.1	STREETSCAPES
SUPP.	LANDSCAPE PLAN



Received
City of Victoria

JUL 30 2015

Planning & Development Department
Development Services Division

ISSUED FOR
REZONING & DP
JUNE 17, 2015

ZEBRADESIGN

1161 NEWPORT AVE
Victoria, B.C. V8S 5E6
Phone: (250) 360-2144
Fax: (250) 360-2115

Drawn By: K. KOSHMAN

Date: June 17, 2015

Scale: AS NOTED

Project:

PROPOSED 2-LOT
SUBDIVISION

2035 STANLEY AVE.

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SITE PLAN &

SITE DATA

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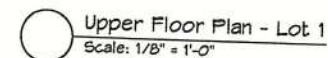
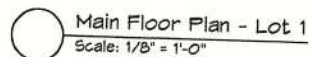
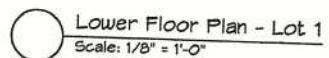
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Proj. No. TSD



 Elevations - Lot 1
Scale: 1/8" = 1'-0"

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Planning & Development Department
Development Services Division

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JUNE 17, 2015

ZEBRADESIGN

1161 NEWPORT AVE
Victoria, B.C. V8S 5E6
Phone: (250) 360-2144
Fax: (250) 360-2115

Drawn By: K. KOSHMAN

Date: June 17, 2015

Scale: AS NOTED

Project: _____

PROPOSED 2-LOT
SUBDIVISION
2035 STANLEY AVE.

Title:
LOT 1
FLOOR PLANS &
ELEVATIONS

Revision:	Sheet:
	SK
	1.1

Proj. No. TBS



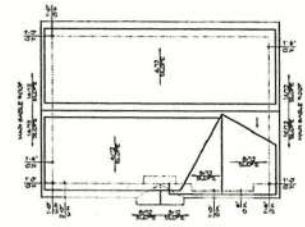
Lower Floor Plan - Lot 2
Scale: 1/8" = 1'-0"



Main Floor Plan - Lot 2
Scale: 1/8" = 1'-0"



Upper Floor Plan - Lot 2
Scale: 1/8" = 1'-0"



Roof Plan - Lot 2
Scale: 1/8" = 1'-0"



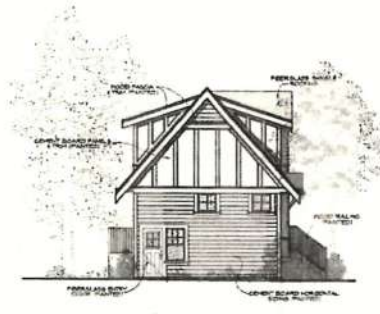
FRONT ELEVATION
(PEMBROKE ST.)



WEST SIDE ELEVATION



REAR ELEVATION



EAST SIDE ELEVATION

Elevations - Lot 2
Scale: 1/8" = 1'-0"

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Date: June 17, 2015

Scale: AS NOTED

Project:
PROPOSED 2-LOT
SUBDIVISION
2035 STANLEY AVE

Title:
LOT 2
FLOOR PLANS &
ELEVATIONS

Revision: Sheet:
SK
2.1
Proj. No. TBD



Streetscape - Pembroke St.
Scale: 1/8" = 1'-0"



Streetscape - Stanley Ave
Scale: 1/8" = 1'-0"

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Date: June 17, 2015

Scale: AS NOTED

Project:

PROPOSED 2-LOT
SUBDIVISION
2035 STANLEY AVE

Title:
STREETSCAPES

Revision: Sheet:

SK
3.1

Proj. No. TBD



SCALE - 1:25

PROJECT

DATE June 12, 2015 1 of 1
SHEET