



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Municipal Hall
1229 Esquimalt Road
Esquimalt, B.C. V9A 3P1

Legislation Details (With Text)

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Title: Rezoning Application – 820 Dunsmuir Road, Staff Report No. APC-21-017

Sponsors:

Indexes:

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Attachments: 1. Appendix A - Aerial Map, 2. Appendix B - Architectural Drawings and Landscape Plan, 3. Appendix C - Green Building Checklist, 4. Appendix D - Construction Impact Assessment and Tree Preservation Plan, 5. Appendix E - Applicant Presentation

Date	Ver.	Action By	Action	Result
10/19/2021	1	Advisory Planning Commission	denied	Fail

REQUEST FOR DECISION

DATE: July 13, 2021

Report No. APC-21-017

TO: Chair and Members of the Advisory Planning Commission

FROM: Alex Tang, Planner and Bill Brown, Director of Development Services

SUBJECT:

Rezoning Application - 820 Dunsmuir Road

RECOMMENDATION:

That the Esquimalt Advisory Planning Commission recommends to Council that the rezoning application to authorize the proposed development of a 7-unit townhouse residential building consistent with the architectural plans provided by Victoria Design Group, stamped "Received September 21, 2021", and landscape plan provided by LADR Landscape Architects, stamped "Received September 21, 2021", to be located at 820 Dunsmuir Road [PID 009-205-802, Amended Lot 66 (DD239848I), Section 11, Esquimalt District, Plan 265] be forwarded to Council with a recommendation to either approve, approve with conditions, or deny the application including reasons for the chosen recommendation.

RELEVANT POLICY:

Official Community Plan Bylaw, 2018, No. 2922

Zoning Bylaw, 1992, No. 2050

Local Government Act

Declaration of Climate Emergency

Parking Bylaw, 1992, No. 2011

Development Application Procedures and Fees Bylaw, 2012, No. 2791
Advisory Planning Commission Bylaw, 2012, No. 2792
Subdivision and Development Control Bylaw, 1997, No. 2175
Green Building Checklist

STRATEGIC RELEVANCE:

Healthy, Livable and Diverse Community: Support community growth, housing, and development consistent with our Official Community Plan

BACKGROUND:

Appendix A: Aerial Map
Appendix B: Architectural Drawings and Landscape Plan
Appendix C: Green Building Checklist
Appendix D: Construction Impact Assessment and Tree Preservation Plan
Appendix E: Applicant's Presentation

PURPOSE OF APPLICATION:

The applicant is requesting a change in zoning from RD-3 [Two Family / Single Family Residential] to a Comprehensive Development District zone [CD]. This change is required to accommodate the proposed 7-unit townhouse residential building.

Evaluation of this application should focus on issues related to zoning such as the proposed height, density, massing, proposed unit sizes, siting, setbacks, lot coverage, usable open space, parking, land use, fit with the neighbourhood, and consistency with the overall direction contained within the Official Community Plan.

This site is located within Development Permit Area No. 1 - Natural Environment, No. 6 - Multi-Family Residential, No. 7 - Energy Conservation and Greenhouse Gas Reduction, No. 8 - Water Conservation, and No. 11 - West Bay of the Township's Official Community Plan. The form and character of the buildings, landscaping, and consistency with guidelines relating to natural environment protection, energy conservation, greenhouse gas reduction, and water conservation would be controlled by a development permit that would be considered by Council at a future date as the proposed development is situated within Development Permit Areas 1, 6, 7, 8, and 11.

CONTEXT:

Applicant: Large and Co. [Kim Colpman]

Owner: Datatech Developments Inc., Inc.No. BC0060270

Architect: Victoria Design Group]

Total Property Size: Metric: 1148 m² Imperial: 12357 ft²

OCP Present Land Use Designation: Low Density Residential
OCP Proposed Land Use Designation: Townhouse Residential
Zone: RD-3 [Two Family / Single Family Residential]
Existing Land Use: Single-Family Residential [1 Storey]

Proposed Land Use: Townhouse Residential

Surrounding Land Uses:

North: Single Family Residential

South: Multiple Family Residential

East: Single Family Residential and Townhouse Residential

West: Single Family Residential

OCP ANALYSIS:

The proposed development is consistent with the Proposed Land Use Designation of 'Townhouse Residential'. The proposed development consists of 7 units and a floor area ratio of 0.70 and is consistent with the acceptable density prescribed in the Official Community Plan.

OCP Section 5.1 states a policy to 'consider new townhouse residential proposals with a Floor Area Ratio of up to 0.70, and up to three storeys in height, in areas designated Townhouse Residential on the "Proposed Land Use Designation Map," provided the design responds effectively to both its site and surrounding land uses.

Moreover, there exists another policy to 'support the development of a variety of housing types and designs to meet the anticipated housing needs of residents. This may include non-market and market housing options that are designed to accommodate young and multi-generational families, the local workforce, as well as middle- and high-income households.'

OCP Section 5.2 Low Density Residential Development states an objective to strive for redevelopment and infill development that improves and enhances the appearance and livability of neighbourhoods and the community as a whole.

Supporting policies in this section consistent with the proposed development include:

- Proposed redevelopment or infill within present low density residential land use designated areas should be built to high quality design and landscaping standards and respond sensitively to existing neighbourhood amenities.

Section 5.4 Affordable Housing states an objective to encourage a range of housing by type, tenure and price so that people of all ages, household types, abilities and incomes have a diversity of housing choice in Esquimalt.

Supporting policies in this section relevant with the proposed development include:

- Encourage the provision of missing middle housing types such as two-unit dwelling (duplexes), townhouses and small lot infill as one avenue to address housing affordability.

Section 11.3.2 New Development states the following policies:

- Encourage developers to provide a variety of end of trip facilities for active transportation.
- Encourage bike lockers in multi-unit residential and commercial/commercial mixed-use developments.

Section 13.3.3 Building Energy Efficiency states the following policies:

- Adopt best practices based on evolving building technologies and materials.
- Encourage the adoption of passive, efficient, and renewable energy systems in new buildings and during building retrofits.

- Investigate options for encouraging developers to achieve high energy performance in new developments through such tools as density bonusing, expedited permit approval process, rebate of development fees, revitalization tax exemption, and other incentives.
- Pursue higher energy-efficiency performance in new developments, through the achievement of higher steps in the BC Energy Step Code as an amenity associated with rezoning.

Under Section 13.3.6 Passenger Vehicle Alternatives, the following policies are listed:

- Encourage the installation of electric vehicle charging infrastructure in all new multi-unit developments.
- Pursue the installation of electric vehicle charging capacity in new developments during the rezoning process.
- Encourage the inclusion of car share in new multi-unit residential developments.

Relevant Development Permit Area Guidelines to consider as it relates to the rezoning application include:

- New buildings should be designed and sited to minimize visual intrusion on to the privacy of surrounding homes and minimize the casting of shadows on to the private outdoor space of adjacent residential units.
- The size and siting of buildings that abut existing single- and two-unit and townhouse dwelling should reflect the size and scale of adjacent development and complement the surround uses. To achieve this, height and setback restrictions may be imposed as a condition of the development permit.
- Orient buildings to take advantage of site-specific climate conditions, in terms of solar access and wind flow; design massing and solar orientation for optimum passive performance.
- Build new developments compactly, considering the solar penetration and passive performance provided for neighbouring sites, and avoid shading adjacent to usable outdoor open spaces.

ZONING ANALYSIS:

Density, Lot Coverage, Height and Setbacks: The following chart lists the floor area ratios, lot coverage, setbacks, height, parking, and usable open space of this proposal. Zoning Bylaw, 1992, No. 2050 does not currently contain a zone that can accommodate this proposed development.

	Proposed CD Zone
Residential Units	7
Floor Area Ratio	0.69
Lot Coverage	40%
Setbacks:	
Front [East on Dunsmuir Road]	6.25 m
Exterior Side [North on Wollaston Street]	3.1 m
Exterior Side [South on Dunsmuir Road]	3.5 m
Rear	4.5 m
Building Height	9.78 m [3 storeys]
Off Street Parking	10 spaces

Floor Area Ratio: The FAR of this proposal is consistent within the acceptable amount in a townhouse residential designated parcel.

PARKING ANALYSIS:

Parking: Parking Bylaw, 1992, No. 2011 requires 2.0 parking spaces per unit to be provided for townhouse developments. Parking areas are required to be constructed to meet the standards for manoeuvring aisle dimensions and associated parking stall dimensions detailed in Part 14, Table 2, of the Bylaw.

This proposal incorporates 10 parking spaces to serve 7 townhouse dwelling units. 8 of these parking spaces are within the garages of the townhouse units while the other 2 are visitor parking spaces. Hence, the parking ratio of 1.42 is less than the required amount of 2.0 spaces per dwelling unit as required by the Parking Bylaw. It is noted that this standard is almost 30 years old and will be reassessed in the upcoming review of the Parking Bylaw.

COMMENTS FROM THE DESIGN REVIEW COMMITTEE:

This application was considered at the regular meeting of the Design Review Committee held on July 14, 2021. Members had no concerns with the lot coverage, density, and the number of residential units proposed; however, they had concerns with the vehicular access point and the lack of building frontage along the eastern lot line. Members had a positive reaction to units with a ground-level entrance along Wollaston Street. The members stated that the siting of the buildings did not take into the consideration of the shape of the roads and the streetscapes. The proposed building design does not complement the existing streetscape nor celebrate the uniqueness and prominence of the location with a 3-sided frontage.

The Design Review Committee resolved unanimously that the application be forwarded to Council with a recommendation of denial because of the following reasons:

1. Impact on the neighbouring community.
2. Location of the vehicular access.
3. Sight lines from Sea Terrace.
4. Missed opportunity to celebrate the 3-sided frontage.

In response to the comments from the Design Review Committee, the applicant has submitted an amended proposal with a relocated driveway. The new driveway is on the southwest of the parcel rather than to the east, extending from the central manoeuvring aisle. The area to the east has been amended to a bicycle parking area. The two townhouse units to the east has been amended to have a front door on the eastern side; nonetheless, the footprint has not changed to provide a 3-sided frontage.

COMMENTS FROM OTHER DEPARTMENTS:

Community Safety Services (Building Inspection):

The building is to be constructed to requirements of BC Building Code 2018 and municipal bylaws. Plans will be reviewed for compliance with BC Building Code upon submission of a building permit application.

Engineering Services:

Engineering staff has completed a preliminary evaluation of works and services that would be required for the proposed 7-unit multiple family residential building. Staff confirms that the design

appears achievable on the site and that appropriate works and services are available in the immediate area. If approved, the development must be serviced in accordance with bylaw requirements including, but not limited to, new sewer and drain connections, underground hydro, telephone and cable services and new road works may be required up to the centre line of Dunsmuir Road and Wollaston Street.

Parks:

Parks staff has completed a preliminary review of the proposed on-site and off-site landscaping and commented that a tree cutting permit application is required for all trees to be removed. All trees that are to be retained, including boulevard trees, must have tree protection fencing erected at the drip line. Parks staff comments that the provided landscape plan looks good.

Fire Services:

Fire services staff has completed a preliminary review of the proposed plans and recommends that:

- Access route to be not less than 6 metres
- Access route overhead clearance to be not less than 5 metres
- Turnaround required for access route greater than 90 metres

ISSUES:

Please comment on issues pertaining to the massing, siting, setbacks, lot coverage, usable open space, and parking.

ALTERNATIVES:

1. That the Advisory Planning Commission recommends to Council that the rezoning application be approved including reason for this recommendation.
2. That the Advisory Planning Commission recommends to Council that the rezoning application be approved subject to conditions, including reason for this recommendation.
- 3.. That the Advisory Planning Commission recommends to Council that the rezoning application be denied including reasons for this recommendation.