

CORPORATION OF THE CITY OF VERNON

ADVISORY PLANNING COMMITTEE

TUESDAY, AUGUST 17, 2021 AT 4:00 P.M.
VIA ZOOM AND IN-PERSON

(AURORA ROOM – CSB Building) *limited seating capacity of 5*(BRIDGE ROOM – CSB Building) *limited seating capacity of 6*

AGENDA

1) ORDER

2) LAND ACKNOWLEDGEMENT

As chair of the City of Vernon's Advisory Planning Committee, and in the spirit of this gathering, I recognize the City of Vernon is located in the traditional territory of the Syilx people of the Okanagan nation.

3) ADOPTION OF AGENDA

4) ADOPTION OF MINUTES

July 20, 2021 (attached)

5) NEW BUSINESS:

- a) DVP00476 5400 Okanagan Avenue
- b) DVP00519 5577 27th Avenue Vernon Native Housing
- c) DVP00528 3004A 22nd Street
- d) DVP00530 9750 Delcliffe Road
- e) DVP00538 3311,3309,3307 & 3305 35th Avenue

6) INFORMATION ITEMS:

The Staff Liaison will provide an update of APC related items discussed at the most recent Council meeting.

7) DATE OF NEXT MEETING:

The next meeting is tentatively scheduled for **Wednesday**, **September 8**, **2021**.

8) ADJOURNMENT



THE CORPORATION OF THE CITY OF VERNON

MINUTES OF THE **ADVISORY PLANNING COMMITTEE MEETING HELD ON TUESDAY, JULY 20, 2021 VIA ZOOM and IN-PERSON (COUNCIL CHAMBERS)**

PRESENT: VOTING

Mark Longworth, Chair

Phyllis Kereliuk

Monique Hubbs-Michiel

Jamie Paterson

Joshua Lunn (via Zoom) Lisa Briggs (via Zoom)

NON-VOTING

Mayor Cumming (Appointed Member)

ABSENT: Bill Tarr

Harpreet Nahal

Larry Lundgren Don Schuster

Doug Neden

STAFF: Craig Broderick, Manager, Current Planning/Staff Liaison

Matt Faucher, Current Planner

Roy Nuriel, Economic Development Planner

Jing Niu, Environmental Planning Assistant (via Zoom)

Lynn Presslaber, Recording Secretary

ORDER The Chair called the meeting to order at 4:05 p.m.

LAND

As Chair of the City of Vernon's Advisory Planning Committee, and ACKNOWLEDGMENT in the spirit of this gathering, I recognize the City of Vernon is

located in the traditional territory of the Syilx people of the

Okanagan Nation.

ADOPTION OF **AGENDA**

Moved by Jamie Paterson seconded by Monique Hubbs-Michiel:

THAT the Advisory Planning Committee agenda of July 20,

2021 be adopted.

CARRIED.

ADOPTION OF MINUTES

Moved by Monique Hubbs-Michiel, seconded by Lisa Briggs:

THAT the minutes for the Advisory Planning Committee meeting of June 29, 2021 be adopted.

CARRIED.

NEW BUSINESS:

DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 12-9990 EASTSIDE ROAD (DVP00523) Jing Niu, Environmental Planning Assistant, reviewed Development Variance Permit Application for 12-9990 Eastside Road. The Committee noted the following:

- The proposed addition is very small at 25m² and will be under the existing eaves
- Owner has gone beyond requirements to mitigate any concerns
- Staff confirmed that the applicant had provided confirmation of strata support for the proposed works

Moved by Monigue Hubbs-Michiel, seconded by Jamie Paterson:

THAT Council support Development Variance Permit Application DVP00523 to vary Section 9.1.5 of Zoning Bylaw #5000 to by reducing the minimum side yard setback to 1.34m from 4.5m from a flanking street to accommodate an addition under existing eaves to a single family dwelling at LT 12 Plan KAS2194 SEC 20, TWP 14, ODYD (12-9990 Eastside Road)

AND FURTHER, that Council's support of DVP00523 is subject to the following:

- that the building siting and footprint must adhere to the site plan by Dean Thomas Design Group dated October 28, 2020, which will be attached to and form part of DVP00523; and
- b) that the applicant demonstrates the requirements Provincial Riparian Areas Protection Regulation (RAPR) have been met and that a RAPR Assessment form part of the associated Development Permit.

CARRIFD.

DEVELOPMENT
VARIANCE PERMIT
APPLICATION FOR 28
GARMISCH ROAD
(DVP00527)

Matt Faucher, Current Planner, reviewed Development Variance Permit Application for 28 Garmisch Road. The Committee noted the following:

- Confirmed that neighbouring properties were given similar variances for similar reasons and that staff supported the request.
- There were no questions or comments from any member.

Moved by Lisa Briggs, seconded by Phyllis Kereliuk:

THAT Council support Development Variance Permit Application DVP00527 to vary the following section of Zoning Bylaw #5000 to permit the construction of a single detached dwelling on LT 5 DL 297 ODYD Plan KAP84264 (28 Garmisch Road)

a) Section 9.2.5 minimum front yard setback requirement from 7.5m to 4.0m.;

AND FURTHER, that Council's support of DVP00527 is subject to the following:

- a) the site plan illustrating the general siting of the proposed development be attached to and form part of DVP00527; and
- b) the proposed driveway and any future fencing constructed are not placed at the location of existing Shaw infrastructure.

CARRIED.

DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 300 VILLAGE CENTRE ROAD (DVP00536) Craig Broderick, Manager, Current Planning, reviewed the Development Variance Permit Application for 300 Village Centre Road. The Committee noted the following:

- Craig Broderick presented the housing subdivision project, highlighting areas exceeding the 30% slope limitation.
- Joshua Lunn asked why is the 30% in the OCP if we aren't abiding by it. Craig Broderick noted that the OCP has had policy direction about 30% slopes since at least 2008 and the 30% zoning regulation was adopted in 2013.
- Jamie Paterson, wishing to confirm the location as above the 14th hole of the golf course.

- Phyllis drove the area and noticed that Predator has done an excellent job of retaining the natural features, most importantly rock outcrops. She is disappointed to read that one outcrop will be blasted out. As there are only 3 lots at greater than 30 degrees she suggested revising the plan to keep that outcrop or at least a portion to avoid a solid row of housing.
- Monique asked to clarify the colour scheme on the diagrams. Craig confirmed that green indicated lots up to 30 degree slope, yellow is 30-35 degree slope, and orange is 35 plus.
- Victor is familiar with this area and also finds that housing has been integrated into natural features as opposed to this development which does not. Speculated that perhaps it is a different price point.
- Monique asked if some lots have so little setback that debris may roll down on the road. Craig said setbacks are adequate and perhaps driveway options may mitigate concerns.

MOTION by Phyllis Kereliuk to accept staff recommendation to support this development, but with an exception to retain all or some of the east rock outcrop.

1 opposed, 4 in favour, motion carried.

Moved by Phyllis Kereliuk, seconded by Monique Hubbs-Michiel:

THAT Council support the development variance permit application (DVP00536) to vary Section 4.16 of Zoning Bylaw #5000 in order to allow for a subdivision of approximately 30 lots on lands over 30% slopes on a portion of Lot 5, Sec 2, Twp 13, ODYD, KAP65635, Except Plan KAP75186 and EPP75906 (300 Village Centre Place) but with an exception to retain all or some of the east rock outcrop.

CARRIED.

INFORMATION ITEMS

The Manager, Current Planning reviewed the APC related applications discussed at the July 19, 2021 Council meeting.

- Foothills/Mendenhall rezoning, still waiting registration of covenants before Council will consider final zoning approval.
- Hwy 6/15th Street, retail/commercial storage, OCP and Rezoning project not approved.
- 20th Street townhouse development, waiting for covenant registration.
- Land use contract at Sunset Properties approved.

NEXT MEETING

The next meeting of the Advisory Planning Committee is tentatively scheduled for Tuesday, August 17, 2021.

ADJOURNMENT

The meeting of the Advisory Planning Committee adjourned at 4:32 p.m.

CERTIFIED CORRECT	Γ:
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Mark Longsworth	
Chairnerson	



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY:

Planning

Matt Faucher, Planner, Current

Planning

Craig Broderick, Manager, Current COUNCIL MEETING: REG ☑ COW ☐ I/C ☐

COUNCIL MEETING DATE: TBD REPORT DATE: August 12, 2021

FILE: DVP00476

SUBJECT:

DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 5400 OKANAGAN

AVENUE

PURPOSE:

To review the Development Variance Permit application for 5400 Okanagan Avenue to vary sections of Zoning Bylaw #5000 in order to construct a 36-unit townhouse development consisting of duplexes, three plexes and fourplexes on a lot with complex slopes in excess of 30%.

RECOMMENDATION:

THAT Council deny Development Variance Permit Application (DVP00476) to vary the following section of Zoning Bylaw #5000in order to construct a 36-unit townhouse development on Part 3.0 Acres More or Less of the Northwest ¼ of Sec. 28 shown on Plan B3911, TWN. 9 ODYD exc. Plans KAP50675 and KAP58681 (5400 Okanagan Avenue):

- a) to vary Section 9.11.6 building height from 2.5 storeys to 3 storeys to accommodate required visitor parking stalls between buildings 1, 2, 9, 10 and 11;
- b) to vary Section 6.6.3 to reduce the minimum requirement of the number of trees per lineal metre of required landscape buffer from 1 tree per 10.0 lineal metre to 1 tree per 13.75 lineal metre; and
- c) to vary Section 4.16.1 to allow construction of a building, structure and swimming pool on slopes of 30% or greater;

AND FURTHER, that Council confirm its previous approval of Development Variance Permit Application DVP00382 to vary Zoning Bylaw #5000Section 9.11.6 to reduce the minimum dwelling unit width from 6.5 m to 4.8 m and to vary the off-site works requirements of Subdivision and Development Servicing Bylaw No. 3843 (Schedule A – Level of Service) standards to Integrated Transportation Framework (ITF – Section 2-1) standards;

AND FURTHER, that Council confirm its previous approval of a portion of Development Variance Permit Application DVP00435 to vary Zoning Bylaw #5000Section 6.5.11 to increase the maximum height of a retaining wall from 1.2 m to 3.6 m;

AND FURTHER, that Council's confirmation of its previous approval of DVP00435 is subject to the following:

a) The applicant is to provide a geotechnical report, site plan and design drawings clearly demonstrating to the satisfaction of Administration that the proposed retaining structures can be established on the land in a manner that is safe, as well as that the construction and maintenance of the retaining structures do not impact or encroach into adjacent properties; and

b) That a no build, no disturb covenant be registered on title to protect the proposed manufactured slope and any supporting infrastructure (e.g., geogrid) required to establish the global stability of the retaining structures, as well as any other areas identified by the engineer responsible for the design, construction and inspection of the structures;

AND FURTHER, that Council's support of DVP00476 is subject to the following:

a) That the design drawings, intended to illustrate the general form, character and massing of the proposed development, and noted as Attachment 1 in the report titled "Development Variance Permit Application for 5400 Okanagan Avenue" and dated August 12, 2021 by the Current Planner and the Manager, Current Planning be attached to and form part of DVP00476 as Schedule 'A'.

ALTERNATIVES & IMPLICATIONS:

THAT Council support Development Variance Permit Application (DVP00476) to vary the following section of Zoning Bylaw #5000in order to construct a 36-unit townhouse development on Part 3.0 Acres More or Less of the Northwest ¼ of Sec. 28 shown on Plan B3911, TWN. 9 ODYD exc. Plans KAP50675 and KAP58681 (5400 Okanagan Avenue):

- a) to vary Section 9.11.6 building height from 2.5 storeys to 3 storeys to accommodate required visitor parking stalls between buildings 1, 2, 9, 10 and 11; and
- b) to vary Section 6.6.3 to reduce the minimum requirement of the number of trees per lineal metre of required landscape buffer from 1 tree per 10.0 lineal metre to 1 tree per 13.75 lineal metre;

AND FURTHER, that Council confirm its previous approval of Development Variance Permit Application DVP00382 to vary Zoning Bylaw #5000Section 9.11.6 to reduce the minimum dwelling unit width from 6.5 m to 4.8 m and to vary the off-site works requirements of Subdivision and Development Servicing Bylaw No. 3843 (Schedule A – Level of Service) standards to Integrated Transportation Framework (ITF – Section 2-1) standards;

AND FURTHER, that Council confirm its previous approval of Development Variance Permit Application DVP00435 to vary Zoning Bylaw #5000Section 4.16.1 to allow the construction of a building, structure or swimming on slopes of 30% or greater and to vary Section 6.5.11 to increase the maximum height of a retaining wall from 1.2 m to 3.6 m;

AND FURTHER, that Council's confirmation of its previous approval of DVP00435 is subject to the following:

- a) The applicant is to provide a geotechnical report, site plan and design drawings clearly demonstrating to the satisfaction of Administration that the proposed retaining structures can be established on the land in a manner that is safe, as well as that the construction and maintenance of the retaining structures do not impact or encroach into adjacent properties; and
- b) That a no build, no disturb covenant be registered on title to protect the manufactured slope and any supporting infrastructure (e.g., geogrid) required to establish the global stability of the retaining structures, as well as any other areas identified by the engineer responsible for the design, construction and inspection of the structures.

AND FURTHER, that Council's support of DVP00476 is subject to the following:

a) That the design drawings, intended to illustrate the general form, character and massing of the proposed development, and noted as Attachment 1 in the report titled "Development Variance

Permit Application for 5400 Okanagan Avenue" and dated August 12, 2021 by the Current Planner and the Manager, Current Planning be attached to and form part of DVP00476 as Schedule 'A'

b) any additional conditions that may be cited by Council.

Note: This alternative allows the development to proceed as proposed, subject to the conditions outlined by Administration, and supports the development variance permit application, as well as additional conditions as may be cited by Council.

ANALYSIS:

A. Committee Recommendations:

At its meeting of August 17, 2021, the Advisory Planning Committee passed the following resolution:

"As cited by the Committee"

B. Rationale:

1. The subject property is located at 5400 Okanagan Avenue, as shown on Figures 1 and 2. The property is approximately 8,110 m² (2 acres) in size. The lot slopes upward from the road and backs onto Crown land, which contains a public trail. The proposed development consists of a 36 units townhouse development (Attachment 1). Based on information submitted bv the applicant, approximately one third of the property contains slopes in excess of 30% (Attachment 2). Two ravines are located in the southern portion of the property, one of which contains slopes of 40% - 50%. The property is currently undeveloped,

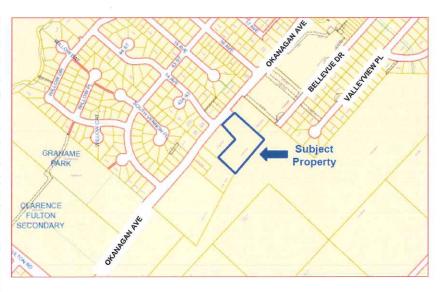


Figure 1 - Property Location Map

with some trees and shrubs located near Okanagan Avenue and within the ravine areas.

- 2. The subject application proposes to vary the following sections of Zoning Bylaw #5000 in order to develop 36 townhouse units:
 - a) to vary Section 9.11.6 building height from 2.5 storeys to 3 storeys in order to provide required parking stalls between buildings 1, 2, 9, 10 and 11;
 - b) to vary Section 9.11.6 minimum unit width from 6.5 m to 4.8 m; and
 - c) to vary Section 6.6.3 to reduce the minimum requirement of the number of trees per lineal metre of required landscape buffer from 1 tree per 10.0 lineal metre to 1 tree per 13.75 lineal metre.

- 3. The subject property is designated Residential Medium Density in the Official Community Plan. was rezoned from R5 Four Plex Residential to RM2 Multiple Housing Residential in 2018 (ZON00277). At that time, information provided by the applicant indicated that slopes were less than 29%. Even so, the narrative provided by the applicant described the site as "challenging".
- 4. The staff report at the time noted that "OCP Policy 7.5 indicates that the maximum density is not necessarily appropriate or achievable in all areas, and that consideration is given to the density of surrounding development, designation of the land and optimizing infrastructure provision".

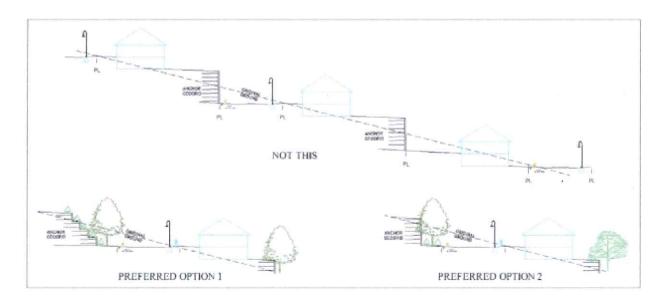


Figure 2 – Aerial Photo of Property Location Map

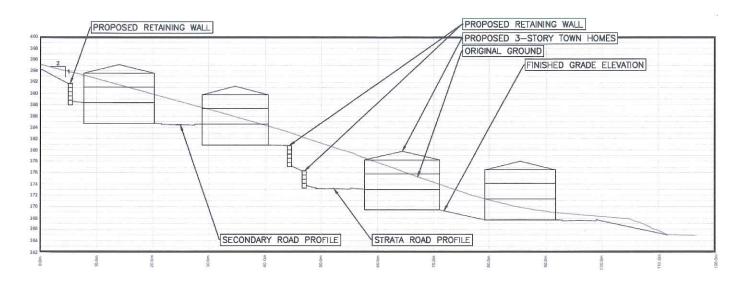
- 5. A 36-unit townhome development was proposed at that time, and site plan and elevation drawings accompanied the joint rezoning and development variance permit application (ZON00277/DVP00382). Council approved variances to minimum unit width (4.8 m from 6.5 m) and to off-site road works. DVP00382 was not issued within the required one-year time period and Council's approval has now lapsed. However, on July 18, 2017 the applicant entered into a Works Contribution Agreement for off-site works and provided the City with a \$32,328 contribution which fulfilled the requirements for issuance of DVP00382 as established by Council at the time of final consideration and adoption of ZON00277.
- 6. On June 14, 2018, the owner of the subject property submitted an additional Development Variance Permit application (DVP00435). At its Regular meeting held on November 13, 2018, Council authorized the issuance of DVP00435 which varied the maximum height of a retaining wall from 1.2 m to 3.6m and authorized the construction of a building, structure or swimming pool on slopes of 30% or greater. DVP00382 was not issued within the required one-year time period and Council's approval has now lapsed.
- 7. The current application, also for 36 townhouse units, proposes to incorporate both previous approvals of DVP00382 and DVP00435, as well as the following additional requested variances:
 - a) to vary Section 9.11.6 building height from 2.5 storeys to 3 storeys in order to provide required parking stalls between buildings 1, 2, 9, 10 and 11; and
 - b) to vary Section 6.6.3 to reduce the minimum requirement of the number of trees per lineal metre of required landscape buffer from 1 tree per 10.0 lineal metre to 1 tree per 13.75 lineal metre.
- 8. The City's Hillside Guidelines were established to assist the City and the development community in achieving environmentally sound, attractive and livable hillside neighbourhoods. All development on lands where 10% or more of the land is 12% in slope or greater is subject to the conditions and guidelines outlined in the document 'City of Vernon Hillside Guidelines'. Much of the subject property of exceeds 30% slopes with the sides of the ravines exceeding 40% (Refer to Attachment 2). Zoning Bylaw #5000 as amended, was subsequently amended in June 2013 (Bylaw 5433) to include Section 4.16 which establishes that "no construction of a building, structure or swimming pool is permitted on slopes 30% or greater.

- 9. Section 3.1.c Earthworks & Grading of the Hillside Guidelines provides guidance to developers in preparation of a site grading plan, as well as to Administration in evaluating grading plans for compliance with the City's expectations and standards. The proposed development does not align with any of the guidance provided in items a through e as follows:
 - a) The application proposes to fill in two ravines located on the subject lands to construct a road and create building platforms;
 - b) The application proposes establishing a large retaining wall along the top of slope creating sharp cuts which do not resemble pre-development slope conditions;
 - c) The application proposes to construct retaining walls along all of the interior and rear property lines creating a walled in box that does not establish rounded out slope transitions or blend transitions between adjacent lands;
 - d) To create the building pad areas, extensive structural retaining structures, as well as substantial cut and fill slopes are identified. This requires significant material removal and infill to construct the proposed development; and
 - e) The proposal creates large flat terraces in order to expand the developable area. The proposal does not retain the native slope and vegetation at the edge of the required grading works.

Furthermore, Figure 7 of the *Hillside Guidelines* clearly illustrates the City's preferred options for hillside development, as well as an illustration of the type of grading that is not desired:



Cross-Section Detail – 3 in Overall Site Grading Plan Cross-Sections - (GR-2) Drawing No. 55-2 of the application shows that the development as proposed is not in accordance with the City's preferred options:



CROSS-SECTION DETAIL - #3 SCALE: 1:500

- 10. Administration does not support the requested variances for the following reasons:
 - a) Request to vary the 30% maximum slope vegetation and the proposed height from 2.5 storeys to 3 storeys to accommodate visitor parking:
 - i. The site plan and cross-sections of the proposed development show a significant amount of site grading (both cut and fill) which is not supported by the City's Hillside Design Guidelines. Further removal of soils on the site is not supported by Administration.
 - ii. The proposal development should be designed to accommodate the required parking for the number of proposed units without requiring a variance to further alter the natural typography and exceed the requirements of the RM2 zone.
 - b) Request to vary the minimum number of trees required to be planted on the site:
 - i. The landscape buffer requirements established in Section 6.6 of Zoning Bylaw #5000are not only meant for the benefit of future residents of the proposed development, but to mitigate the impacts on neighbouring properties. Given the amount of retaining proposed along all interior and rear lot lines, the proposed development ought to be designed to achieve the minimum landscape buffer standards established in Zoning Bylaw No. 5000.
 - c) In general, the proposed townhouse development is not in keeping with the sloping nature of the site. An alternative design should be considered in order to arrive at a more suitable development for the site such as clustering units into an apartment or condo type of built form on the less steep portion of the site that avoids the ravine.
 - d) Concerns have been raised related to allowing development that purposes to fill a ravine which is inconsistent with the Official Community Plan (OCP), Zoning Bylaw #5000and Subdivision and Development Services Bylaw No. 3843 (SDSB). Further concerns have been identified related to allowing development that proposes to fill the ravine that alters a natural drainage course. The mapping available from the City indicates the ravine functions as part of a larger overland flow route having a significant upstream catchment area.

- e) While the applicant has retained consultants and completed extensive design work for the site and proposed project, the proposed land use and resultant variances are not suitable given the physical characteristics of the site.
- 11. The adoption of the Hillside Development Guidelines in 2008 signalled the City's intention to move away from past development practices which require significant re-grading and utilize large retaining walls. While all retaining walls higher than 1.2 m require engineering design and certification, there is an ongoing maintenance requirement to ensure the integrity of the structure. In the long run, designing developments to maintain as much of the natural topographic character as possible, using clustering, placing buildings into the slope, and minimizing site disturbance provides a more viable and sustainable option than large, extensive retaining walls.

C. Attachments

Attachment 1 – Proposed Development Design Drawings

Attachment 2 - Slope Analysis

D. Council's Strategic Plan 2019 - 2022 Goals/Action Items:

The subject application involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

> Support sustainable neighbourhoods by implementing the OCP.

E. Relevant Policy/Bylaws/Resolutions:

- 1. Official Community Plan:
 - a. Section 26 Development Permit Areas
 - b. Section 28 Development Permit Area # 2 (Neighbourhood District)
 - c. Hillside Guidelines Section 3.1.c Earthworks & Grading (Attachment 3)
- 2. Zoning Bylaw No. 5000:
 - a. Section 4.16.1 Construction on Slopes > 30%
 - b. Section 6.5.11 Maximum Height of a Retaining Wall
 - c. Section 6.6.3 Minimum Landscape Buffer Standards
 - d. Section 9.11.6 Maximum Building Height
 - e. Section 9.11.6 Minimum Width of a Dwelling Unit
- 3. Subdivision and Development Servicing Bylaw No. 3853
 - a. Schedule A Level of Service
- 4. Council Resolutions:
 - a. Authorization of DVP00382 March 12, 2018
 - b. Authorization of DVP00435 and confirmation of Authorization of DVP00382 November 13, 2018

The property is subject to Development Permit approval and must comply with the *City of Vernon Hillside Guidelines*, the *Environmental Management Areas Strategy*, and guidelines contained in Sections 26 and 28 of the Official Community Plan.

BUDGET/RESOURCE IMPLICATIONS:

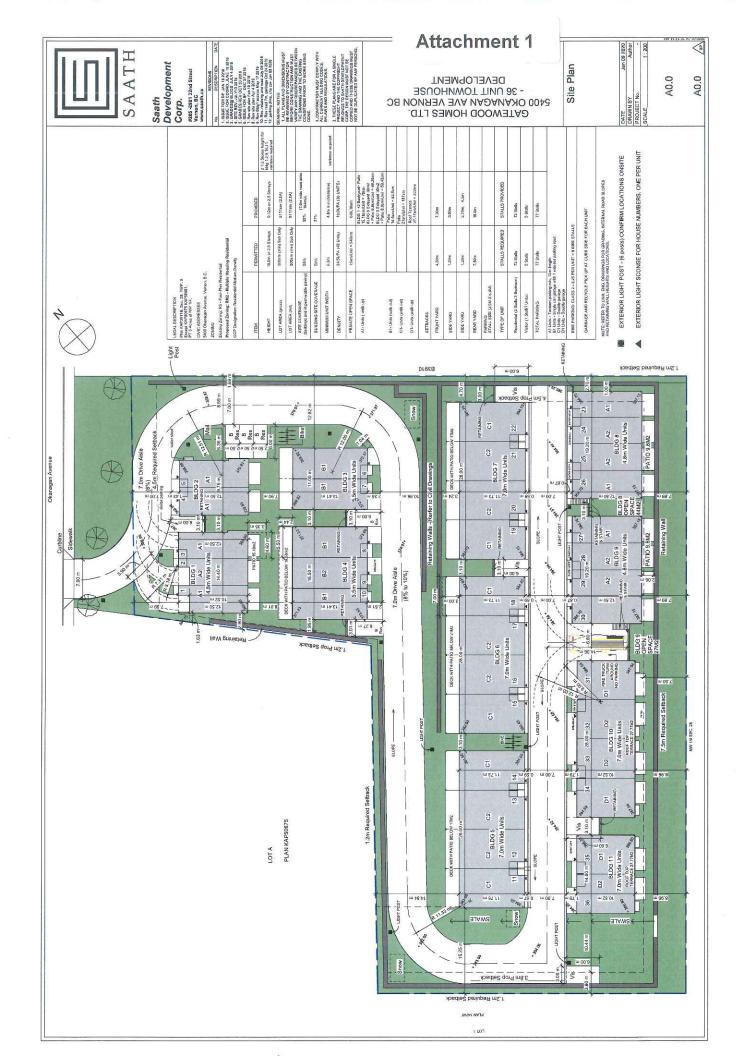
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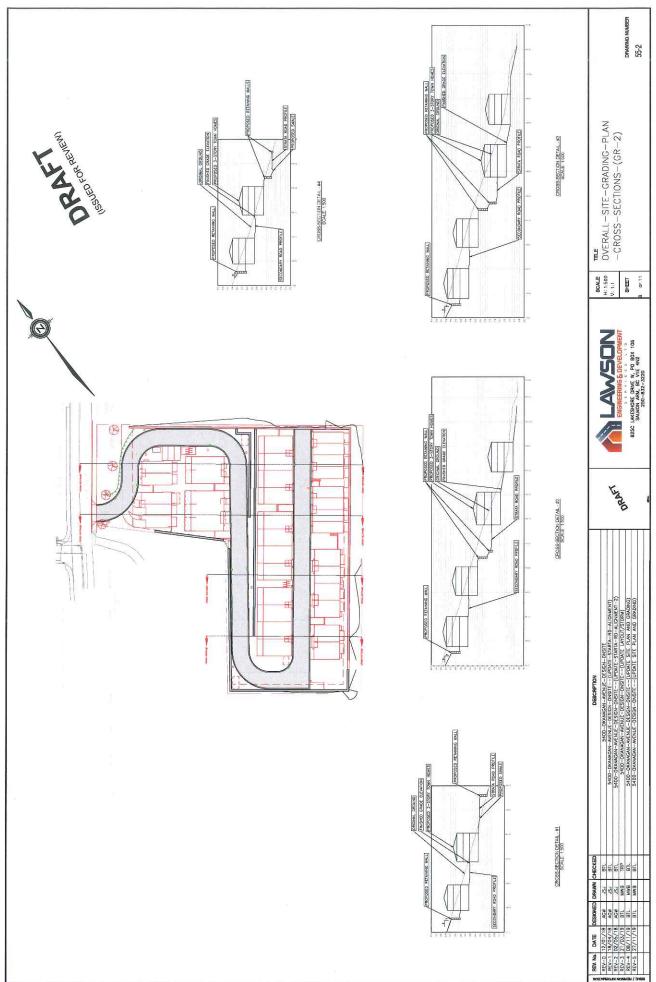
Prepared by:	Approved for su	bmission to Council:
V		
Signer 1		
Matt Fauches	Will Pearce, CAC	D
Matt Faucher, Planner, Current Planning	Date:	
,	Date	
X		
Signer 1		
Craig Broderick Manager, Current Planning		
Manager, Carretter lanning		
X		
Signer 3		
Kim Flick		
Director, Community Infrastructure a	and Development	
REVIEWED WITH		
□ Corporate Services	□ Operations	□ Current Planning
☐ Bylaw Compliance☐ Real Estate	☐ Public Works/Airport☐ Facilities	☑ Long Range Planning & Sustainability☐ Building & Licensing
□ RCMP	☐ Utilities	 ☑ Engineering Development Services
☐ Fire & Rescue Services	☐ Recreation Services	☐ Infrastructure Management
☐ Human Resources	□ Parks	☐ Transportation
☐ Financial Services ☐ COMMITTEE: APC (Oct. 10/18)		☐ Economic Development & Tourism
OTHER:		

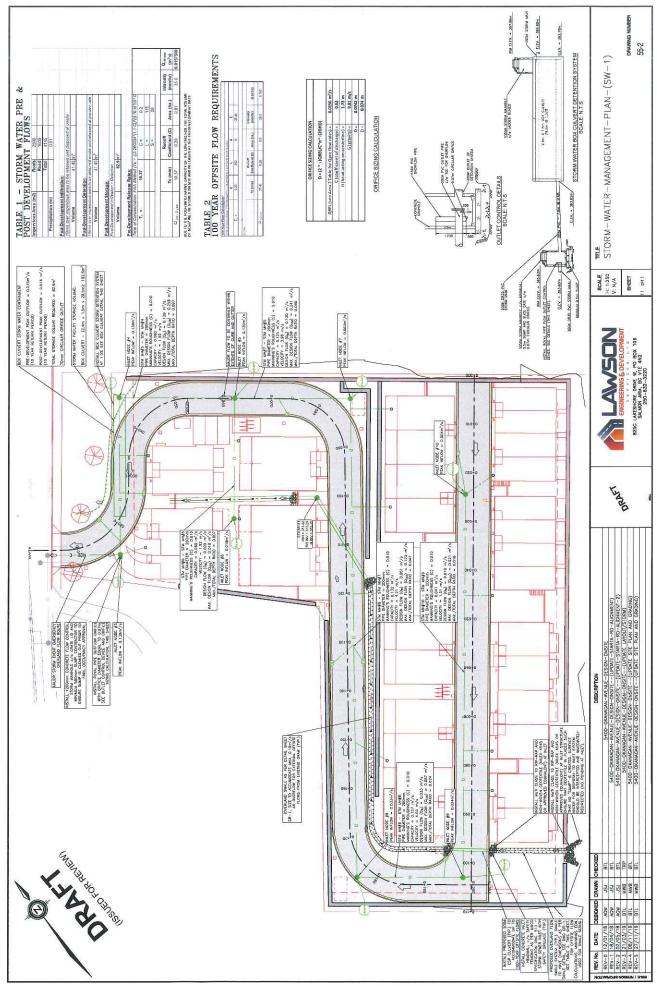
DEVELOPMENT VARIANCE

PERMITS\20

Applications\DVP00476\2







Assemblies

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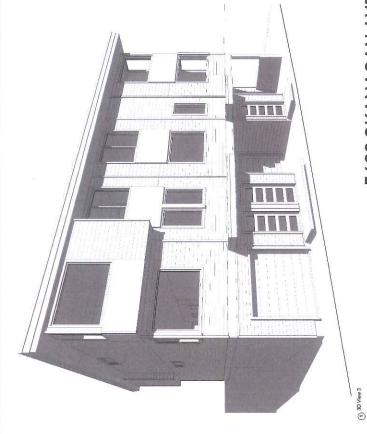
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- Pay 2XS STUD WALL® CARAGE 112" Gypsum Board R24 Bat Insulation 2x6 wood stud (81°) oc 112" Gypsum Board water resist

BGBC 3.2.2.52. GROUP C - RESIDENTIAL UP TO 3 STOREYS
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45.MIN FIRE RATING FOR FLOORS, WALLS AND ROOF

BCBC 9.10.14.4. A - JAX., UNPROTECTED OPENINGS WALL AREA & BS 12MZ LIMITING DISTANCE OF 2.58N / 2 = 1.28M @ 7 % ALLOWABLE OPENINGS (SEE STIF PLAN FOR DIMENSIONS BETWEEN BUILDINGS)



SAATH

Saath Development

Corp.

#205 -2901 32nd Street Vernon, BC www.saath.ca

5400 OKANAGAN AVE

3, THESS PLAKS ARE FOR A SINCLE PROJECT AND THE COPPHIGHT BECONGS TO SAATH DEVELOPMENT CORP. THE DESIGN MUST NOT BE COPED, AND THESE DAMMINSS MUST NOT BE DIPH LATTED BY ANY PRESCHAST NOT BE DIPH LATTED BY ANY PRESCHAST

2. CONTRACTOR MUST COMPLY WIT ALL CURRENT BULDING CODES, BYLAWS AND REGULATIONS.

BUILDING PERMIT DRAWINGS

COVER PAGE	SITE PLAN	LANDSCAPE PLAN	FOUNDATION PLAN &	BASEMENT PLAN	MAIN FLOOR PLAN &	UPPER FLOOR PLAN	ROOF PLAN & SECTION	ELEVATIONS	SECTIONS & DETIALS	
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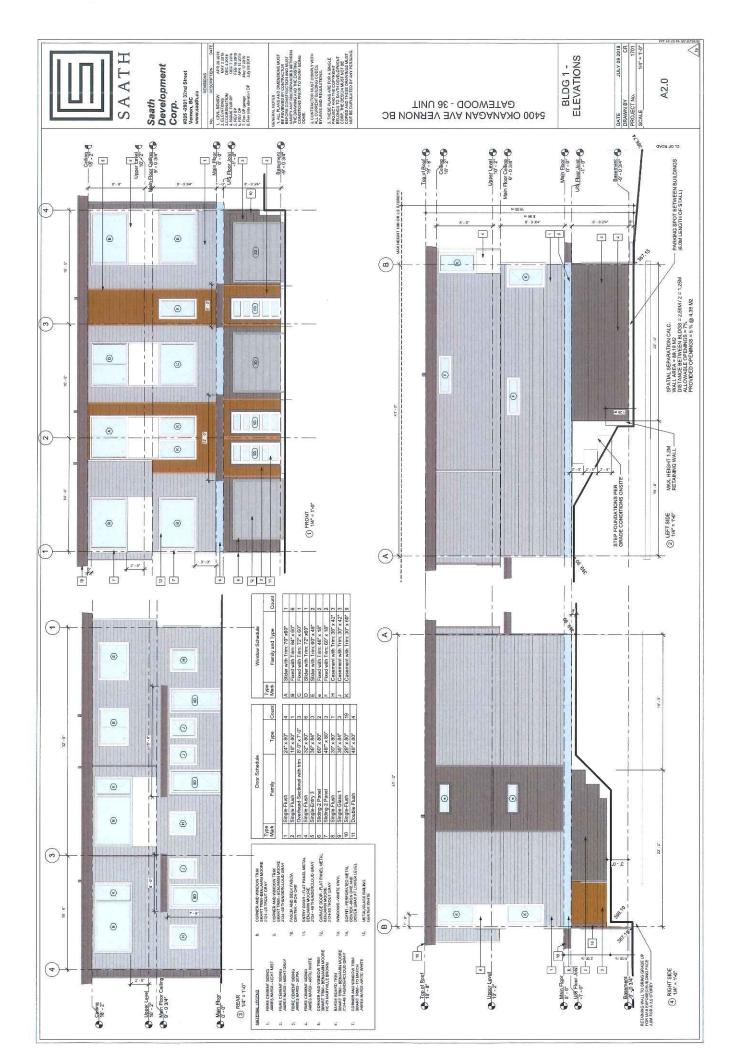
5400 OKANAGAN AVE VERNON BC

DRAWING SET

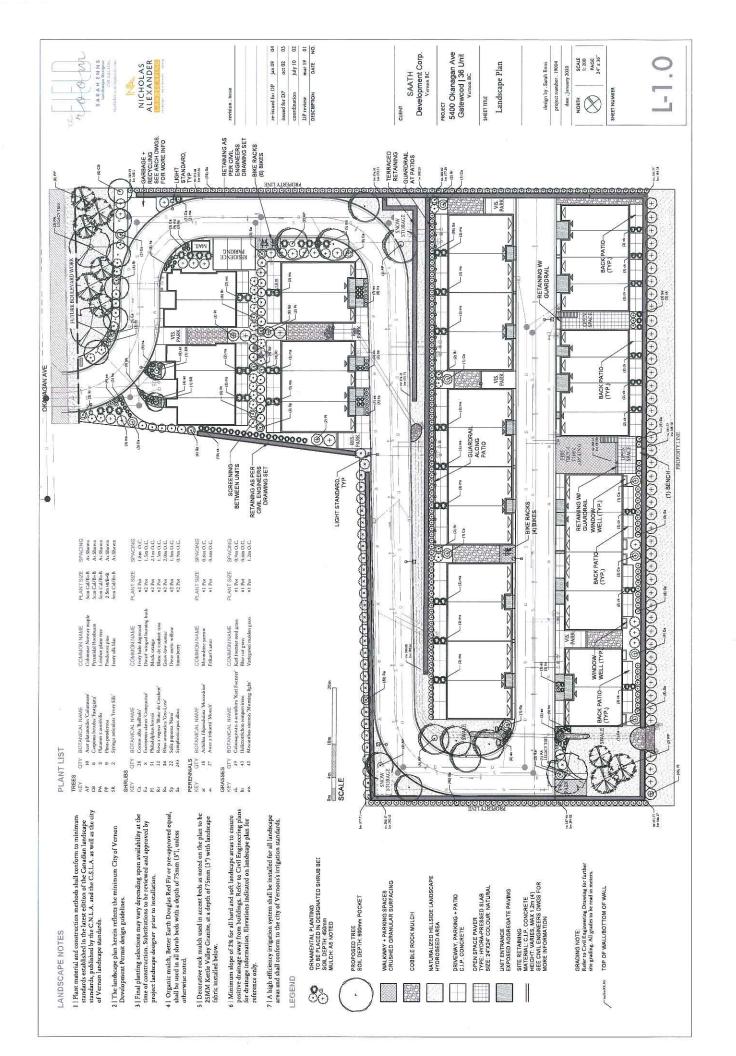
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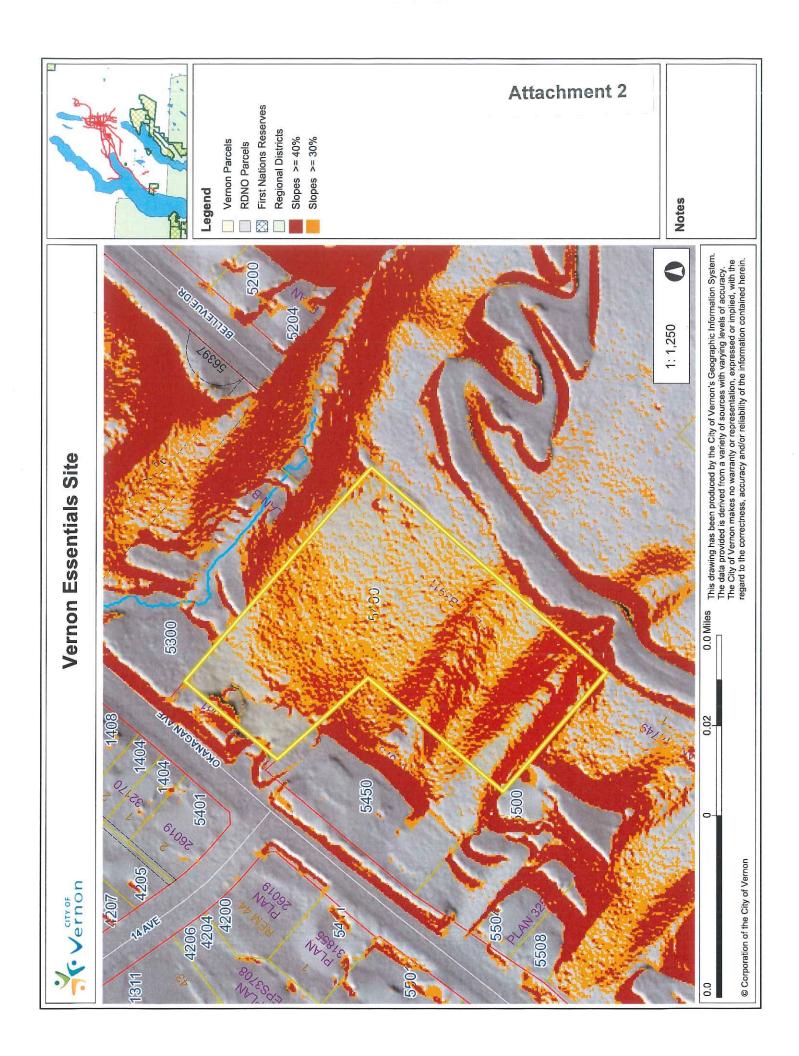
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SUBMITTED BY:

Roy Nuriel

Economic Development Planner

COUNCIL MEETING: REG ☑ COW ☐ I/C ☐

COUNCIL MEETING DATE: September 7, 2021

REPORT DATE: August 11, 2021 FILE: DVP00519 & ZON00342

SUBJECT:

DEVELOPMENT VARIANCE PERMIT AND REZONING AMENDMENT BYLAW #5790

FOR 5577 27TH AVENUE AND HOUSING AGREEMENT FOR 5545 AND 5577 27TH

AVENUE

PURPOSE:

To review Vernon Native Housing Society (VNHS) Development Variance Permit Application and adoption of Rezoning Amendment Bylaw #5790 for the property at 5577 – 27th Avenue and to review the request from VNHS to enter into a housing agreement for two non-profit rental apartment buildings at 5545 and 5577 27th Avenue.

RECOMMENDATION:

THAT Council support Development Variance Permit Application #DVP00519 to vary the following sections of Zoning Bylaw #5000 to allow for a five storey, 35 unit, non-profit rental apartment building for Vernon Native Housing Society to be constructed on Lot Pt 10, Plan B1827, DL 66, ODYD (5577 27th Avenue):

- a) to vary the minimum side yard setback on the north side of the property from 4.5m to 3.2m (Section 9.12.5);
- b) to vary the maximum side yard projections of decks on the north side of the property from 0.8m to 1.6m (Section 4.4.2);
- c) to vary the maximum building height from the lesser of 16.5m or 4.5 storeys to 16.6m and 5.0 storeys (Section 9.12.5);
- d) to vary the minimum number of required off-street parking spaces from 63 spaces to 22 spaces (Section 7.1.2, Table 7.1); and
- e) to vary the maximum number of small car parking spaces from 40% to 50% (Section 7.1.11).

AND FURTHER, that Council support of DVP00519 is subject to the following:

a) That the site, floor, elevations, landscaping plans and traffic impact assessment generally noted as Attachments 2-6 contained in the report titled "Development Variance Permit and Rezoning Amendment Bylaw #5790 for 5577 27th Avenue and Housing Agreement for 5545 and 5577 27th Avenue" dated August 11, 2021 and respectfully submitted by the Economic Development Planner be attached to and form part of DVP00519 as Schedule 'A'.

AND FURTHER, that Council receive the reciprocal access agreement for parking, drive aisles, snow storage, common property and amenities across the site and between 5577 and 5545 27th Avenue;

AND FURTHER, that Council adopt "5577 27TH Avenue Rezoning Amendment Bylaw Number 5790, 2019";

AND FURTHER, that Council support entering into a housing agreement pursuant to Section 4.9 of Zoning Bylaw #5000 with the Vernon Native Housing Society for two non-profit rental apartment buildings on Lot 1, Plan 5914, DL 66, ODYD (5545 27th Avenue) and Lot Pt 10, Plan B1827, DL 66, ODYD (5577 27th Avenue), subject to the following condition:

a) That the terms and conditions of the housing agreement are those outlined in Attachment 9 contained in the report titled "Development Variance Permit and Rezoning Amendment Bylaw #5790 for 5577 27th Avenue and Housing Agreement for 5545 And 5577 27th Avenue" dated August 11, 2021 and respectfully submitted by the Economic Development Planner.

ALTERNATIVES & IMPLICATIONS:

- THAT Council not support Development Variance Permit Application #DVP00519 to vary the following sections of Zoning Bylaw #5000 to allow for a five storey, 35 unit, non-profit rental apartment building for Vernon Native Housing Society to be constructed on Lot Pt 10, Plan B1827, DL 66, ODYD (5577 27th Avenue):
 - a) to vary the minimum side yard setback on the north side of the property from 4.5m to 3.2m (Section 9.12.5);
 - b) to vary the maximum side yard projections of decks on the north side of the property from 0.8m to 1.6m (Section 4.4.2);
 - c) to vary the maximum building height from the lesser of 16.5m or 4.5 storeys to 16.6m and 5.0 storeys (Section 9.12.5);
 - d) to vary the minimum number of required off-street parking spaces from 63 spaces to 22 spaces (Section 7.1.2, Table 7.1); and
 - e) to vary the maximum number of small car parking spaces from 40% to 50% (Section 7.1.11).

AND FURTHER, that Council support of DVP00519 is subject to the following:

- a) (To be cited by Council);
- b) That the site, floor, elevations, landscaping plans and traffic impact assessment generally noted as Attachments 2-6 contained in the report titled "Development Variance Permit and Rezoning Amendment Bylaw #5790 for 5577 27th Avenue and Housing Agreement for 5545 and 5577 27th Avenue" dated August 11, 2021 and respectfully submitted by the Economic Development Planner be attached to and form part of DVP00519 as Schedule 'A'.

AND FURTHER, that Council receive the reciprocal access agreement for parking, drive aisles, snow storage, common property and amenities across the site and between 5577 and 5545 27th Avenue;

AND FURTHER, that Council adopt "5577 27TH Avenue Rezoning Amendment Bylaw Number 5790, 2019";

AND FURTHER, that Council support entering into a housing agreement pursuant to Section 4.9 of Zoning Bylaw #5000 with the Vernon Native Housing Society for two non-profit rental apartment buildings on Lot 1, Plan 5914, DL 66, ODYD (5545 – 27th Avenue) and Lot Lot Pt 10, Plan B1827, DL 66, ODYD (5577 27th Avenue), subject to the following condition:

a) That the terms and conditions of the housing agreement are those outlined in Attachment 9 contained in the report titled "Development Variance Permit and Rezoning Amendment Bylaw

#5790 for 5577 27th Avenue and Housing Agreement for 5545 And 5577 27th Avenue" dated August 11, 2021 and respectfully submitted by the Economic Development Planner.

Note: This alternative supports the development variance application subject to the conditions recommended by Administration, as well as an additional condition or conditions as cited by Council.

- THAT Council not support development variance permit application #DVP00519 to vary the following sections of Zoning Bylaw #5000 to allow for a five storey, 35 unit, non-profit rental apartment building for Vernon Native Housing Society to be constructed on Lot Pt 10, Plan B1827, DL 66, ODYD (5577 27th Avenue):
 - a) to vary the minimum side yard setback on the north side of the property from 4.5m to 3.2m (Section 9.12.5);
 - b) to vary the maximum side yard projections of decks on the north side of the property from 0.8m to 1.6m (Section 4.4.2);
 - c) to vary the maximum building height from the lesser of 16.5m or 4.5 storeys to 16.6m and 5.0 storeys (Section 9.12.5);
 - d) to vary the minimum number of required off-street parking spaces from 63 spaces to 22 spaces (Section 7.1.2, Table 7.1); and
 - e) to vary the maximum number of small car parking spaces from 40% to 50% (Section 7.1.11).

AND FURTHER, that prior to final adoption of the zoning amendment and housing agreement bylaws, the Development Permit be ready to be issued and that any required variance to Zoning Bylaw #5000, as amended, be evaluated by Council and approved if appropriate.

Note: This alternative does not support the development variance permit application. The owner would have to develop the property in accordance with the bylaw. Should Council choose this alternative, Administration recommends to delay the adoption of the zoning amendment and housing agreement bylaws until the development permit be ready to be issued.

ANALYSIS:

A. Committee Recommendations:

At its meeting of August 17, 2021, the Advisory Planning Committee passed the following resolution:

" to be cited by the Committee."

At its meeting of August _____, 2021, the Affordable Housing Advisory Committee passed the following resolution:

" to be cited by the Committee."

B. Rationale:

1. The subject properties are located at 5545 and 5577 27th Avenue, as shown in Figures 1 and 2. The total area of the lots is 0.65 hectare (1.6 acres). The property at 5545 27th Avenue has an existing four storey, 38 unit non-profit rental apartment building – "Thunderbird Manor" (Figure 3), operated by Vernon Native Housing Society (VNHS). VNHS has proposed to develop a second phase, five storey rental apartment building with 35 non-profit units on the adjacent property at 5577 27th.

- 2. At its Regular Meeting of January 13, 2020, Council gave Third Reading to "5577 27th Avenue Rezoning Amendment Bylaw Number 5790, 2019" a bylaw to rezone the subject property from R2 Large Lot Residential to RH1 Low-Rise Apartment Residential in order to construct a rental apartment development for VNHS. At its Regular Meeting of January 25, 2021, Council approved a one year extension to the processing timeline for the Bylaw to January 13, 2022.
- 3. The applicant is seeking to vary the following sections of Zoning Bylaw #5000 for the proposed second apartment building at 5577 27th Avenue (Attachment 1):
 - a) to vary the minimum side yard setback on the north side of the property from 4.5m to 3.2m (Section 9.12.5);
 - b) to vary the maximum side yard projections of decks on the north side of the property from 0.8m to 1.6m (Section 4.4.2);
 - c) to vary the maximum building height from the lesser of 16.5m or 4.5 storeys to 16.6m and 5.0 storeys (Section 9.12.5);
 - d) to vary the minimum number of required off-street parking spaces from 63 spaces to 22 spaces (Section 7.1.2, Table 7.1); and
 - e) to vary the maximum number of small car parking spaces from 40% to 50% (Section 7.1.11).

In their letter (Attachment 1), the applicant has provided an overview of the project and justifications for the requested variances.

4. As illustrated in Attachments 2 to 5, the proposed five storey multifamily apartment building will provide 35 units ranging from one to four bedrooms. The building has been designed to be complementary with phase I by incorporating a similar contemporary modern appearance. Exterior finishes include the use of wood and stone textures. Landscaping includes enhanced natural areas between the buildings and tree plantings within side yards to provide screening and privacy for adjacent properties. An onsite playground with an adjacent seating amenity area is intended for family enjoyment and community



Figure 1 - Location of Subject Properties



Figure 2 - Aerial View of Subject Properties

connectivity. Parking is provided via surface stalls behind the building so as to be less visible from the street. Although, each building is on a separate property and title, the amenities and parking area will be shared between the two phases by a legal agreement (Attachment 8) and the two buildings will function as they are on one property. Keeping each phase on a separate title is required by VNHS and BC Housing in order to be eligible to access to provincial funding.

5. Section 9.12.5 in Zoning Bylaw #5000 for RH1: Low-Rise Apartment Residential (Attachment 7), requires for a minimum 4.5m for a side yard setback. The applicant is asking to vary the side yard setback on the north side of the building from 4.5m to



Figure 3 – VNHS 38 Rental Apartment Building "Thunderbird Manor" (Phase I)

3.2m for the heating, ventilation, and air conditioning (HVHC) systems, which are located beside the decks of each unit. According to Section 4.4.2 in Zoning Bylaw #5000, decks may project up to 0.8m into an interior side yard. The decks are proposed to project 1.6m into the north side yard. The requested side yard setback variances for the HVAC systems and decks projections are minor in scale with no impact on the property to the north, which is also owned by the VNHS. These variances are only required as a result of development the two phases on separate properties, and would not be needed if the lots were consolidated. As such, administration supports the requested variances.

- 6. The applicant is seeking to vary the maximum building height in RH1 zoning district (Attachment 7) from the lesser of 16.5m or 4.5 storeys to 16.6m and 5 storeys. As illustrated in the building elevations (Attachment 4), the additional half storey and 0.1m (10cm) has no impact on the adjacent properties. The top floor (level 5) is setback by penthouse units with wide decks. This design breaks the mass of the building and the small addition is not noticeable from the street level. Pursuant to the minor height addition to the building, the applicant succeeded to increase the number of much needed non-profit large rental units. As such, Administration supports the requested height variance.
- 7. The proposed apartment building would provide 35 rental units comprising of 10 one bedroom, 11 two bedroom, eight three bedroom and six four bedroom units (Attachments 2 and 3). Zoning Bylaw #5000 requires 63 off-street parking spaces (five of which would be designated as visitor parking), at 1.77 spaces per unit. The applicant is proposing 22 spaces on the subject property at 5577 27th Avenue (five of which would be designated as visitor parking), resulting in 0.62 spaces per unit. Although the proposed parking supply is far below the City's requirement of 63 parking spaces, the future parking demand onsite is anticipated to be absorbed by surplus parking available from the adjacent Phase I development. In combination, Phase I and Phase II together are expected to provide a total of 77 parking spaces within the development, resulting in 1.05 spaces per unit.

In support of the parking variance, the applicant provided a parking study as part of the TIA (Attachment 6). The study provides the support rationale for the variance request, as follows:

- The user groups are individuals with low incomes. Studies have shown that non-profit rental housing developments generate less vehicle ownership and less parking demands than market housing developments;
- On-site parking demand from Phase I that is now fully occupied revealed that the peak occupancy for parking spaces within the Phase I development was low, with 21 parking spaces

occupied out of the 55 parking spaces provided on-site. The estimated demand for proposed Phase II would be 26 parking spaces;

Secure and sheltered bike parking would be provided for residents;

- Transit service is available within a five minute walking distance of the development (Route 7 operates adjacent to the site and Route 8 operates nearby on Okanagan Landing Road/Heritage Drive). The site is located within walking distance to services, jobs and shopping at the adjacent Okanagan Landing Plaza;
- Existing active transportation infrastructure is provided nearby, including multiuse pathways on Allenby Way and Okanagan Landing Road and sidewalks / bike lanes on 27th Avenue; and
- Future active transportation improvements are planned for the area, including a multiuse pathway adjacent to the site on 27th Avenue, connecting the existing Allenby Way and Okanagan Landing Road multiuse pathways.

The TIA also assessed that the development is expected to produce a peak period demand of 26 parking spaces which includes both residents and visitors (1.34 spaces per unit). The anticipated parking demand for phase I and II would be 47 stalls. While 77 stalls will be provided (1.05 spaces per unit) are below the Zoning Bylaw requirement, they are in excess of the anticipated demand of 47 stalls and in overall the site is anticipated to have a surplus of 30 parking spaces for use by staff and visitors.

- 8. As illustrated in Attachment 1, the parking layout at 5577 27th Avenue consists of 22 off-street parking spaces, which includes 11 regular (includes two accessible parking spaces), 11 small car. Zoning Bylaw #5000 limits the number of small car spaces to 40% of the total parking supply. The applicant has also requested a parking variance to the maximum number of small car spaces from 40% to 50% of the total parking supply. Administration supports the variance to provide a total of 50% of small car spaces based on the following:
 - Smaller vehicles are generally more affordable to purchase and operate for lower income and budget conscious residents;
 - Market trends are to cross-over models and small or mid-sized SUVs, which have an average length of 4.9m and can be accommodated by the small car parking space; and
 - The top selling large vehicles and pickup trucks made up only 23% of the Canadian new vehicle market in 2017 (Drive.ca).
- 9. At its Regular Meeting of January 13, 2020, Council gave Third Reading to "5577 27th Avenue Rezoning Amendment Bylaw Number 5790, 2019" a bylaw to rezone the subject property from R2 Large Lot Residential to RH1 Low-Rise Apartment Residential in order to construct a rental apartment development for VNHS, subject to a reciprocal access agreement for parking and drive aisles across the sites and between the two properties at 5545 and 5577 27th Avenue.

As requested by Council and in order to meet the site constraints for services and shared access, drive aisle, parking and amenities between phase I and II, VNHS has provided an easement on the title of both properties at 5544 and 5577 27th Avenue (Attachment 8). Should Council support the proposed development and requested variances, Administration recommends to adopt "5577 27th Avenue Rezoning Amendment Bylaw Number 5790, 2019".

10. Prior to the construction of the second non-profit rental apartment building, VNHS has requested Council support for a housing agreement for both buildings on the subject properties at 5545 and 5577 27th Avenue, so that in addition to the 38 existing units, 35 new affordable rental units can be constructed. This conforms to Section 4.9.2 of the Zoning Bylaw #5000 provided there is a public benefit such as affordable or special needs housing rented at below market rates. The two VNHS non-profit rental apartment buildings with 73 one to four bedroom units will offer the public benefit of much needed affordable housing rented at below market place. The housing agreement / covenant was also required by Council in order to approve the strata conversion application by VNHS and BC Housing for the

existing building in phase I. Administration recommends that Council support VNHS's request to enter into a housing agreement.

- 11. Housing agreements are also utilized to waive "low income housing" projects from being levied City and the Regional District of North Okanagan (RDNO) Development Cost Charges (DCCs). Waiving the project's DCCs are permitted in the City's Bylaws #5233 and #5680 and in the RDNO Bylaws #1983 and #2789. In the subject case, the proposed 35 unit non-profit rental apartment building is qualified as per Section 563 (1) (a) in the *Local Government Act* and in the City and RDNO Bylaws for DCCs exemption in total amount of \$382,445. \$278,040 are municipal DCCs for servicing and parks and \$104,405 are regional DCCs for water and parks and natural space.
- 12. Administration supports the development variance application and the housing agreement for the following reasons:
 - a) Council gave Third Reading to "5577 27th Avenue Rezoning Amendment Bylaw Number 5790, 2019" a bylaw to rezone the subject property from R2 Large Lot Residential to RH1 Low-Rise Apartment Residential in order to construct a non-profit rental apartment development for VNHS.
 - b) The proposed variances would allow for an additional non-profit rental housing development with 35 units, which meets the goals and objectives in the City's Attainable Housing Strategy. This strategy has been endorsed by Council. The requested variances are mostly minor in scale with minimal impact on the adjacent properties.
 - c) The building has been designed to be complementary with phase I by incorporating a similar contemporary modern appearance. Exterior finishes include the use of wood and stone textures. Landscaping includes enhanced natural area between the buildings and tree plantings within side yards to provide screening and privacy for adjacent properties. An onsite playground with an adjacent seating amenity area is intended for family enjoyment.
 - d) Based on the provided TIA, the 77 proposed parking stalls to be shared between phase I and II are more than the anticipated combined demand of 47 stalls. Overall, the site is anticipated to have a surplus of 30 parking spaces for use by staff and visitors.

C. Attachments:

Attachment 1 – applicant's letter dated February 19, 2021

Attachment 2 - site plan

Attachment 3 – ground to fifth level floor plans

Attachment 4 – building elevations

Attachment 5 – landscaping plan

Attachment 6 - Transportation Impact Assessment (TIA)

Attachment 7 - RH1: Low Rise Apartment Residential zoning district

Attachment 8 - reciprocal access and use agreement between 5545 and 5577 27th Avenue

Attachment 9 - Housing Agreement Covenant

D. Council's Strategic Plan 2019 – 2022 Goals/Action Items:

The subject rezoning application involves the following objectives in Council's Strategic Plan 2019 – 2022:

- > Create accessible and attainable housing for families with annual income below \$70,000
- > Develop affordable housing partnerships, including the use of City lands
- > Affordable/accessible housing, continue to pursue every effective means to ensure safe housing for all

- > Streamline the residential development approval process
- > Promote transit oriented housing and mixed use development
- > Work towards a sustainable Vernon environmentally, economically and socially

E. Relevant Policy/Bylaws/Resolutions:

- 1. The subject properties are designated Neighbourhood Centre on the land use map in the Official Community Plan (OCP). The subject property at 5545 27th Avenue zoned RH1: Low-Rise Apartment Residential in Zoning Bylaw #5000 and has an existing four storey, 38 unit non-profit rental apartment building "Thunderbird Manor", operated by Vernon Native Housing Society (VNHS). The subject property at 5577 27th Avenue has received Third Reading to rezone the subject property from R2 Large Lot Residential' to RH1 Low-Rise Apartment Residential in order to construct VNHS's phase II non-profit rental apartment development with 35 units.
- 2. At its Regular Meeting of November 25, 2019, Council passed the following resolution for ZON00342 and gave First and Second Readings:

THAT Council support the application to rezone Lot Pt 10, Plan B1827, DL 66, ODYD (5577 27th Avenue) from R1 – Estate Lot Residential to RH1 – Low Rise Apartment Residential in order to construct a rental apartment development, subject to the following:

The owner is to enter into a reciprocal access agreement for parking and drive aisles across the site and adjacent properties (5577 and 5545 27th Avenue).

AND FURTHER, that prior to final adoption of the zoning amendment bylaw, the Development Permit be ready to be issued and that any required variance to Zoning Bylaw #5000, as amended, be evaluated by Council and approved if appropriate.

- 3. At its Regular Meeting of January 13, 2020, Council gave Third Reading to "5577 27th Avenue Rezoning Amendment Bylaw Number 5790, 2019" a bylaw to rezone the subject property from 'R2 Large Lot Residential' to 'RM2 Multiple Housing Residential'.
- 4. At its Regular Meeting of January 25, 2021, Council passed the following resolution:

THAT Council approve the extension of the processing timeline for "5577 27th Avenue Rezoning Amendment Bylaw Number 5790, 2019" to January 13, 2022.

5. At its Regular Meeting of February 8, 2021, Council passed the following resolution:

THAT Council approve the strata conversion application for Lot 1, Plan 5914, DL 66, ODYD (5545 27th Avenue), subject to the following conditions:

- a) That Council waive the Section B conditions within Council's policy titled "Strata Conversion Applications";
- b) That a covenant be registered on the titles of all strata units that maintain the use of the building as affordable rental housing; and
- c) That Council's approval period is to expire one year from the date of Council's consideration.

- 6. Section 4.9 of Zoning Bylaw #5000 governs housing agreements, as follows:
 - 4.9 Housing Agreements
 - 4.9.1 City Council may enter into a housing agreement and/or covenant pursuant to the *Local Government Act*, as a condition of approval for affordable and/or special needs housing, which contains contractual arrangements as to any, or all, of the following:
 - the use of the lot in relation to any existing or proposed building or structure including the preservation of buildings, structures and environmental setbacks;
 - the occupancy, form of tenure, availability, administration, management and rent provisions, of the housing units;
 - the timing of the development; and
 - such other conditions as may be considered reasonable under the circumstances.
 - 4.9.3 All agreements and/or covenants entered into pursuant to Section 4.9 shall run with the land as a priority charge against the title of the subject lands at the *Land Title Office*.
- 7. Section 563 (1) (a) in the Local Government Act for Circumstances in which development cost charges may be waived or reduced not payable:
 - 563 (1) In this section, "eligible development" means a development that is eligible in accordance with an applicable bylaw or regulation under this section as being for one or more of the following categories:
 - (a) not-for-profit rental housing, including supportive living housing;
- 8. Section 9 of City of Vernon Development Cost Charges Bylaw #5233 and Section 7 of City of Vernon Parks Development Cost Charges Bylaw #5680 for Waiver of DCCs for Low Income Housing:

Pursuant to the Local Government Act, development cost charges for low income housing are waived in their entirety

9. Section 4 (1) of RDNO, Greater Vernon Water Utility Water Development Cost Charge Bylaw #1983, and Section 12 of Greater Vernon Trails and Natural Space Development Cost Charge Bylaw #2789, development cost charges exempt:

Pursuant to section 563(1)(a) of the Local Government Act, Development Cost Charges for not-for-profit rental housing as defined in this bylaw are waived in their entirety.

10. The Local Government Act provides Council with the authority to vary local bylaws based on site specific considerations. The granting of such variances does not set a precedent within the community for future variances to be based upon, as each variance application must be evaluated on its own merit and potential implications to the whole community and the specific neighbourhood.

BUDGET/RESOURCE IMPLICATIONS:

The subject project involves low income housing to be developed, owned and operated by a non-profit housing society. This project would qualify for the City and RDNO DCC waiver provisions in the amount of \$382,445. \$278,040 from this amount are municipal and \$104,405 are regional DCCs.

Prepared by:	Approved for sul	bmission to Council:
X Signer 1	Will Pearce, CAC	
Roy Nuriel Economic Development Planner	Date:	
X Signer 2 Kim Flick Director, Community Infrastructure a	and Development	
REVIEWED WITH Corporate Services Bylaw Compliance Real Estate RCMP Fire & Rescue Services Human Resources Financial Services COMMITTEE: APC (210817) AHAC (2108_)	 □ Operations □ Public Works/Airport □ Facilities □ Utilities □ Recreation Services □ Parks 	 ☑ Current Planning ☐ Long Range Planning & Sustainability ☐ Building & Licensing ☐ Engineering Development Services ☐ Infrastructure Management ☒ Transportation ☒ Economic Development & Tourism

DEVELOPMENT

VARIANCE

PERMITS\20

Applications\DVP00519\2



Proposal for Development Permit and Development Variance Permit

Introduction

This application is for a Development Permit, and Development Variance Permit to facilitate the construction of a 35-unit low-rise residential building for the Vernon Native Housing Society.



Site Context and Land Use

The subject site consists of a single parcel. The property is currently zoned R1 but has an active zoning application in progress to rezone to RH1 Low Rise Apartment Residential. The OCP Land Use Designation is Neighborhood Centre.







Site Context Source: RDNO



Proposal Overview

The owner of these properties would like to undertake a Development Permit to construct a 5 storey multi-family residential building with 35 units ranging from 1 bedroom up to 4 bedrooms. The building will be operated by the Vernon Native Housing Society as a low-cost rental building. As home prices and rent costs rise, the provision of affordable rental housing options is becoming a critical priority within the Okanagan. This project aims to help fill that housing gap, similarly to the 1st phase on the property immediately North.

The structure has been designed with significant contemporary influence and hosts a very modern appearance. Exterior finishes include the use of wood and stone textures to provide a high-quality appearance. Landscaping will be robust in nature and includes tree plantings within side yards to ensure screening and privacy for adjacent properties. An onsite playground with an adjacent seating amenity area is targeted towards family wellbeing and enjoyment. Parking is provided via surface stalls behind the building to be less visible from the street.



Site Landscape Plan







Variance Requested

There are 3 minor variances requested as part of this proposal:

- 1) Height A very minimal height variance is requested to increase the height of the building from 4.5 storeys and 16.5m, to 5 storeys and 16.6m. To put this height variance differential into perspective, 0.1m (10cm) is about the height of a coffee cup. It is very unlikely a pedestrian would be able to discern the difference between a 16.5m and a 16.6m tall building, respectively.
- 2) Parking Variance Site constraints have only allowed space for 22 stalls, while the bylaw requirement is 62 stalls. That said, subsidized housing has a much lower rate of vehicle ownership than conventional apartments. Furthermore, all parking and access will be shared with the property to the North, which is also owned by the Vernon Native Housing Society. Together, both buildings will have 77 stalls for 73 units. R.F Binnie & Associates also assessed this concern in their report and found that:

"Looking at the whole site together, 77 parking spaces will be provided, and the anticipated parking demand would be 47 parking spaces (21 observed from Phase I and 26 estimated for Phase II); therefore, the overall site is anticipated to have a surplus of 30 parking spaces for use by staff and visitors." Binnie, 2021

Photos taken by Binnie on July 2, 2020 (a Thursday at 6:45pm), show a large amount of open parking spaces in the parking lot of the phase 1 building, which was fully occupied at the time.









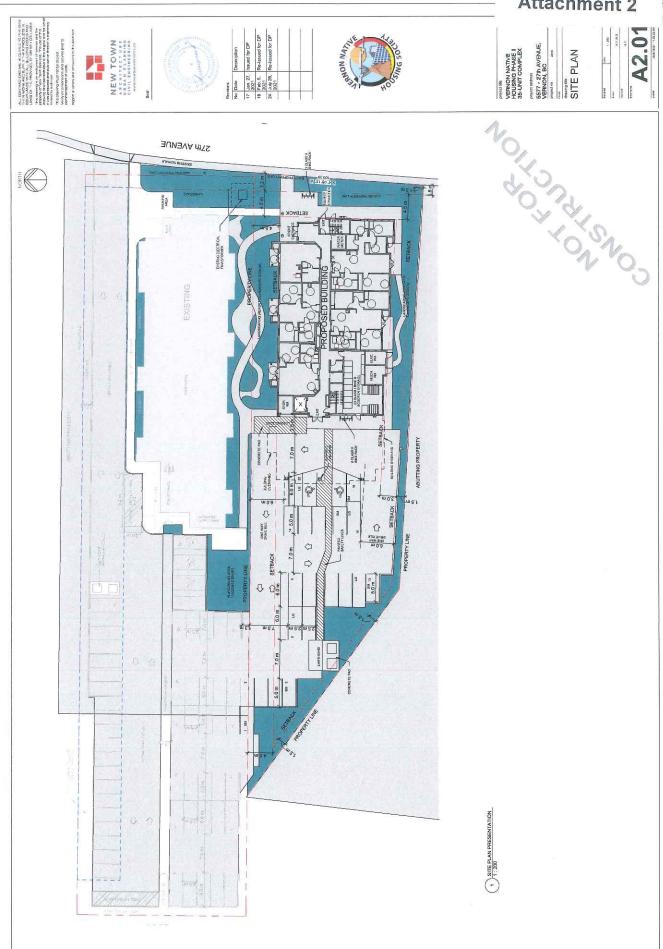


3) <u>Deck Encroachment</u> - According to the City's Zoning Bylaw, decks may encroach into required setbacks up to o.8m. The applicant would like to request the ability to encroach 1.6m on the North side setback for deck overhangs/mechanical equipment ONLY. It is very important to consider that this side faces the existing phase 1 building, which is also owned by the Vernon Native Housing Society. This variance will not have an impact on any of the other neighboring properties.

Conclusion

This project will provide a variety of much needed low-cost rental homes for the Vernon community. With affordability in the Okanagan at an all-time low, these homes will have a range of rent prices to be attainable to a broader number of potential residents. The variances requested are very minor in nature, with the benefits of the project far outweighing the negatives. The applicant kindly requests support from staff and council on this application.

Attachment 2



Attachment 3



project address SETY - ZATA ARBAUE, SETY - ZATA ARBAUE, CATA ARBANON, BC. CATA ARBANON, BC. CATA ARBANON, BC. CATA ARBANON, CATA A3.02 VERNON NATIVE HOUSING PHASE II 35-UNIT COMPLEX NONTON NOS NORTH COMMENT ₩ E.O ž III 51.1 SF DECK 305 126.7 SF 126.7 SF - A DECK 403 DECK 406 105.1 SF DECK 402 182.7 SF DECK 407 190 8 SF DECK 308 119,0 SF DECK 301 51.3 SF 51.3 SF(100 2 LEVEL 4 1/8" = 1".0"



Attachment 4







Re-Issued for DP

PRE-FINISHED METAL CAP FLASHING

100'-0"

- 3

- G

1 WEST ELEVATION 1/8" = 11:0"

REVEALS (EZY TRIM)

PAINTED METAL EXTERIOR DOORS

ROOF ACCESS HATCH

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STOREFRONT GLAZING

BALCONY POSTS (WRAP WV) ALUMINUM GLAZED DOORS DOUBLE GLAZED WINDOWS

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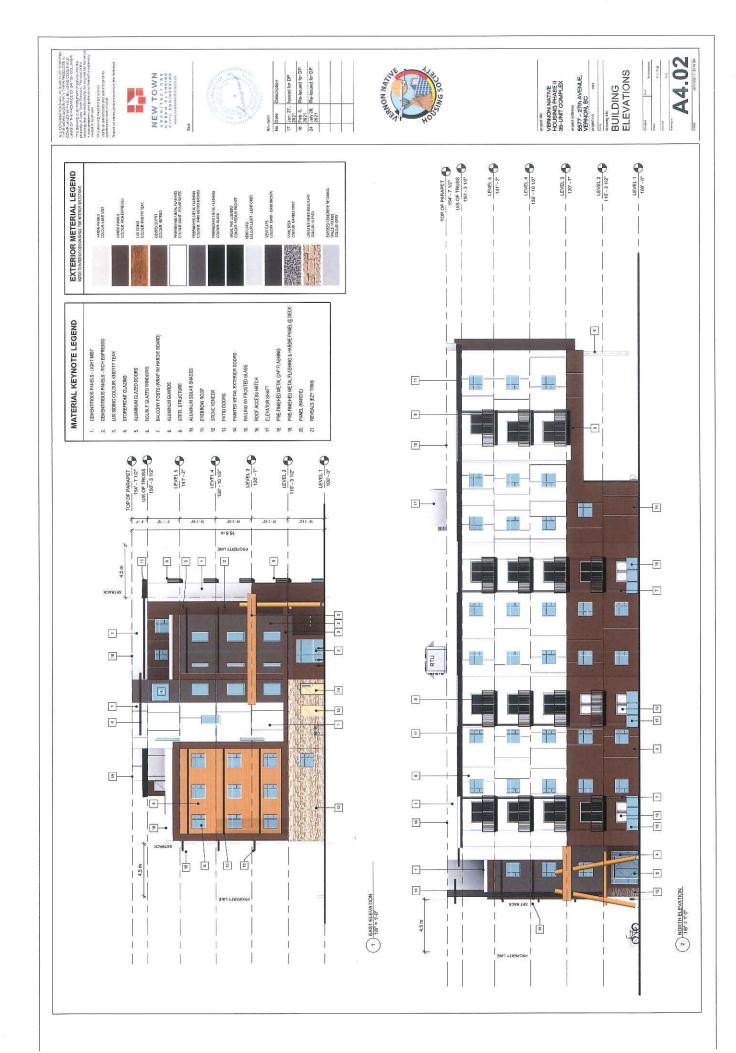
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DRAFT Traffic Impact Study - Rev.2

M'akola Development Services
Vernon Native Housing Society Development - Phase II

February 9, 2021

Reviewed by: Jonathan Ho, P.Eng., PTOE Traffic Services Division Manager Prepared by: Sadia Khan Engineering Assistant

BINNIE CONSULTING LTD.

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APPENDICES

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APPENDIX D: Synchro Analysis Results (To Be Provided)



1 INTRODUCTION

1.1 Background

R.F. Binnie & Associates Ltd. (Binnie) was retained by M'akola Development Services (MDS), on behalf of Vernon Native Housing Society (VNHS), to prepare a traffic impact study for Phase II of a proposed multifamily residential development in the City of Vernon (the City). The proposed development is expected to provide a total of 35 residential rental units for Aboriginal Elders, individuals with accessibility challenges, and families living off-reserve. Phase I is a multi-family residential development providing a total of 38 units. A proposed site plan of the study development is provided in **Appendix A**.

1.2 Project Location

The address of the proposed development is 5577 27th Avenue. The site is located on the west side of 27th Avenue and north of Okanagan Landing Road. The primary access to the site is expected to be via the Phase I access located on 27th Avenue. The location of the proposed development site is shown in **Figure 1-1**.

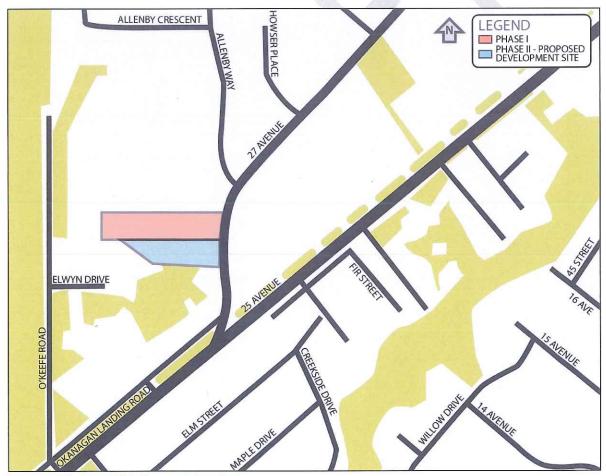


Figure 1-1: Proposed Development Location



1.3 Study Objectives

The objectives of this traffic impact study are to make considerations regarding the following items:

- Traffic flow in the vicinity of the development site
- Access to the proposed development
- Provision of on-site parking spaces
- Necessary transportation changes to support the proposed development





2 EXISTING CONDITIONS

2.1 Land Use

The development complies with the City's Official Community Plan (OCP) and the Development Permit Area (DPA) designation. The site is currently zoned as an R1 Estate Lot Residential, with a proposed rezoning to RH1 Low-Rise Apartment Housing for the proposed development. The adjacent land uses are generally for single-family and multi-family developments. The site is also located near amenities and services such as Ellison Elementary School, Clarence Fulton Secondary School, and a commercial property with local groceries and food outlets.

2.2 Adjacent Road Network

2.2.1 Highway 97

Highway 97 is one of the main highways in the interior of British Columbia (B.C.), spanning from Osoyoos to the border between B.C. and Yukon Territory. It runs primarily in the north-south direction and connects the City to various other parts of the province. It is maintained by the B.C. Ministry of Transportation and Infrastructure (the MOTI). The section of the highway that runs through Vernon generally has a four-lane urban cross-section with two lanes in each direction.

2.2.2 Highway 6

Highway 6 is another MOTI highway that runs through the southern interior of B.C. It connects the City with numerous communities in the Kootenay region such as Nakusp and Castlegar. It is typically a two-lane highway that runs primarily in the east-west direction.

2.2.3 Arterial Roads

To the south of the site, Okanagan Landing Road and 25th Avenue intersects 27th Avenue at a three-legged intersection. Okanagan Landing Road/25th Avenue are classified as arterial roadways in the City and they generally run in the east-west direction. The existing Okanagan Landing Road has a two-lane rural cross-section and a posted speed of 50 km/h. 25th Avenue has a two-lane urban cross-section with a two-way-left-turn-lane (TWLTL) in the median. Its posted speed is also 50 km/h. The existing paved shoulders on both sides of Okanagan Landing Road/25th Avenue are marked for cyclists.

2.2.4 Collector Road

Allenby Way is classified as a collector roadway in the City with a two-lane urban cross-section. It generally runs in the north-south direction with a posted speed of 50 km/h. It has an existing pedestrian sidewalk on the west side between 27th Avenue and Allenby Crescent and a multi-use pathway (MUP) on the east side.

2.2.5 Local Road

27th Avenue is a local roadway that generally runs in the east-west direction. It has a two-lane urban cross-section with a posted speed of 50 km/h. A pedestrian sidewalk is currently provided on one side of the roadway and on-street bicycle lanes are provided on both sides of the roadway.



2.2.6 Allenby Way and 27th Avenue Intersection

The Allenby Way and 27th Avenue intersection is currently a three-legged stop-controlled intersection. The stop-control is placed on the north approach (Allenby Way) while the traffic on 27th Avenue is free-flowing. There is no existing eastbound left-turn lane for the traffic on 27th Avenue. On Allenby Way, the southbound left-turn movement and right-turn movement each has its own lane. A pedestrian crosswalk is currently provided on the north approach of this intersection.

The existing laning configurations at the study intersection are shown in **Figure 2-1**.

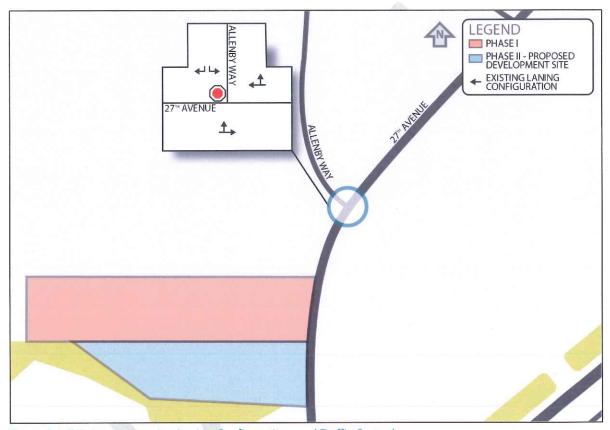


Figure 2-1: Existing Intersection Laning Configurations and Traffic Controls

2.3 Existing Traffic Volumes

Existing traffic volumes for the Allenby Way and 27th Avenue intersection were previously collected by TransTech Data Services Ltd. (TransTech) on June 1, 2017 for the Phase I traffic impact study. The AM peak data were collected between 7:30 AM and 9:30 AM and the PM peak data were collected between 2:30 PM and 5:30 PM as per the request by the City.

The turning movement data generally identified the AM peak hour to be from 7:45 AM to 8:45 AM for this intersection. Within the AM peak hour, approximately 60% of vehicles were travelling westbound on 27th Avenue in front of the proposed development site.



The turning movement data generally identified the PM peak hour to be from 2:30 PM to 3:30 PM for this intersection. Within the PM peak hour, approximately 55% of vehicles were travelling westbound on 27th Avenue in front of the proposed development site.

The existing traffic volumes for the AM peak hour and PM peak hour are summarized in **Figure 2-2**. The turning movement count data are provided in **Appendix B**.

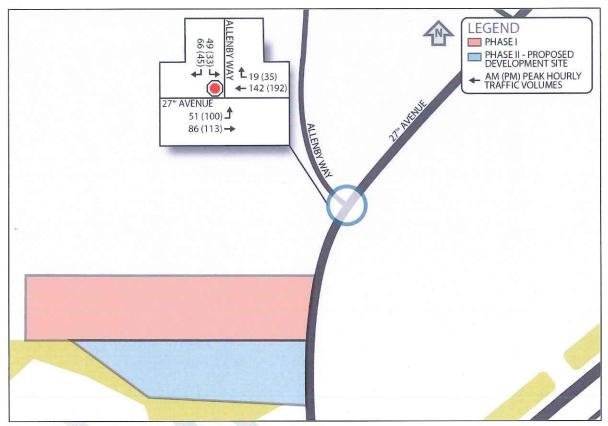


Figure 2-2: Existing Traffic Volumes at Allenby Way and 27th Avenue

2.4 Pedestrians

As described in **Section 2.2**, pedestrian facilities are currently provided on one side of 27th Avenue and on the west side of Allenby Way between 27th Avenue and Allenby Crescent. There is an existing pedestrian crosswalk on the north approach of the Allenby Way and 27th Avenue intersection. At the adjacent Okanagan Landing Road/25th Avenue and 27th Avenue intersection, a pedestrian crosswalk is also provided on the north approach.

There are multiple MUPs in the area as shown in **Figure 2-3**. Near the proposed development, there is a MUP along the east side of Allenby Way beginning at 27th Avenue. There is also a MUP along the south side of Okanagan Landing Road/25th Avenue, west of 27th Avenue. A frontage roadway along Okanagan Landing Road can also be used by motorists and active transportation users west of 27th Avenue.



2.5 Cyclists

Within the study area, multi-use pathways are provided on 25th Avenue and Allenby Way, which are facilities shared by pedestrians and cyclists. There are also on-street bicycle lanes on 27th Avenue, Okanagan Landing Road, and 25th Avenue. Based on the Vernon Community Bike Routes information prepared by the City, the South Vernon cycling routes are shown in **Figure 2-3** with various bicycle routes located in close proximity to the proposed development.

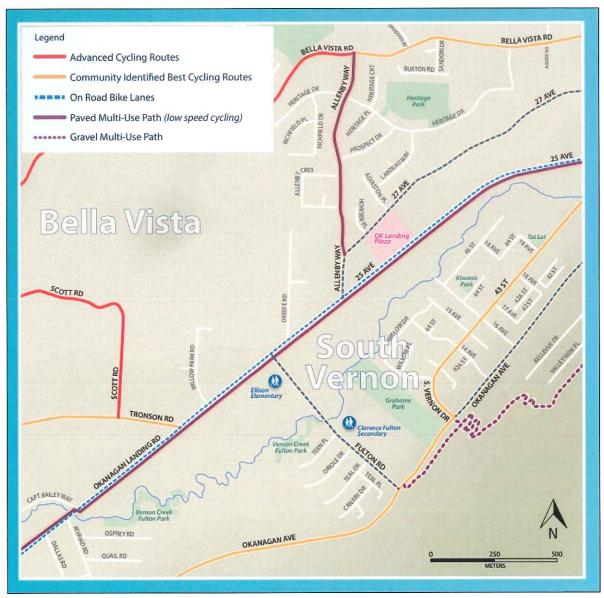


Figure 2-3: South Vernon Cycling Map (City of Vernon)



2.6 Transit Services

The existing transit services in the City are part of the Vernon Regional Transit System according to BC Transit's website. There are two bus routes operating near the proposed development site, each running approximately once every hour:

- Route #7 Okanagan Landing Route This bus route operates between downtown Vernon and Okanagan Landing, extending past the Vernon Airport to Okanagan Lake. There are southbound and northbound bus stops located on 27th Avenue and Allenby Way respectively. Both bus stops are located within a five-minute walking distance from the proposed development.
- Route #8 Bella Vista This bus route operates between downtown Vernon and Lakeshore Road along Bella Vista Road and Okanagan Landing Road. There is a northbound bus stop located on Okanagan Landing Road that is within a five-minute walking distance from the proposed site.

The existing transit routes in Vernon are shown in Figure 2-4.

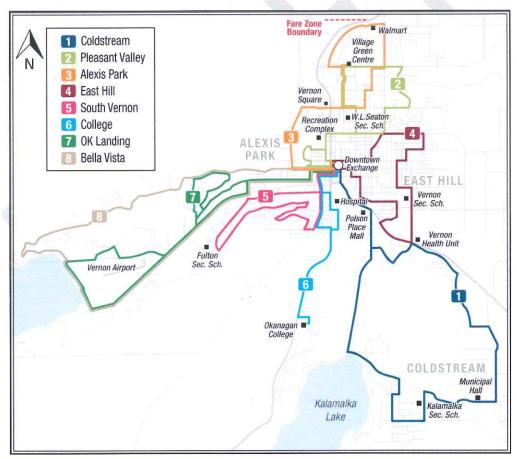


Figure 2-4: Existing Transit Routes in Vernon (BC Transit)



According to the BC Transit website, the Family Travel program allows an adult customer to bring up to four children (12 years and under) on board for free. The program is available to parents and guardians who are 19 and over with a valid monthly pass, DayPASS, ProPASS, U-PASS, or BC Bus Pass. The program is also available on weekends and statutory holidays for parents and guardians paying with cash or tickets.





3 PROPOSED DEVELOPMENT

3.1 Development Concept

The proposed development is located on 27th Avenue between Okanagan Landing Road/25th Avenue and Allenby Way adjacent to the Phase I development. The proposed access to the site will be via the parking lot for Phase I, which is accessed by a driveway on 27th Avenue. It is anticipated that the proposed development will provide 35 rental units when it is completed. Based on the most recent plan provided by MDS, the proposed development consists of the following:

- ten one-bedroom units;
- eleven two-bedroom units;
- eight three-bedroom units; and
- six four-bedroom units.

A single loading space is provided on the Phase I site. The Phase II site plan is expected to provide one new official loading space. A pick-up/drop-off space is also expected to be made available in front of the building entrance.

The proposed development site plan is shown below in Figure 3-1.

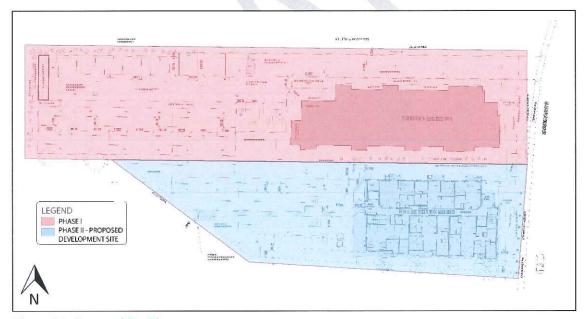


Figure 3-1: Proposed Site Plan

3.2 Internal Circulation

Based on the City's Zoning Bylaw No. 5000, 2003, roadways shall be a minimum 7.0 m wide for all two-way roadways and for all 90-degree parking spaces. Within the Phase II parking area with parking spaces on both sides, the internal roadway will be 7.0 m to meet the City's bylaw requirement; however, the traffic circulation in front of the proposed Phase II building is expected to be one-way only due to the



reduced roadway width adjacent to the southern property line and between the Phase I and Phase II buildings, which are expected be 6.0 m in their widths.

An AutoTURN analysis was conducted based on the Phase II site plan provided in **Appendix A**. This report assumes that an HSU design vehicle is representative of a typical garbage collection vehicle and loading truck. The internal circulation of the design vehicles was analyzed for the following scenarios:

- An HSU accessing the Phase II garbage collection area
- A passenger vehicle accessing the Phase II parking area when an HSU is occupying the garbage collection area
- An LSU design vehicle accessing the Phase II loading space, representative of typically mail or parcel delivery vehicles
- A community shuttle accessing the Phase II building based on a design vehicle similar to TransLink's HandyDART, or equivalent mobility transport service.

Based on the analysis, the garbage collection vehicle is expected to be able to turn around efficiently within the site to leave the study development by driving forward; therefore, it would not negatively impact traffic operations and safety on 27th Avenue. It is recommended that the property management schedule the garbage collection and the loading activities at different times during the day to minimize the impacts to the internal traffic circulation.

A passenger vehicle is expected to be able to enter and exit the parking lot while a garbage collection vehicle occupies the garbage collection area in the Phase II development.

An LSU design vehicle is expected to be able to circulate the Phase II parking lot via the one-way drive aisle, enter the proposed loading space, and exit the site without any issues.

Based on the latest site plan, the community shuttle is expected to be able to circulate the Phase II parking lot via the one-way drive aisle without any issues.

The AutoTURN analysis figures are provided in Appendix C.

3.3 Off-Street Parking and Loading Provisions

3.3.1 Off-Street Vehicular Parking

Based on Section 7 of the City's Zoning Bylaw No. 5000, dated 2003, the proposed development is expected to require a total of 63 parking spaces when it is completed, with 58 parking spaces provided for the residents and five parking spaces provided for visitors. **Table 3-1** shows a breakdown of the recommended number of parking spaces per unit type by the City.



Table 3-1: (On-Site Residentia	Parking Space	Requirements

Stall Requirement	Total Units	Recommended (stalls/unit)	Parking Spaces Required
One-Bedroom	10	1.25	13
Two-Bedroom	11	1.5	17
Three-Bedroom	8	2.0	16
Four-Bedroom	6	2.0	12
Visitor	35	1/7	5
		Total	63

Based on the information provided by MDS, the current Phase II development concept is anticipated to provide a total of 22 parking spaces on-site, which are inclusive for the residents and visitors. Although the proposed parking supply is far below the City's requirement of 63 parking spaces, the future parking demand on-site is anticipated to be absorbed by surplus parking available from the adjacent Phase I development. In combination, Phase I and Phase II together are expected to provide a total of 77 parking spaces within the development.

The residents expected to occupy the proposed development are of lower income and they are expected to have low vehicle ownership. A site visit was conducted on July 2, 2020 by Binnie staff to estimate the existing on-site parking demand from Phase I that is now fully occupied. The site visit revealed that the peak occupancy for parking spaces within the Phase I development was low, with 21 parking spaces occupied out of the 55 parking spaces provided on-site. This observed demand worked out to be around 0.32 parking space per bedroom, which are consistent with observations from other parking studies conducted in the City; the observed rates range from 0.2 to 0.5 parking space per bedroom, but most were at the 0.3 parking space per bedroom similar Binnie's observations.

Given that the proposed Phase II building with 35 units is expected to provide 80 bedrooms in total, its parking demand is estimated to be 26 parking spaces. Looking at the whole site together, 77 parking spaces will be provided and the anticipated parking demand would be 47 parking spaces (21 observed from Phase I and 26 estimated for Phase II); therefore, the overall site is anticipated to have a surplus of 30 parking spaces for use by staff and visitors.

As there are two transit routes operating directly adjacent to the study development, the future residents of the Phase II development do not necessarily have to rely on private vehicles to access local amenities or commercial retails as the latter is located nearby across 27th Avenue. Families within the development may also take advantage of BC Transit's family travel policy described in **Section 2.6**.

The City recommends regular parking spaces to be 6.0 m in length and 2.5 m in width. Up to 40% of the required parking spaces may be of a shorter length, to a minimum of 5.0 m. This City also recommends accessible parking spaces to be 2.6 m in width, plus a 2.0 m side aisle that can be shared between two spaces.

3.3.2 Off-Street Loading

Section 7 of the City's Zoning Bylaw No. 5000, dated 2003, states that the proposed development is expected to require loading spaces at a rate of one per 2,800 sq. m. (approx. 30,200 sq. ft.) Gross Floor



Area (GFA). Based on the aforementioned rate for loading space, the 32,492 sq. ft. GFA of the proposed development should provide one loading space. Each off-street loading space is also required to be a minimum of 28 sq. m. in size.

Based on the information provided by MDS, the development is proposing one loading space in front of the building; thus, the City's requirement in the loading provision is met. Temporary pick-up/drop-off may also occur in front of the Phase II building entrance.

3.3.3 Bicycle Parking

Based on Section 7 of the City's Zoning Bylaw No. 5000, dated 2003, the proposed development is expected to require 17 Class I bicycle parking spaces and approximately nine Class II bicycle parking spaces when completed. A Class I bicycle parking space is expected to be secured in either a designated area within a gated parkade or provided using bicycle lockers. The remaining Class II bicycle parking spaces are meant for short-term use and they could be provided using bicycle racks in front of the proposed development.

According to the information provided, the study development is expected to exceed the requirements for bicycle parking by providing 23 Class I and 9 Class II bicycle parking spaces.

3.4 Transportation Demand Management

To address the variance in off-street parking, transportation demand management (TDM) strategies may be considered for the study development, if required. The following TDM measures may be suitable for the study Phase II development:

- Provide additional Class B bicycle parking above minimum requirements
- Provide on-site bicycle maintenance facilities
- Provide fleet of bicycles for residents and/or quests to use
- Provide improved end of trip amenities such as electric bike/scooter chargers for residents and/or guests

The abovementioned TDM strategies would complement the study development's close proximity to existing BC Transit services and the availability of the Family Travel program for the residents, and the residents' low vehicle ownership.

3.5 Pedestrian Connections

Pedestrians will be able to access proposed development using the existing sidewalk on 27th Avenue. As previously mentioned in **Section 2.4**, there are also a number of pedestrian facilities provided around study development that the future residents can use. Within the site, a pedestrian pathway will be designated between the Phase II garbage collection area and the building entrance.



3.6 Cycling Connections

There are also a number of bicycle routes in the vicinity of the proposed development, namely 25th Avenue, 27th Avenue, and Allenby Way. It is understood that the City is proposing a multi-use pathway be constructed along the west (north) side of 27th Avenue between Allenby Way and Okanagan Landing Road/25th Avenue.

3.7 Phasing and Timing

The proposed Phase II development is expected to be fully constructed and occupied by the 2021 horizon year, providing 35 rental units.

3.8 Trip Generation

The forecast trip generation for the proposed study and adjacent developments was estimated based on the rates published in the ITE *Trip Generation*, 9th Edition to ensure consistency with the traffic forecast for the Phase I development. ITE has since published *Trip Generation*, 10th Edition and most trip generation rates are lower than the older publication.

Based on the information provided by MDS that the 35 dwelling units are all expected to be rental units, Binnie selected the Residential Low-Rise Apartment (ITE Ref. 221) land use from the ITE publication (9th Edition). The average trip generation rates for this land use are estimated to be 0.51 trips per dwelling unit during the AM peak hour and 0.62 trips per dwelling unit during the PM peak hour. These rates were compared with the latest rates published in the *Trip Generation*, 10th Edition, and they were found to be slight higher than the current rates; therefore, traffic analysis performed using the following trip generation estimates should be more conservative.

The forecast site generated traffic for the proposed study developments is summarized in Table 3-2.

Table 3-2: Forecast Study Developments Site Generated Traffic

Description	Size	Unit	ITE Ref.	Avg. Trip Ends per Unit	Generated Trip Ends	% Entering		Vehicle Entering	
AM Peak Hour		\							
Residential	Phoesis commis						ale le present		
Apartment	35	Units	221	0.51	18	20	80	4	14
	100					***************************************	Subtotal:	4	14
***************************************			***************************************	•		***************************************	Total:	4	14
PM Peak Hour			***************************************	***************************************					
Residential	awallan alah				Kasa sana zana				
Apartment	35	Units	221	0.62	22	64	36	14	8
		***************************************	***************************************				Subtotal:	14	8
							Total:	14	8

3.9 Trip Distribution

The forecast trip distribution for the site generated traffic volumes is estimated based on the existing travel patterns as identified by the recent turning movement counts. The forecast trip distribution and site generated traffic volumes are shown in **Figure 3-2** and **Figure 3-3** respectively.



3.9.1 AM Peak Hour

Inbound Trips

The forecast inbound trip distribution in the AM peak is estimated to be as follows:

- 60% from 27th Avenue east of the site access
- 40% from 27th Avenue west of the site access

Outbound Trips

The forecast outbound trip distribution in the AM peak is estimated to be as follows:

- 60% towards 27th Avenue west of the site access
- 40% towards 27th Avenue east of the site access

3.9.2 PM Peak Hour

Inbound Trips

The forecast inbound trip distribution in the PM peak is estimated to be as follows:

- 55% from 27th Avenue east of the site access
- 45% from 27th Avenue west of the site access

Outbound Trips

The forecast outbound trip distribution in the PM peak is estimated to be as follows:

- 55% towards 27th Avenue west of the site access
- 45% towards 27th Avenue east of the site access

Based on these considerations, the expected trip distribution percentages for the site generated traffic throughout the study intersections are shown in **Figure 3-2**. The resulting site generated traffic volumes on the study road network are shown in **Figure 3-3**.



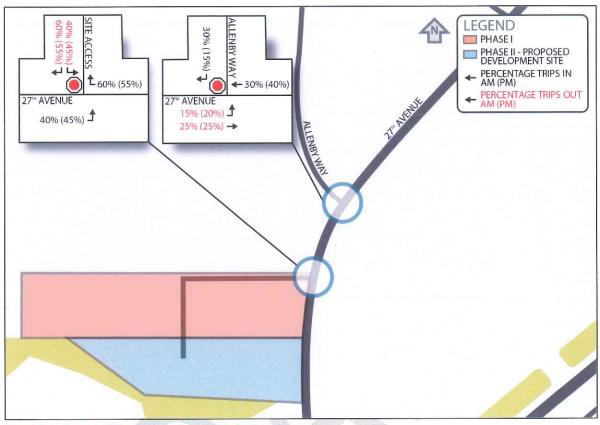


Figure 3-2: Forecast Trip Distribution on Study Road Network



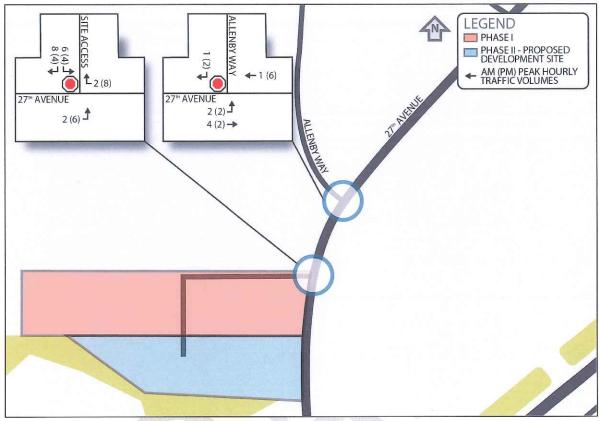


Figure 3-3: Forecast Site Generated Traffic Volumes



4 TRAFFIC ANALYSIS WITH EXISTING ROADWAYS

4.1 Traffic Operations Analysis Methodologies

The traffic operations analysis in this report was performed using the Synchro software suite for unsignalized intersections, which is generally based on the Highway Capacity Manual (HCM) methodologies.

The traffic operations for the background condition, opening day 2021 horizon year, and 2031 horizon year scenarios were evaluated to estimate the volume-to-capacity (v/c) ratios, approach delays, level-of-services (LOS), and 95th percentile queue lengths at the study intersections.

When reviewing the traffic analysis results, a v/c ratio at or above 1.00 typically indicates that traffic volumes exceed the intersection capacity. Delay, in terms of seconds, represents the average wait time experienced by a driver on the approach to the intersection. LOS is a grading system on intersection operation based on the calculated delay as shown in **Table 4-1** for an unsignalized intersection. LOS A means that the intersection experiences little to no delay whereas a LOS F indicates significant delay is present. In the publication titled *Transportation Impact Analyses for Site Development*, ITE recommends that a LOS of A to D should be maintained at an intersection in an urban environment, while LOS of E to F is typically undesirable.

The traffic operation analysis is conducted based on the following study thresholds:

- Overall intersection LOS D or better
- Individual movement LOS D or better
- Individual movement v/c ratio of 0.85 or less
- 95th percentile queue lengths

Table 4-1: HCM LOS Criteria for Unsignalized Intersection

Level of Service	Average Control Delay (s/veh)				
A	0 - 10				
A B C D E	> 10 - 15				
Value C	> 15 - 25				
D D	> 25 - 35				
	> 35 - 50				
F	> 50				

The detailed traffic analysis results from Synchro are provided in **Appendix D**.

4.2 2017 Existing Traffic Operations

Binnie evaluated the existing traffic conditions on the study road network. The existing traffic volumes are summarized in **Figure 2-2**. The analysis is performed based on the existing intersection configurations and controls.



4.2.1 AM Peak Hour

During the AM peak hour, the intersection of Allenby Way and 27th Avenue was found to be operating at LOS A with a maximum v/c ratio of 0.10 in the westbound movements. The southbound left-turn movement was found to be operating at LOS B with a v/c ratio of 0.09. All other movements were found to be operating at LOS A.

4.2.2 PM Peak Hour

During the PM peak hour, the intersection of Allenby Way and 27th Avenue as found to be operating at LOS A with a maximum v/c ratio of 0.15 in the westbound movements. The southbound left-turn movement was found to be operating at LOS B with a v/c ratio of 0.08. All other movements were found to be operating at LOS A.

The analysis results for the existing traffic condition are summarized in **Table 4-2**.

Table 4-2: Existing Traffic Operations

Intersection		Turning	AM Peak Hour				PM Peak Hour			
	Movement	LOS	Delay (s)	V/C Ratio	95% Q (m)	LOS	Delay (s)	V/C Ratio	95% Q (m)	
	EBL/T	Α	3.0	0.04	0.9	Α	4.1	0.08	2.0	
Allenby Way/	WBT/R	Α	d	0.10	0.0	Α	-	0.15	0.0	
27th Avenue	SBL	В	11.4	0.09	2.2	В	13.8	0.08	2.0	
(Unsignalized)	SBR	Α	9.4	0.08	2.0	Α	9.7	0.06	1.5	
(Onsignanzeu)	Int. LOS	***************************************		A				A	.,	

4.3 Background Traffic Operation Analysis

The horizon year background traffic volumes were projected based on an annual growth rate of 1.5% provided by the City and adding the forecast site-generated volumes from Phase I. The following analysis scenarios also assumed that the intersection and laning configurations along Allenby Way and 27th Avenue are maintained as per the existing.

The intersection of 27th Avenue and the development access was also analyzed. For the purpose of this study, the egress movements from the proposed development are considered to be in the southbound direction.

4.3.1 2021 Horizon Year Background Condition

The 2021 horizon year background traffic volumes are shown in Figure 4-1.

AM Peak Hour

During the AM peak hour, the Allenby Way and 27th Avenue intersection is expected to operate at LOS A. The southbound left-turn movement is expected to operate at LOS B with a v/c ratio of 0.10. All other movements are expected to operate at LOS A.

The proposed development access intersection on 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.14. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.05. All remaining movements are expected to operate at LOS A.



PM Peak Hour

During the PM peak hour, the Allenby Way and 27th Avenue intersection is expected to operate at LOS A. The southbound left-turn movement is expected to operate at LOS B with a v/c ratio of 0.09. All remaining movements will operate at LOS A.

The proposed development access intersection on 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.17. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.01. All remaining movements are expected to operate at LOS A.

The background traffic analysis results for the 2021 horizon year opening day are summarized in **Table 4-3**.

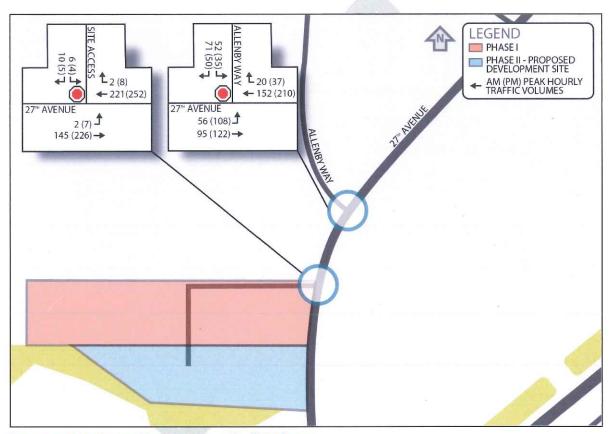


Figure 4-1: 2021 Horizon Year Background Traffic Volumes



	Turning		AM Pe	ak Hour			PM Pe	ak Hour	
	Movement	LOS	Delay (s)	V/C Ratio	95% Q (m)	LOS	Delay (s)	V/C Ratio	95% Q (m
Allenby Way/ 27th Avenue	EBL/T	А	3.1	0.04	1.0	Α	4.2	0.09	2.3
	WBT/R	А	-	0.11	0.0	Α	-	0.16	0.0
	SBL	В	11.9	0.10	2.5	В	14.6	0.09	2.3
(Unsignalized)	SBR	A	9.6	0.09	2.2	Α	9.9	0.07	1.7
	Int. LOS			A				A	
27th Avenue/	EBL/T	А	0.1	0.00	0.1	Α	0.3	0.01	0.1
	WBT/R	Α	-	0.14	0.0	Α	-	0.17	0.0
Site Access	SBL/R	В	10.2	0.05	1.1	В	10.9	0.01	0.3
(Unsignalized)	Ind 1 06		***************************************	٨				Δ	

Table 4-3: 2021 Horizon Year Background Traffic Operations

4.3.2 2031 Horizon Year Background Condition

The 2031 horizon year background traffic volumes are shown in Figure 4-2.

AM Peak Hour

During the AM peak hour, the Allenby Way and 27th Avenue intersection is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.13 in the westbound movements. The southbound left-turn movement is expected to operate at LOS B with a v/c ratio of 0.12. All other movements are expected to operate at LOS A.

The proposed development access intersection on 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.16. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.03. All remaining movements are expected to operate at LOS A.

PM Peak Hour

During the PM peak hour, the Allenby Way and 27th Avenue intersection is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.18 in the westbound movements. The southbound left-turn movement is expected to operate at LOS C with a v/c ratio of 0.13. All other movements are expected to operate at LOS B or better.

The proposed development access intersection on 27^{th} Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.19. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.02. All remaining movements are expected to operate at LOS A.

The background traffic analysis results for the 2031 horizon year are summarized in **Table 4-4**.



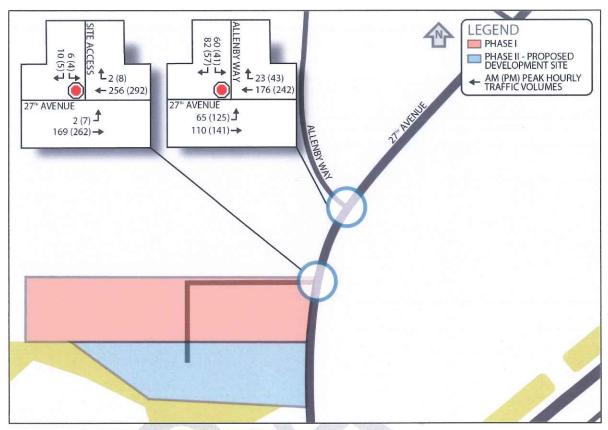


Figure 4-2: 2031 Horizon Year Background Traffic Operations

Table 4-4: 2031 Horizon Year Background Traffic Operations

Intersection	Turning Movement	AM Peak Hour				PM Peak Hour			
		LOS	Delay (s)	V/C Ratio	95% Q (m)	LOS	Delay (s)	V/C Ratio	95% Q (m)
Allenby Wayl 27th Avenue (Unsignalized)	EBL/T	Α	3.2	0.05	1.3	Α	4.4	0.11	2.8
	WBT/R	Α	-	0.13	0.0	A	-	0.18	0.0
	SBL	В	11.1	0.12	3.2	С	16.6	0.13	3.3
	SBR	Α	9.8	0.11	2.7	В	10.2	0.08	2.0
	Int. LOS	ΑΑ				Α			
27th Avenue/ Site Access (Unsignalized)	EBL/T	Α	0.1	0.00	0.0	Α	0.3	0.01	0.1
	WBT/R	Α	-	0.16	0.0	Α	-	0.19	0.0
	SBL/R	В	10.6	0.03	0.6	В	11.5	0.02	0.4
	Int. LOS	A				Α			

4.3.3 Background Traffic Operations Summary

In summary, the background traffic analysis results showed that the study intersection at Allenby Way and 27th Avenue is expected to operate within the study thresholds up to the 2031 horizon year based on background traffic growths at the 1.5% rate. The proposed access development access intersection is also expected to operate acceptably under the Phase I development.

4.4 Combined Traffic Operation Analysis

For the combined traffic operation analysis on the study intersection, both the background traffic and site generated traffic volumes were considered.



4.4.1 Opening Day 2021 Horizon Year Combined Traffic Conditions

The opening day 2021 horizon year combined traffic operation analysis is performed based on the forecast traffic volumes shown in **Figure 4-3**.

AM Peak Hour

During the AM peak hour, the Allenby Way and 27th Avenue intersection is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.11 in the westbound movements. The southbound left-turn movement is expected to operate at LOS B with a v/c ratio of 0.10. All other movements at this intersection are expected to operate at LOS A.

The proposed development access intersection on 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.14. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.05. All remaining movements are expected to operate at LOS A.

PM Peak Hour

During the PM peak hour, the Allenby Way and 27th Avenue intersection is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.16 in the westbound movements. The southbound left-turn movement is expected to operate at LOS B with a v/c ratio of 0.09. All other movements at this intersection are expected to operate at LOS A.

The proposed development access intersection on 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.17. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.03. All remaining movements are expected to operate at LOS A.

The traffic analysis results for the opening day 2021 horizon year condition are summarized in **Table 4-5**.



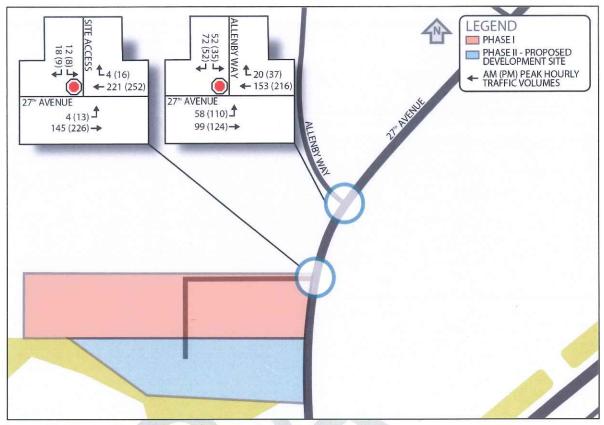


Figure 4-3: Opening Day 2021 Horizon Year Combined Traffic Volumes

Table 4-5: Opening Day 2021 Horizon Year Combined Traffic Operations

Intersection	Turning Movement	AM Peak Hour				PM Peak Hour				
		LOS	Delay (s)	V/C Ratio	95% Q (m)	LOS	Delay (s)	V/C Ratio	95% Q (m)	
Allenby Wayl 27th Avenue (Unsignalized)	EBL/T	A	3.1	0.05	1.1	Α	4.2	0.09	2.3	
	WBT/R	Α	-	0.11	0.0	Α	-	0.16	0.0	
	SBL	В	12.0	0.10	2.5	В	14.8	0.09	2.4	
	SBR	Α	9.6	0.09	2.2	Α	10.0	0.07	1.8	
	Int. LOS	A				Α				
27th Avenue/ Site Access (Unsignalized)	EBL/T	Α	0.2	0.00	0.1	Α	0.5	0.01	0.3	
	WBT/R	Α		0.14	0.0	Α	-	0.17	0.0	
	SBL/R	В	10.4	0.05	1.1	В	11.2	0.03	0.7	
	Int. LOS	A			A					

4.4.2 2031 Opening Day + 10 Years Combined Traffic Conditions

The 2031 opening day + 10 years horizon year combined traffic operation analysis is performed based on the forecast traffic volumes shown in **Figure 4-4**.

AM Peak Hour

During the AM peak hour, the unsignalized intersection of Allenby Way and 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.13 in the westbound movements and in the southbound left-turn movement, with the latter movement operating at LOS B. All other movements at this intersection will operate at LOS A.



The proposed development access intersection on 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.17 in the westbound movements. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.05. All remaining movements are expected to operate at LOS A.

PM Peak Hour

During the PM peak hour, the Allenby Way and 27th Avenue intersection is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.19 in the westbound movements. The southbound left-turn movement is expected to operate at LOS C with a v/c ratio of 0.13. All other movements at this intersection are expected to operate at LOS B or better.

The proposed development access intersection on 27th Avenue is expected to operate at LOS A. The maximum v/c ratio is anticipated to be 0.20 in the westbound movements. The southbound movements are expected to operate at LOS B with a v/c ratio of 0.03. All remaining movements are expected to operate at LOS A.

The traffic analysis results for the 2031 horizon year condition are summarized in **Table 4-6**.

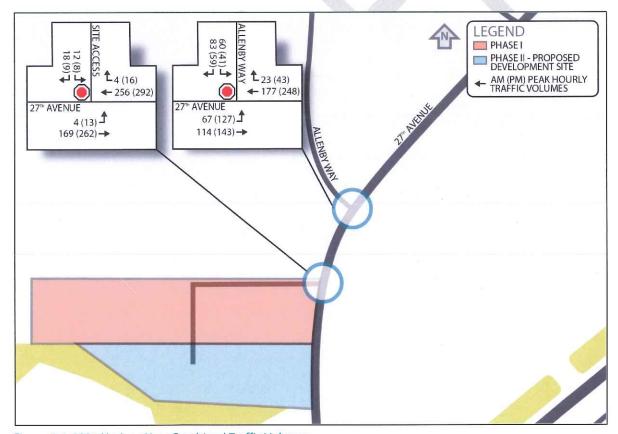


Figure 4-4: 2031 Horizon Year Combined Traffic Volumes



Table 4-6: 2031	Horizon Yea	r Combined	Traffic O	perations

	Turning		AM Pe	ak Hour			PM Pe	ak Hour	
Intersection	Movement	LOS	Delay (s)	V/C Ratio	95% Q (m)	LOS	Delay (s)	V/C Ratio	95% Q (m
	EBL/T	Α	3.2	0.05	1.3	Α	4.4	0.11	2.8
Allenby Way/	WBT/R	Α	0.0	0.13	0.0	Α	0.0	0.19	0.0
27th Avenue	SBL	В	12.9	0.13	12.9	С	16.8	0.13	3.3
(Unsignalized)	SBR	A	9.8	0.11	9.8	В	10.3	0.09	2.1
	Int. LOS			A				A	
074b A	EBL/T	Α	0.2	0.00	0.1	Α	0.5	0.01	0.3
27th Avenue/	WBT/R	Α	-	0.17	0.0	Α	-	0.20	0.0
Proposed Site	SBL/R	В	10.7	0.05	1.2	В	11.8	0.03	0.8
(Unsignalized)	Int. LOS	***************************************		Ą		<u> </u>		A	

4.4.3 Combined Traffic Operations Summary

The combined traffic operation analysis results showed that both study intersections are expected to operate within the study thresholds when the Phase II site-generated traffic volumes are added to the study road network. Therefore, the existing intersection of Allenby Way and 27th Avenue has adequate reserve capacity to accommodate the forecast traffic growths and the additional traffic generated by the proposed development, and no operational issues are anticipated for the proposed development access intersection.





5 SIGHTLINE ASSESSMENT

For Binnie's traffic impact study for the Phase I development, TransTech conducted a Radar Speed Survey on 27th Avenue to estimate the average and 85th percentile speeds in the vicinity of the proposed development site. The survey was conducted on June 1st, 2017 and 100 vehicle samples in the eastbound and westbound directions were collected.

The posted speed limit on 27th Avenue is currently 50 km/h. In the eastbound direction, the average speed was observed to be 52 km/h and the 85th percentile speed was 58 km/h. In the westbound direction, the average speed was observed to be 54 km/h and the 85th percentile speed was 59 km/h. Therefore, the existing 27th Avenue traffic was generally found to be travelling at speeds consistent with the posted speed limit.

Based on the Transportation Association of Canada (TAC) Geometric Design for Canadian Roads, 2017 Edition, the design Stopping Sight Distances (SSD) for passenger vehicles traveling at a speed of 50 km/h and 60 km/h are 65 m and 85 m respectively as per Table 2.5.2. Based on the field observations and Binnie's desktop review, the SSD for both 50 km/h and 60 km/h are achievable at the proposed development access intersection on 27th Avenue. There appears to be no physical obstructions that need to be removed in order to provide appropriate SSD at this intersection.

Based on Section 9.9.2.3 – Case B for intersections with stop-control on the minor road in the TAC manual, the preferred Intersection Sight Distance (ISD) for a design speed of 50 km/h for passenger vehicles can be summarized as follows:

- 105 m for the left-turn movement
- 95 m for the right-turn movement

Based on the field observations, the ISD could be achieved at the proposed development access intersection. This study notes that ISD is not always provided in an urban environment due to the frequent obstructions with street fixtures and reduce building setbacks.

Based on the City's Zoning Bylaw No. 5000, 2003, a RH1 Low Rise Apartment Residential zoning requires a minimum setback of 4.5 m for the front yard. The proposed development currently is providing a 4.5 m setback from the future property line, which is already set back from the existing property line. This setback will aid drivers to adequately see traffic along 27th Avenue when approaching the egress. It is encouraged for the study development to use low height shrubbery and foliage along the east frontage of the development to minimize sightline impacts for the egress traffic.



6 CONCLUSIONS AND RECOMMENDATIONS

6.1 Conclusions

The purpose of this study is to evaluate the effects of the proposed multi-family residential development and its traffic impacts on the adjacent road network. The study findings would recommend necessary transportation infrastructure improvements to support forecast vehicular, cyclist, and pedestrian traffic volumes. The proposed development is expected to provide a total of 35 rental units ranging from studio apartment units to four-bedroom units, including accessible units.

A summary of the study findings are as follows:

- The study area is located at a close proximity to existing transit routes and regional cycling routes. There are existing pedestrian facilities provided on the study roadways as well. It is also within walking distance to a number of amenities and commercial services.
- The proposed development is expected to generate 18 vehicle trips onto the study road network during the AM peak hour, with 4 inbound trips, and 14 outbound trips.
- The proposed development is expected to generate 22 vehicle trips onto the study road network during the PM peak hour, with 14 inbound trips and eight outbound trips.
- The proposed development is expected to utilize the Phase I access on 27th Avenue between Allenby Way and 25th Avenue. The access is a three-legged stop-controlled intersection with free-flow traffic maintained on 27th Avenue.
- Both the existing Allenby Way and 27th Avenue intersection, and the proposed development access intersection, are anticipated to operate at LOS A up to the 2031 horizon year.
- Traffic on 27th Avenue was found to be travelling at speeds consistent with the posted speed of 50 km/h. Sightlines are not expected to be an issue for the proposed development access intersection.
- Internal circulation of an HSU to manoeuvre within the Phase II parking lot is not expected to have any issues. A passenger vehicle would be able to perform ingress and egress movements when the HSU design vehicle is occupying the Phase II garbage collection area. A Community Shuttle is expected to be able to complete circulation of the Phase II parking lot based on the current site plan without issues as well.
 - The internal roadway will generally be 7.0 m to meet the City's bylaw requirement; however, the drive aisle width along the southern side of the study property could only be 6.0 m; therefore, one-way traffic circulation is proposed within the Phase II parking lot and a variance is required from the City.
- The proposed on-site parking provision requires a variance of 41 residential parking spaces when compared to the City's requirements; however, once the total parking supply is being considered with Phase I and Phase II combined, a total of 77 parking spaces will be provided for the overall development. The residents are typically of lower income and their vehicle



ownership levels are expected to be low, as evident from the observations conducted by Binnie staff at the Phase I development where the parking demand was 0.32 per bedroom, which was consistent with other studies conducted by the City.

- The forecast parking demand among the Phase I and Phase II development is 47 parking spaces; therefore, 30 surplus parking spaces are expected to be available for staff and visitor use, subject to having a shard use agreement in place to permit residents from Phase II to park in the Phase I parking spaces.
- One loading space is proposed for this development; thus, the City's requirement is met. Off-street loading is also expected to occur temporarily in front of the Phase II building entrance where a 7.0 m aisle is provided for one-way traffic only; therefore, vehicle circulation is not expected to be interrupted if there is a stopped vehicle at the Phase II building entrance.
- The proposed development is expected to exceed the on-site Class I (long-term) and Class II (short-term) bicycle parking spaces based on the City's requirements.

6.2 Proposed Improvements for this Study

No intersection improvements are expected to be required to support the traffic generation projected for the study development. The study development is recommended to use lower height shrubbery and foliage along the eastern frontage of the site to mitigate potential impacts to vehicle sight distances. When the proposed multi-use pathway design is being developed, the sightlines may need to be reviewed again to ensure the egress traffic can access 27th Avenue safely from the proposed development.

It is recommended that a pathway be installed between the playground and the Phase II building for safe travel around the parking lot, similar to the pathway designated for residents to access the garbage collection area. It is recommended that the property management schedule the garbage collection and the loading activities at different times during the day to maximize the use of the on-site loading spaces.

It is recommended that additional TDM measures outlined in **Section 3.3.4** be considered to minimize on-site parking demands; however, Binnie's field observations confirmed that the target residents of the Phase II development are expected to have low vehicle ownership, similar to the residents in the Phase I building.



7 CLOSING

We trust that this traffic impact study adequately shows the transportation infrastructure improvements required to support the proposed Vernon Native Housing Society Development – Phase II.

Should there be questions or comments on the information contained herein, please do not hesitate to contact the undersigned.

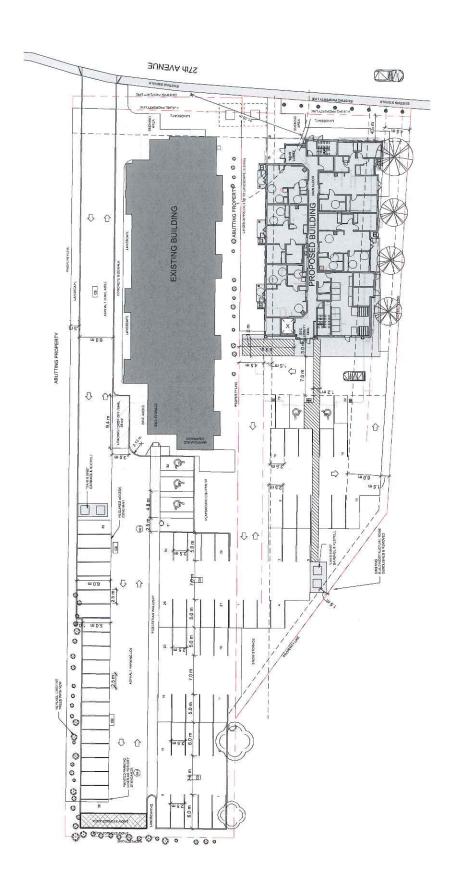
Prepared by:	Reviewed by:
DRAFT	DRAFT
Sadia Khan Engineering Assistant	Jonathan Ho, P.Eng., PTOE Traffic Services Division Manager



APPENDIX A

PROPOSED SITE PLANS





APPENDIX B

FIELD TRAFFIC DATA





Vehicle Turning Movement Survey With Classification

Major Route:

27th Avenue

Minor Route:

Allenby Way

Municipality:

Vernon

Filename: Location #: 1-27th Ave @ Allenby Way-Jun 1, 2017.xlsx

Date:

June 1, 2017

Day-of-week:

Thursday

East/West Route:

27th Avenue

Intersection Type:

3-leg north approach

Signalized?:

No

Weather:

Clear and dry

Vehicle Classifications:

Regular Vehicles

Heavy Vehicles

Bicycles

This data is for All Vehicles Combined

Shift	Start	End	Duration
AM	7:30	9:30	2.00
MD			
PM	14:30	17:30	3.00
Total	7:30	17:30	5.00

Notes:

24-hour clock used for reporting (15-minute increments)

North Approach - southbound vehicles approaching intersection from the north

15x4 - 15 min volume (from maximum 15 minute period of movement/approach in peak hour period [*]) x 4

Pedestrians - N indicates pedestrians crossing north approach (east/west)

Comments:



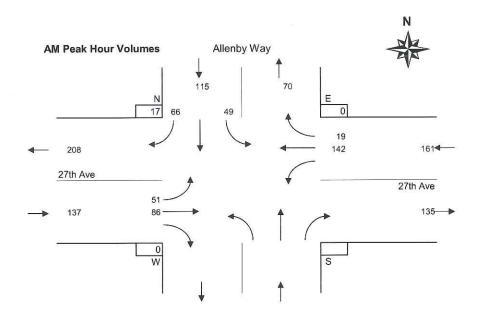
Survey Data All Vehicles Combined

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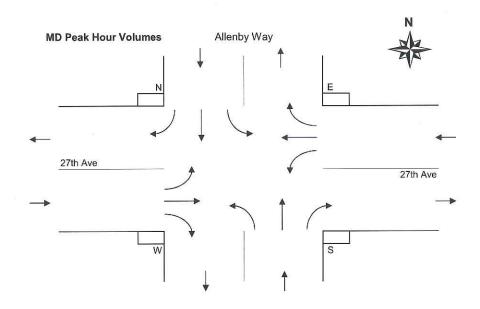
AM Peak Period All Vehicles Combined

Time	- 1	Allenb	y Way	/						27th	Ave			27th											
Period	NO	RTH	Appro	ach	SO	UTH /	Appro	ach	W	EST A	Approa	ach	E	AST A	pproa	ch	Total V	olume	ak		Cross	walks		Con	flict
Begins	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	15-min	Hour	Pe	N	S	W	E	15 min	Hr
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8:00	9		21	30					13	24		37		41	8	49	0.000		*	8		0	0		
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9:00	6		12	18				2. 6	6	13		19		22	5	27	64	352		0		0	0		233
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		Les ren		1227																					
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MD Peak Period All Vehicles Combined

Time		Allenb	y Way	/				1		27th	Ave			27th	Ave		1								
Period	NC	RTH	Appro	ach	SO	UTH.	Appro	ach	W	EST /	Approa	ach	E	AST A	pproa	ich	Total V	'olume	ak		Cross	swalks	3	Cor	nflict
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PHF				3 10																			No.		111-20
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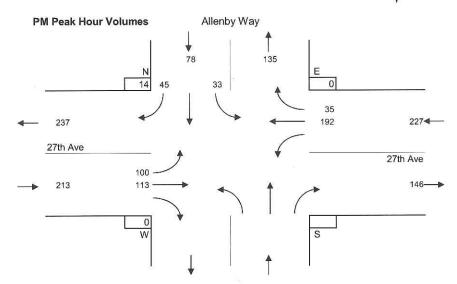


PM Peak Period All Vehicles Combined

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n/a n/a <td>17:00</td> <td>8</td> <td></td> <td>12</td> <td>20</td> <td></td> <td></td> <td></td> <td>0.015</td> <td>16</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>- Dilloway</td> <td>_</td> <td></td> <td></td> <td>-</td> <td>0</td> <td></td> <td>323</td>	17:00	8		12	20				0.015	16									- Dilloway	_			-	0		323
n/a n/a 0 <td>17:15</td> <td>12</td> <td></td> <td>19</td> <td>31</td> <td></td> <td></td> <td></td> <td></td> <td>8</td> <td>12</td> <td></td> <td>20</td> <td></td> <td>64</td> <td>15</td> <td>79</td> <td>130</td> <td>436</td> <td></td> <td>0</td> <td></td> <td>0</td> <td>0</td> <td>106</td> <td>345</td>	17:15	12		19	31					8	12		20		64	15	79	130	436		0		0	0	106	345
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Total 99 117 216 206 222 428 608 119 727 1371 19 0 0 0 Avg Hr 33 39 72 69 74 143 203 40 242 457 6 0 0 0 Peak hour of the intersection Pk Hr 33 45 78 100 113 213 192 35 227 518 14 0 0 37 15x4 48 48 96 1444 124 264 216 52 268 548 + 20 0 0 46 148 148 148 148 148 148 148 148 148 148	n/a																		U							
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	PHF	0.75	200	0.75	0.75					107450		Ind a	2,000,000				3300000000				0.65		n/a	n/a	1 1	0.81

** Calculated peak hour occurs during the first or last hour of shift and therefore may be invalid. **





Entire Survey Period

5 Hours

		Allent	y Way	/	Territy.	E 11/6				27th	Ave			27th	Ave	MILE	1			
	NO	RTH	Appro	ach	SO	UTH	Appro	ach	W	EST A	Approa	ach	E	AST A	рргоа	ich	Total		Cros	SWa
	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Volume	N	S	1
Total	185		220	405					287	374		661		823	147	970	2036	45		
Avg Hr	37		44	81				-D. S.	57	75		132		165	29	194	407	9		

C	ross	swalks	
N	S	W	E
45		0	0
9		0	0

AM Peak Period

2 Hours

	1	Allenb	y Way	1						27th	Ave			27th	Ave		
	NO	RTH	Approa	ach	SO	UTH	Appro	ach	W	EST A	Approa	ach	E	AST A	pproa	ch	Total
Totals	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Volume
Period	86		103	189					81	152		233		215	28	243	665
Avg Hr	43		52	95					41	76		117		108	14	122	333

C	ross	swalks	
N	S	W	E
26		0	0
13		0	0

MD Peak Period

Hours

		Allenb	y Way	1						27th	Ave			27th	Ave	STIP EN	
	NO	RTH	Appro	ach	SO	UTH,	Appro	ach	W	EST /	Approa	ach	E	AST A	pproa	ch	Total
Totals	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Volume
Total								TO KE									
Avg Hr				19.50								(V=V=0)					

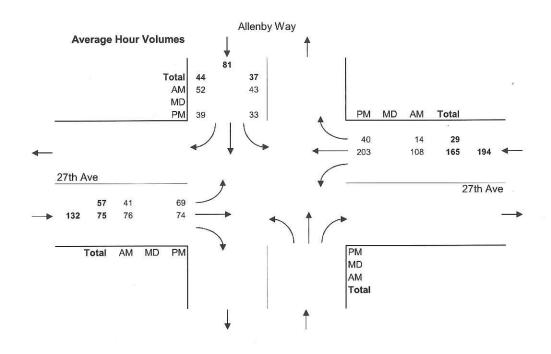
Crosswalks								
N	S	W	Е					
	_		_					
			_					

PM Peak Period

3 Hours

Ī	1	Allenb	y Way	1				STAN		27th	Ave			27th	Ave	Barr	
	NO	RTH	Approa	ach	SO	UTH	Appro	ach	W	EST A	Approa	ach	E	AST A	pproa	ch	Total
Totals	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Left	Thru	Right	Total	Volume
Total	99		117	216					206	222		428		608	119	727	1371
Avg Hr	33		39	72					69	74		143		203	40	242	457

Crosswalks							
N	S	W	Е				
19		0	0				
6		0	0				







Route:

27 Avenue

Location:

Between Allenby Way and Alvaston Place

Direction:

Westbound

Municipality/Area:

Vernon

Posted Speed Limit (km/hr)

50

Number of Lanes:

50 1

Road Segment:

June 1, 2017

Date: Day-of-week:

Thursday

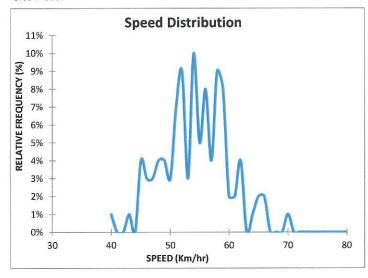
Weather:

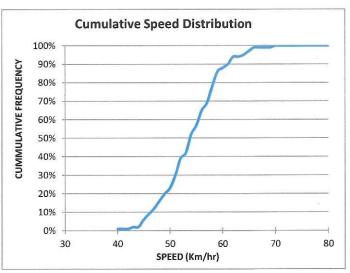
Cloudy & Dry

Statistical Summary (All speeds KM/h)

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20 MA 20 MA	All
Number of observations:	100
Lowest Recorded Speed:	40
Highest Recorded Speed:	70
Percent at or below speed limit:	23%
Percent over speed limit:	77%
Average (mean) speed:	54.4
Percent at or below average speed:	52%
Percent over average speed:	48%
15th Percentile:	48.0
85th Percentile:	59.0
90th Percentile:	61.1
Variance:	31.22
Standard Deviation:	5.59
Median:	54
Skewness:	0.09
Kurtosis:	0.0
Pace speed (10 km/hr with most):	50-60
Percent below pace speed:	20%
Percent within pace speed:	66%
Percent above pace speed:	14%

Site Note:





Westbound

Observation Spee 1 54 2 59 3 56 4 58 5 56	Recorded d Class Regular Regular Regular Regular Regular
1 54 2 59 3 56 4 58	Regular Regular Regular
2 59 3 56 4 58	Regular Regular
3 56 4 58	Regular
4 58	
	i Kegular i
	Regular
6 59	Regular
7 49	Bus
8 55	Regular
9 57	Regular
10 56	Regular
11 56	Regular
12 56	Regular
13 52	Regular
14 54	Regular
15 52	Regular
16 61	Regular
17 65	Regular
18 62	Regular
	Regular
	Regular
21 51	Regular
22 49	Regular
23 56	Regular
24 58	Regular
25 52	Regular
26 48	Regular
27 50	Bus
28 58	Regular
29 52	Regular
30 51	Regular
31 59	Regular
32 62	Regular
33 60	Regular
34 62	Regular
35 46	Regular
36 55	Regular
37 50	Regular
38 59	Regular
39 70	Regular
40 51	Regular
41 43	Regular
42 52	Regular
43 45	Regular
44 45	Regular
45 45	Regular
46 52	Regular
47 48	Regular
48 56	Regular
49 55	Regular
50 57	Regular

Frequency Distribution									
Speed	Frequency	Percent	Cumulative	Cum %					
40	1	1.0%	1	1.0%					
41	0	0.0%	1	1.0%					
42	0	0.0%	1	1.0%					
43	1	1.0%	2	2.0%					
44	0	0.0%	2	2.0%					
45	4	4.0%	6	6.0%					
46	3	3.0%	9	9.0%					
47	3	3.0%	12	12.0%					
48	4	4.0%	16	16.0%					
49	4	4.0%	20	20.0%					
50	3	3.0%	23	23.0%					
51	7	7.0%	30	30.0%					
52	9	9.0%	39	39.0%					
53	3	3.0%	42	42.0%					
54	10	10.0%	52	52.0%					
55	5	5.0%	57	57.0%					
56	8	8.0%	65	65.0%					
57	4	4.0%	69	69.0%					
58	9	9.0%	78	78.0%					
59	8	8.0%	86	86.0%					
60	2	2.0%	88	88.0%					
61	2	2.0%	90	90.0%					
62	4	4.0%	94	94.0%					
63	0	0.0%	94	94.0%					
64	1	1.0%	95	95.0%					
65	2	2.0%	97	97.0%					
66	2	2.0%	99	99.0%					
67	0	0.0%	99	99.0%					
68	0	0.0%	99	99.0%					
69	0	0.0%	99	99.0%					
70	1	1.0%	100	100.0%					
71	0	0.0%	100	100.0%					
72	0	0.0%	100	100.0%					
73	0	0.0%	100	100.0%					
74	0	0.0%	100	100.0%					
75	0	0.0%		100.0%					
76	0	0.0%	100	100.0%					
77	0	0.0%	100	100.0%					
78	0	0.0%	100	100.0%					
79	0	0.0%	100	100.0%					
80	0	0.0%	100	100.0%					
81	0	0.0%	100	100.0%					
82	0	0.0%	100	100.0%					
83	0	0.0%	100	100.0%					
84	0	0.0%	100	100.0%					
85	0	0.0%	100	100.0%					
86	0	0.0%	100	100.0%					
87	0	0.0%	100	100.0%					
88	0	0.0%	100	100.0%					
89	0	0.0%	100	100.0%					

51	52	Regular
52	49	Regular
53	52	Regular
54	47	Regular
55	54	Regular
56	54	Regular
57	50	Bus
58	57	Regular
59	51	Regular
60	46	Regular
61	61	Regular
62	59	Regular
63	55	Regular
64	54	Regular
65	66	Regular
66	64	Regular
67	48	Regular
68	54	Regular
69	58	Regular
70	60	Regular
71	58	Regular
72	62	Regular
73	56	Regular
74	59	Regular
75	52	Regular
76	57	Regular
77	53	Regular
78	54	Regular
79	59	Regular
80	47	Nation 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
	45	Regular
81	49	Regular
82		Bus
83	58	Regular
84	59	Regular
85	65	Regular
86	58	Regular
87	47	Regular
88	51	Regular
89	66	Regular
90	51	Regular
91	51	Regular
92	53	Regular
93	46	Regular
94	40	Regular
95	54	Regular
96	58	Regular
97	54	Regular
98	55	Regular
99	58	Regular
100	54	Regular

90	0	0.0%	100	100.0%
91	0	0.0%	100	100.0%
92	0	0.0%	100	100.0%
93	0	0.0%	100	100.0%
94	0	0.0%	100	100.0%
95	0	0.0%	100	100.0%
96	0	0.0%	100	100.0%
97	0	0.0%	100	100.0%
98	0	0.0%	100	100.0%
99	0	0.0%	100	100.0%
100	0	0.0%	100	100.0%
101	0	0.0%	100	100.0%
102	0	0.0%	100	100.0%
103	0	0.0%	100	100.0%
104	0	0.0%	100	100.0%
105	0	0.0%	100	100.0%
106	0	0.0%	100	100.0%
107	0	0.0%	100	100.0%
108	0	0.0%	100	100.0%
109	0	0.0%	100	100.0%
110	0	0.0%	100	100.0%
111	0	0.0%	100	100.0%
112	0	0.0%	100	100.0%
113	0	0.0%	100	100.0%
114	0	0.0%	100	100.0%
115	0	0.0%	100	100.0%
116	0	0.0%	100	100.0%
117	0	0.0%	100	100.0%
117	0	0.0%	100	100.0%
119	0	0.0%	100	100.0%
120	0	0.0%	100	100.0%
121	0	0.0%	100	100.0%
122	0	0.0%	100	100.0%
123	0	0.0%	100	100.0%
123	0	0.0%	100	100.0%
	0		100	100.0%
125	0	0.0%	100	100.0%
126		0.0%		
127	0	0.0%		
128	0	0.0%	100	100.0% 100.0%
129	0	0.0%	100	100.0%
130	0	0.0%	100	
131	0	0.0%	100	100.0%
132	0	0.0%	100	100.0%
133	0	0.0%	100	100.0%
134	0	0.0%	100	100.0%
135	0	0.0%	100	100.0%
136	0	0.0%		100.0%
137	0	0.0%	100	100.0%
138	0	0.0%		100.0%
139	0	0.0%	100	100.0%





Route:

27 Avenue

Location:

Between Allenby Way and Alvaston Place

Direction:

Eastbound

Municipality/Area:

Vernon

Posted Speed Limit (km/hr)

Number of Lanes:

50

Road Segment:

1

Date:

June 1, 2017

Day-of-week:

Thursday

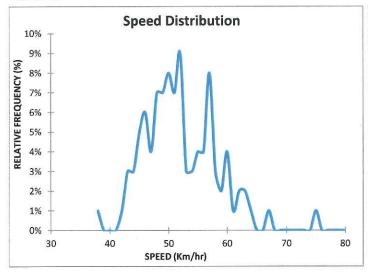
Weather:

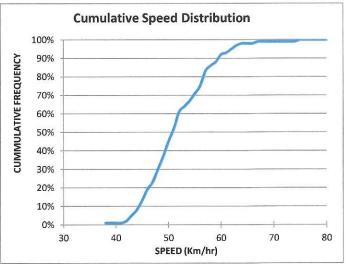
Cloudy & Dry

Statistical Summary (All speeds KM/h)

	All
Number of observations:	100
Lowest Recorded Speed:	38
Highest Recorded Speed:	75
Percent at or below speed limit:	45%
Percent over speed limit:	55%
referre over speed filme.	3370
Average (mean) speed:	52.0
Percent at or below average speed:	61%
Percent over average speed:	39%
15th Percentile:	46.0
85th Percentile:	58.0
90th Percentile:	60.0
Variance:	37.41
Standard Deviation:	6.12
Median:	51
Skewness:	0.69
Kurtosis:	1.1
Pace speed (10 km/hr with most):	48-58
Percent below pace speed:	23%
Percent within pace speed:	60%
Percent above pace speed:	17%

Site Note:





Eastbound

Data as Recorded						
Observation	Speed	Class				
1	57	Regular				
2	50	Regular				
3	45	Regular				
4	57	Regular				
5	53	Regular				
6	52	Regular				
7	44	Regular				
8	63					
9	54	Regular				
	49	Regular				
10	-	Regular				
11	47	Regular				
12	56	Regular				
13	43	Regular				
14	43	Regular				
15	61	Regular				
16	46	Regular				
17	50	Regular				
18	38	Regular				
19	55	Regular				
20	49	Regular				
21	57	Regular				
22	52	Regular				
23	48	Regular				
24	48	Regular				
25	55	Regular				
26	42	Regular				
27	51	Regular				
28	46	Regular				
29	57	Regular				
30	52	Regular				
31	48	Regular				
32	51	Regular				
33	58	Regular				
34	56	Regular				
35	56	Regular				
36	49	Regular				
37	44	Regular				
38	51	Regular				
39	52	Regular				
40	48	Regular				
41	57	Regular				
42	49	Regular				
43	48	Regular				
44	56	Regular				
45	50	Regular				
46	54	Regular				
47	64	Regular				
48	54	Regular				
48	51	Regular				
50	57					
30	5/	Regular				

	Free	quency Distrib	ution	
Speed	Frequency	Percent	Cumulative	Cum %
38	1	1.0%	1	1.0%
39	0	0.0%	1	1.0%
40	0	0.0%	1	1.0%
41	0	0.0%	1	1.0%
42	1	1.0%	2	2.0%
43	3	3.0%	5	5.0%
44	3	3.0%	8	8.0%
45	5	5.0%	13	13.0%
46	6	6.0%	19	19.0%
47	4	4.0%	23	23.0%
48	7	7.0%	30	30.0%
49	7	7.0%	37	37.0%
50	8	8.0%	45	45.0%
51	7	7.0%	52	52.0%
52	9	9.0%	61	61.0%
53	3	3.0%	64	64.0%
54	3	3.0%	67	67.0%
55	4	4.0%	71	71.0%
56	4	4.0%	75	75.0%
57	8	8.0%	83	83.0%
58	3	3.0%	86	86.0%
59	2	2.0%	88	88.0%
60	4	4.0%	92	92.0%
61	1	1.0%	93	93.0%
62	2	2.0%	95	95.0%
63	2	2.0%	97	97.0%
64	1	1.0%	98	98.0%
65	0	0.0%	98	98.0%
66	0	0.0%	98	98.0%
67	1	1.0%	99	99.0%
68	0	0.0%	99 99	99.0%
69	0	0.0%	99	99.0%
70	0	0.0%	99	99.0% 99.0%
71 72	0	0.0%	99	99.0%
73				99.0%
74	0	0.0%	99	99.0%
75	1	1.0%	100	100.0%
76	0	0.0%	100	100.0%
77	0	0.0%	100	100.0%
78	0	0.0%	100	100.0%
79	0	0.0%	100	100.0%
80	0	0.0%	100	100.0%
81	0	0.0%	100	100.0%
82	0	0.0%	100	100.0%
83	0	0.0%	100	100.0%
84	0	0.0%	100	100.0%
85	0	0.0%	100	100.0%
86	0	0.0%	100	100.0%
87	0	0.0%	100	100.0%

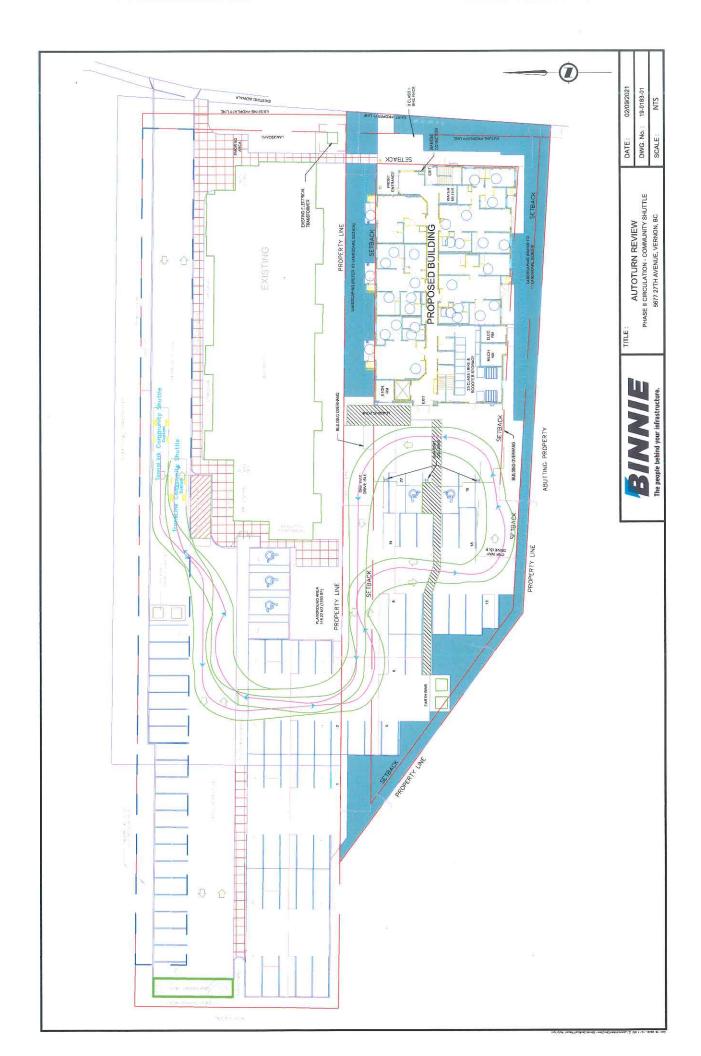
F4	40	December 1		
51	48	Regular		
52	52	Regular		
53	50	Regular		
54	60	Regular		
55	60	Regular		
56	63	Regular		
57	45	Regular		
58	47	Regular		
59	47	Regular		
60	50	Regular		
61	51	Regular		
62	53	Regular		
63	50	Regular		
64	59	Regular		
65	51	Regular		
66	51	Regular		
67	49	Regular		
68	52	Regular		
69	50	Regular		
70	67	Regular		
71	57	Regular		
72	58	Regular		
73	52	Regular		
74	55	Regular		
75	50			
	46	Regular		
76		Regular		
77	48	Regular		
78	49	Regular		
79	57	Regular		
80	47	Regular		
81	62	Regular		
82	62	Regular		
83	46	Regular		
84	55	Regular		
85	52	Regular		
86	45	Regular		
87	59	Regular		
88	46	Regular		
89	58	Regular		
90	45	Regular		
91	44	Regular		
92	75	Regular		
93	46	Regular		
94	60	Regular		
95	49	Regular		
96	60	Regular		
97	45	Regular		
98	53	Regular		
99	52	Regular		
100	43	Regular		
B				

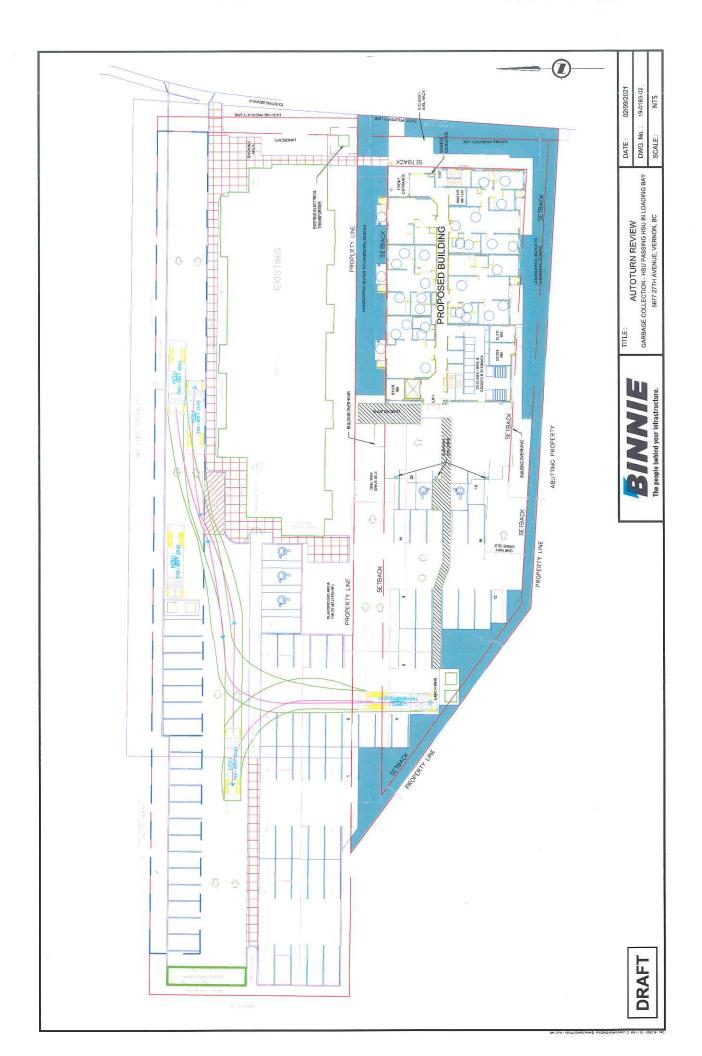
88 0 0.0% 100 100.0% 90 0 0.0% 100 100.0% 91 0 0.0% 100 100.0% 92 0 0.0% 100 100.0% 93 0 0.0% 100 100.0% 94 0 0.0% 100 100.0% 95 0 0.0% 100 100.0% 96 0 0.0% 100 100.0% 97 0 0.0% 100 100.0% 98 0 0.0% 100 100.0% 99 0 0.0% 100 100.0% 100 0 0.0% 100 100.0% 101 0 0.0% 100 100.0% 102 0 0.0% 100 100.0% 103 0 0.0% 100 100.0% 104 0 0.0% 100 100.0% 105 <					
90 0 0 0.0% 100 100.0% 91 0 100.0% 92 0 0.0% 100 100.0% 100 100.0% 93 0 0.0% 100 100.0% 94 0 0.0% 100 100.0% 95 0 0.0% 100 100.0% 96 0 0.0% 100 100.0% 100 100.0% 97 0 0.0% 100 100.0% 98 0 0.0% 100 100.0% 99 0 0.0% 100 10	88	0	0.0%	100	100.0%
91 0 0.0% 100 100.0% 92 0 0.0% 100 100.0% 93 0 0.0% 100 100.0% 94 0 0.0% 100 100.0% 95 0 0.0% 100 100.0% 96 0 0.0% 100 100.0% 97 0 0.0% 100 100.0% 98 0 0.0% 100 100.0% 100 100.0% 99 0 0.0% 100 100.0% 100 100.0% 100 0 0.0% 100 100.0	89	0			
92 0 0.0% 100 100.0% 93 0 0.0% 100 100.0% 100 100.0% 94 0 0.0% 100 100.0% 95 0 0.0% 100 100.0% 96 0 0.0% 100 100.0% 97 0 0.0% 100 100.0% 98 0 0.0% 100 100.0% 100 100.0% 99 0 0.0% 100 100.0% 100 100.0% 100 100	90	0	0.0%	100	100.0%
93	91	0	0.0%	100	100.0%
94 0 0.0% 100 100.0% 95 0 0.0% 100 100.0% 100 100.0% 100 100.0% 100 100.0% 96 0 0.0% 100 100.0% 100 100.0% 97 0 0.0% 100 100.0% 100 100.0% 98 0 0.0% 100 100.0% 100 100.0% 100 0 0.0% 100 100.0% 100 1	92	0	0.0%	100	100.0%
95 0 0.0% 100 100.0% 96 0 0.0% 100 100.0% 97 0 0.0% 100 100.0% 100 100.0% 98 0 0.0% 100 100.0% 100 100.0% 100 0 0.0% 100 100.0% 100 100.0% 100 0 0.0% 100 100.0% 111 0 0.0% 100 100.0% 100 100.0% 112 0 0.0% 100 100.0% 100 100.0% 114 0 0.0% 100 100.0% 115 0 0.0% 100 100.0% 116 0 0.0% 100 100.0% 117 0 0.0% 100 100.0% 118 0 0.0% 100 100.0% 119 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 123 0 0.0% 100 100.0% 124 0 0.0% 100 100.0% 125 0 0.0% 100 100.0% 128 0 0.0% 100 100.0% 129 0 0.0% 100 100.0% 128 0 0.0% 100 100.0% 129 0 0.0% 100 100.0% 129 0 0.0% 100 100.0% 123	93	0	0.0%	100	100.0%
96	94	0	0.0%	100	100.0%
97 0 0.0% 100 100.0% 98 0 0.0% 100 100.0% 100 100.0% 100 0 0.0% 100 100.0% 100 100.0% 100 0 0.0% 100 100.0% 111 0 0.0% 100 100.0% 100 100.0% 115 0 0.0% 100 100.0% 100 100.0% 116 0 0.0% 100 100.0% 117 0 0.0% 100 100.0% 118 0 0.0% 100 100.0% 119 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 122 0 0.0% 100 100.0% 123 0 0.0% 100 100.0% 124 0 0.0% 100 100.0% 125 0 0.0% 100 100.0% 126 0 0.0% 100 100.0% 127 0 0.0% 100 100.0% 128 0 0.0% 100 100.0% 129 0 0.0% 100 100.0% 129 0 0.0% 100 100.0% 128 0 0.0% 100 100.0% 129 0 0.0% 100 100.0% 133 0 0.0% 100 100.0% 13	95	0	0.0%	100	
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99 0 0 0.0% 100 100.0% 101 100.0% 101 0 0.0% 100 100.0%	97	0	0.0%	100	
100	98	0			
101 0 0.0% 100 100.0% 102 0 0.0% 100 100.0% 103 0 0.0% 100 100.0% 104 0 0.0% 100 100.0% 105 0 0.0% 100 100.0% 106 0 0.0% 100 100.0% 107 0 0.0% 100 100.0% 108 0 0.0% 100 100.0% 109 0 0.0% 100 100.0% 110 0 0.0% 100 100.0% 111 0 0.0% 100 100.0% 112 0 0.0% 100 100.0% 113 0 0.0% 100 100.0% 114 0 0.0% 100 100.0% 115 0 0.0% 100 100.0% 116 0 0.0% 100 100.0% 117 <td>99</td> <td>0</td> <td></td> <td></td> <td></td>	99	0			
102 0 0.0% 100 100.0% 103 0 0.0% 100 100.0% 104 0 0.0% 100 100.0% 105 0 0.0% 100 100.0% 106 0 0.0% 100 100.0% 107 0 0.0% 100 100.0% 108 0 0.0% 100 100.0% 109 0 0.0% 100 100.0% 110 0 0.0% 100 100.0% 111 0 0.0% 100 100.0% 112 0 0.0% 100 100.0% 113 0 0.0% 100 100.0% 114 0 0.0% 100 100.0% 115 0 0.0% 100 100.0% 116 0 0.0% 100 100.0% 117 0 0.0% 100 100.0% 118 <td>100</td> <td>0</td> <td></td> <td></td> <td></td>	100	0			
103 0 0.0% 100 100.0% 104 0 0.0% 100 100.0% 105 0 0.0% 100 100.0% 106 0 0.0% 100 100.0% 107 0 0.0% 100 100.0% 108 0 0.0% 100 100.0% 109 0 0.0% 100 100.0% 110 0 0.0% 100 100.0% 111 0 0.0% 100 100.0% 112 0 0.0% 100 100.0% 113 0 0.0% 100 100.0% 114 0 0.0% 100 100.0% 115 0 0.0% 100 100.0% 116 0 0.0% 100 100.0% 117 0 0.0% 100 100.0% 118 0 0.0% 100 100.0% 120 <td>101</td> <td>0</td> <td></td> <td>100</td> <td></td>	101	0		100	
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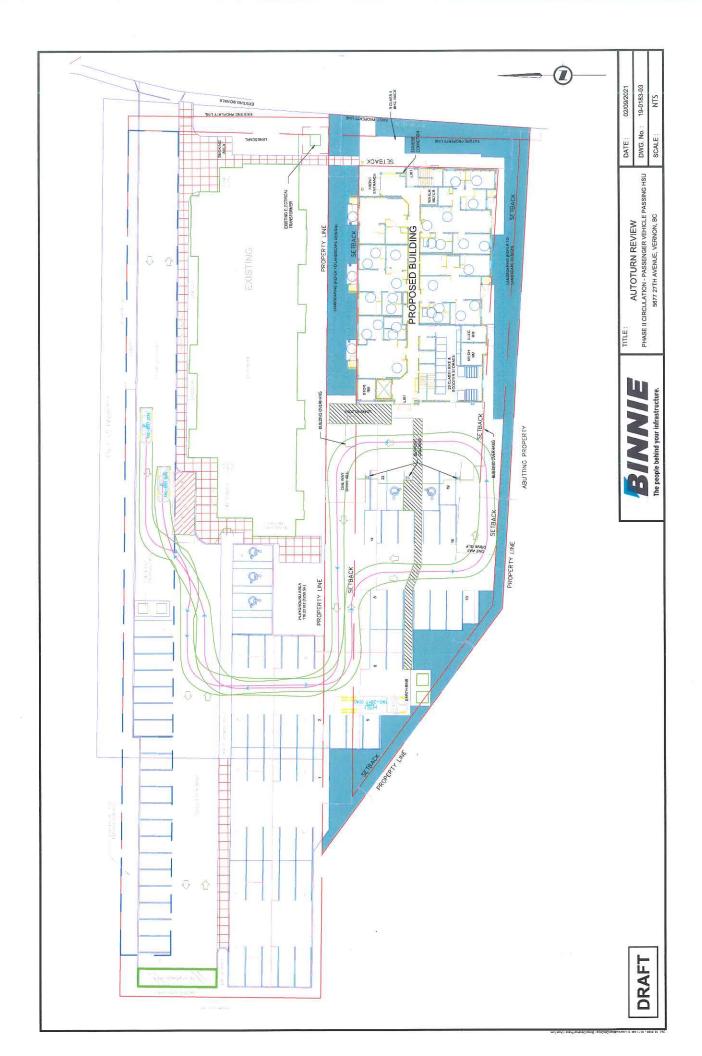
APPENDIX C

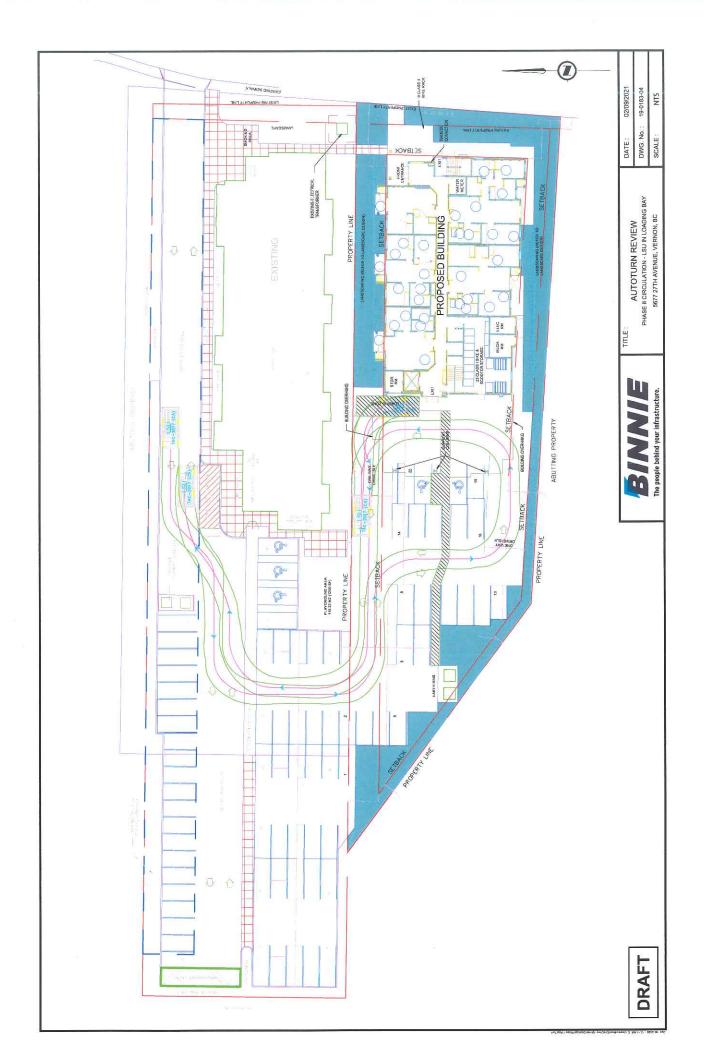
AUTOTURN ANALYSIS











APPENDIX D

SYNCHRO ANALYSIS RESULTS
(TO BE PROVIDED)



RH1

9.12 RH1: Low-Rise Apartment Residential

9.12.1 Purpose

The purpose is to provide a **zone** primarily for medium **density** apartments on urban services.

9.12.2 Primary Uses

- apartment housing
- care centres, major
- group home, major
- seniors assisted housing
- seniors housing
- seniors supportive housing
- stacked row housing

9.12.3 Secondary Uses

- home based businesses, minor
- real estate sales centres (in apartment housing only)

9.12.4 Subdivision Regulations

- Minimum lot width is 30.0m.
- Minimum lot area is 1400m², or 10,000m² if not serviced by a community sewer system.

9.12.5 Development Regulations

(a) Density:

The maximum Floor Space Ratio (FSR) is 1.50, except that:

- With a housing agreement pursuant to Section 4.9, the maximum density shall be increased by FSR 0.25; and
- Where parking spaces are provided completely beneath habitable space of a primary building or beneath useable common amenity areas, providing that in all cases the parking spaces are screened from view, the maximum density shall be increased by FSR 0.25; or
- Where all the required parking is not accommodated completely beneath the habitable space of a primary **building** or useable common amenity areas, the additional density permitted shall be determined through multiplying the FSR 0.25 by the percentage of parking proposed to be provided beneath habitable space of a primary **building** or useable common amenity areas;

Provided that the maximum Floor Area Ratio with all bonuses shall not exceed FSR 2.00.

(b) Building Regulations:

- Maximum site coverage is 65% and together with driveways, parking areas and impermeable surfaces shall not exceed 85%.
- Maximum height is the lesser of 16.5m or 4.5 storeys, except it is 4.5m for secondary buildings and secondary structures.

- Minimum front yard is 4.5m.
- Minimum side yard is 4.5m, except it is 4.5m from a flanking street.
- Minimum rear yard is 9.0m, except it is 1.0m for secondary buildings. (Bylaw 5661)

9.12.6 Other Regulations

- A minimum area of 5.0m² of private open space shall be provided per bachelor dwelling, congregate housing bedroom or group home bedroom, 10.0m² of private open space shall be provided per 1 bedroom dwelling, and 15.0m² of private open space shall be provided per dwelling with more than 1 bedroom.
- No continuous building frontage shall exceed 40.0m for a 3 to 4.5 storey building, or 65.0m for a 2 storey building. If the frontage is interrupted by an open courtyard equivalent in depth and width to the building height, the maximum continuous 4.5 storey building frontage may be 80.0m provided that no building section exceeds 40.0m.
- For multi-unit residential housing, one office may be operated for the sole purpose
 of the management and operation of the multi-unit residential development.
 (Bylaw 5440)
- For seniors assisted housing, seniors housing and seniors supportive housing, a safe drop-off area for patrons shall be provided on the site.
- In addition to the regulations listed above, other regulations may apply. These include the general **development** regulations of Section 4 (secondary **development**, **yards**, projections into **yards**, lighting, agricultural setbacks, etc.); the specific use regulations of Section 5; the **landscaping** and fencing provisions of Section 6; and, the parking and loading regulations of Section 7. (Bylaw 5339)
- As per Section 4.10.2 All buildings and structures, excluding perimeter fencing (garden walls and fences) on lots abutting City Roads as identified on Schedule "B" shall not be sited closer to the City Road than the setback as per the appropriate zone measured from the offset Rights of Way as illustrated on Schedule "B". (Bylaw 5440)

TERMS OF INSTRUMENT - PART 2

BETWEEN:

THE OWNERS, STRATA PLAN EPS6374, a British Columbia Company having an address at 5545 27th Ave., Vernon, British Columbia V1T 7A3

(the "Grantor")

AND:

VERNON NATIVE HOUSING SOCIETY, a non-profit society pursuant to the laws of British Columbia having an address at 41-4305 19Th Ave., Vernon, British Columbia V1T 9X4

(the "Grantee")

AND:

THE CORPORATION OF THE CITY OF VERNON, a municipality pursuant to the laws of British Columbia

(the "City")

WHEREAS:

- A. The Grantor is responsible for the control, management, and administration of the common property of the strata development (the "Development") located in Vernon, British Columbia and known as "ThunderBird Manor", the common property of which is legally described as the Common Property, Strata Plan EPS6374 (the "Common Property").
- B. The Grantee is the owner of lands situated in Vernon, British Columbia presently legally described as THAT PART LOT 10 SHOWN ON PLAN B1827 DISTRICT LOT 66 OSOYOOS DIVISION YALE DISTRICT PLAN 509 EXCEPT PLAN 21409 Parcel Identifier: 012-285-749 (the "Dominant Tenement").
- C. The Grantor has agreed to grant certain easements over the Common Property in accordance with the terms and conditions of this Agreement.
- D. Pursuant to section 80 of the *Strata Property Act* (British Columbia) (the "Strata Property Act") a strata corporation may, by a resolution passed by a 3/4 vote, direct the strata corporation to grant an easement and covenants burdening the common property included in the strata plan.
- E. A Certificate of Strata Corporation as to the resolution directing the Strata Corporation to grant the easements and covenants herein in Form E in the Strata Property Act has been executed.

F. The Grantor and the Grantee have agreed that the easements and covenants contained Article 1 not be released or modified without the consent of the City pursuant to section 219 of the *Land Title Act* (British Columbia).

1. Easement

- 1.1. Grant of Easement: The Grantor grants, conveys, confirms and transfers to the Grantee, its servants, agents, contractors, workers, employees, officers, licensees, tenants, and invitees in perpetuity for the benefit of and to be appurtenant to the Dominant Tenement, the non-exclusive full, free and uninterrupted right, license, liberty, privilege, permission, easement, and right of way over the part of the Common Property shown on Sheet 1 of Strata Plan EPS6374 falling outside of the Building Foundation Outline (the "Easement Area") for ingress and egress to and from the Development, including the right to pass and repass with or without machinery, vehicles, and equipment, and including the following specific purposes:
 - (a) parking vehicles within any parking lot or parking area situated on the Easement Area, subject to the rules and regulations the Grantor may establish regarding parking, at the sole and unfettered discretion of the Grantor, from time to time and as the case may be;
 - (b) storing snow within areas on Easement Area designated for snow storage and removal by the Grantor, at its sole and unfettered discretion, from time to time and as the case may be;
 - (c) using any walking paths or trails situated on the Easement Area; and
 - (d) using any playground facilities situated on the Easement Area.
- 1.2. <u>Grantee's Covenants:</u> In relation to the easement granted by section 1.1, the Grantee covenants:
 - (a) the Grantee shall keep the Easement Area free of any debris which it, or anyone for whom in law it is responsible, places on the Easement Area;
 - (b) to make good, at its own expense, damage or disturbance which may be caused to the Easement Area in the exercise of its rights under this Agreement except as permitted under this Agreement;
 - (c) to indemnify and save harmless the Grantor in respect of all actions, causes of action, suits, losses, expenses, costs and damages of any kind or nature whatsoever, arising out of or in any way related to the exercise of the Grantee or its servants, agents, contractors, workers, employees, officers, licensees, tenants, and invitees of their rights hereunder by reason or with respect to any injury to person or persons, including death, resulting at any time hereafter and any damage to or loss of property suffered;
- 1.3. <u>Obstructions</u>: The Grantor will not, nor permit any other party to erect, place, install or maintain any building, or other structure, over or under the Easement Area, which prevents access from the Dominant Tenement to the Easement Area.

1.4. <u>Perpetual Easement:</u> The covenants herein and this easement shall be covenants running with the land and shall be perpetual.

2. Section 219 Covenant

- 2.1. Pursuant to section 219 of the Land Title Act (British Columbia), the parties agree with the City as a covenant charging and running with and binding on the Common property that the Easement Area shall be used to provide the easements, covenants and rights granted in this Agreement.
- 2.2. No Suspension: Under no circumstances whatsoever shall the easements in Article 1 of this Agreement be suspended, interrupted or terminated by reason of any breach, default, trespass or other wrong, whether by commission or omission, on the part of the Grantee or for any reason.
- 2.3. <u>No Modification:</u> Either the Grantor nor the Grantee nor both of them shall modify or release all or any of the provisions of this Agreement without the prior written consent of the City, which consent may not be arbitrarily withheld.
- 2.4. <u>No Release:</u> The Grantor and the Grantee covenant with each other and with the City that the easements and rights granted pursuant to this Agreement shall not be abandoned, surrendered or discharged without the prior written consent of the City, which consent may not be arbitrarily withheld.
- 2.5. <u>Acknowledgment:</u> The Grantor, the Grantee and the City hereby acknowledge and declare that the provisions in this Article 2 are for the sole purpose of benefitting the City and, in particular, acknowledge, agree and declare that the provisions of Article 2 are not designed to protect or promote the interests of the Grantor or the Grantee or any future owner, occupier or user of the Easement Area, the Grantor's Lot, the Grantee's Lot, or any other person or corporation whatsoever, and the City may at its option execute an amendment to, or a release of, any of the provisions of Article 2 or any party thereof at any time without liability to anyone for so doing.
- 2.6. For Certainty, the Grantor agrees with the City that, if any provision of this Agreement that affects the use of the Easement Area is modified or released without the consent of the City, such modification or release will not relieve the Grantor from the obligation to use the Easement Area to provide the easements, covenants and rights granted in this Agreement as originally executed by the Parties.

3. Interpretation

3.1. In this Agreement:

- (a) reference to the singular includes a reference to the plural, and vice-versa, unless the context requires otherwise;
- (b) article and section headings have been inserted for ease of reference only and are not to be used in interpreting this Agreement;
- (c) reference to any enactment includes any regulations, orders, or directives made under the authority of that enactment;
- (d) reference to any enactment is a reference to that enactment as consolidated, revised, amended, re-enacted or replaced, unless otherwise expressly provided; and
- (e) where the word "including" is followed by a list, the contents of the list are not intended to circumscribe the generality of the expression preceding the word "including".

4. Miscellaneous

- 4.1. <u>Enuring Effect.</u> This Agreement will extend to and be binding upon and enure to the benefit of the parties hereto and their respective successors and permitted assigns.
- 4.2. <u>Severability</u>. If any provision of this Agreement is found to be invalid or unenforceable, such provision or any part thereof will be severed from this Agreement and the resultant remainder of this Agreement will remain in full force and effect.

THIS HOUSING-RENTAL UNITS AGREEMENT dated for reference March 15, 2021

BETWEEN

Vernon Native Housing Society, a non-profit society pursuant to the laws of British Columbia (the "Owner")

AND

The Corporation of the City of Vernon, a municipality pursuant to the laws of British Columbia (the "City")

WHEREAS:

- A. The Owner is the registered owner of the Land (herein defined);
- B. Section 219 of the *Land Title Act* permits the registration of a covenant of a negative or positive nature in favour of the City in respect of the use of land; and
- C. The Owner and the City wish to enter into this Agreement to provide for affordable housing, on the terms and conditions set out in this Agreement, and this Agreement is a covenant under section 219 of the Land Title Act.

PART I - DEFINITIONS

- 1. In this Agreement, the following words have the following meanings:
 - (a) "5545 27th Ave." means:

LOT 1 DISTRICT LOT 66 OSOYOOS DIVISION YALE DISTRICT PLAN 5914 EXCEPT PLAN EPP81785
PID: 010-239-481

(b) "5577 27th Ave." means:

THAT PART LOT 10 SHOWN ON PLAN B1827 DISTRICT LOT 66 OSOYOOS DIVISION YALE DISTRICT PLAN 509 EXCEPT PLAN 21409 PID: 012-285-749

(c) "Affordable Housing Unit" means all residential dwelling units located or to be located on the Land, whether those units are lots, strata lots or parcels, or parts or portions thereof, into which ownership or the right of possession or occupation of the Land may be Subdivided and includes single family detached dwellings, duplexes, townhouses, auxiliary residential dwelling units, rental apartments, and strata lots in a building strata plan;

(d) "Eligible Occupant" means:

- i. an individual having an annual income not exceeding Low to Moderate Income;
 or
- ii. a family having an annual income not exceeding Low to Moderate Household Income; or
- iii. a person or persons who satisfy the criteria for occupation of an Affordable Housing Unit under any Operating Agreement, notwithstanding any other requirements of this Agreement.
- (e) "Income" means total income before tax from all sources;
- (f) "Land" means the land described in Item 2 of the General Instrument and any part, including a building, into which said land is Subdivided;
- (g) "Low to Moderate Income" means a gross household Income that does not exceed the median Income for individuals, as determined by the British Columbia Housing Management Commission, from time to time;
- (h) "Low to Moderate Household Income" means:
 - for families without children, a gross household Income that does not exceed the median Income for families without children, as determined by the British Columbia Housing Management Commission, from time to time;
 - for families with children, a gross household Income that does not exceed the median Income for families with children, as determined by the British Columbia Housing Management Commission, from time to time;
- (i) "Operating Agreement" means a written agreement entered into between the Owner and any of the following: Aboriginal Housing Management Association, British Columbia Housing Management Commission, Canada Mortgage Housing Corporation, or any other organization or governmental body who provides financial support or assistance to the Owner (including in the form of forgivable or non-forgivable loans) for the purposes of constructing, operating, maintaining, altering, or repairing any Affordable Housing Unit; and
- (j) "Subdivided" means to divide, apportion, consolidate or subdivide the Land, or the ownership or right to possession or occupation of the Land into two or more lots, strata lots, parcels, parts, portions, or shares, whether by plan, descriptive words or otherwise, under the Land Title Act, the Strata Property Act, or otherwise under any similar or successor legislation.

PART II – USE AND OCCUPANCY OF AFFORDABLE HOUSING UNITS

2. The Owner covenants with the City that an Affordable Housing Unit may only be used as a permanent residence occupied by an Eligible Occupant.

PART III - INTERPRETATION

3. In this Agreement:

- (a) reference to the singular includes a reference to the plural, and vice-versa, unless the context requires otherwise;
- (b) article and section headings have been inserted for ease of reference only and are not to be used in interpreting this Agreement;
- (c) if a word or expression is defined in this Agreement, other parts of speech and grammatical forms of the same word or expression have corresponding meanings;
- (d) reference to any enactment includes any regulations, orders, or directives made under the authority of that enactment;
- (e) reference to any enactment is a reference to that enactment as consolidated, revised, amended, re-enacted or replaced, unless otherwise expressly provided; and
- (f) where the word "including" is followed by a list, the contents of the list are not intended to circumscribe the generality of the expression preceding the word "including".

PART IV - MISCELLANEOUS

- 4. **Modification.** This Agreement may be modified or amended from time to time by bylaw duly passed by the Council of the City, if it is signed by the City and the person who is the current registered owner of the Land.
- 5. **Enuring Effect.** This Agreement will extend to and be binding upon and enure to the benefit of the parties hereto and their respective successors and permitted assigns.
- Severability. If any provision of this Agreement is found to be invalid or unenforceable, such
 provision or any part thereof will be severed from this Agreement and the resultant remainder
 of this Agreement will remain in full force and effect.
- 7. Covenant Runs with the Land. This Agreement burdens and runs with the Land and every parcel into which it is Subdivided. All of the covenants and agreements contained in this Agreement are made by the Owner for itself, its personal administrators, successors and assigns, and all persons who, after the date of this Agreement, acquire an interest in the Land.
- 8. **Limitation on Owner's Obligations.** The Owner is only liable for breaches of this Agreement that occur while the Owner is registered owner of the Land.

 Applicable Law. Unless the context otherwise requires, the laws of British Columbia will apply to this Agreement and all statutes referred to the herein are enactments of the Province of British Columbia.

PART V - PRIORITY

1. With respect to 5545 27th Ave.:

BRITISH COLUMBIA HOUSING MANAGEMENT COMMISSION, being the registered holder of a Mortgage registered under number CA7223774, an Assignment of Rents registered under number CA7223775, and a Mortgage registered under number CA7223776 against title to the 5545 27th Ave. HEREBY CONSENTS to the filing of this Covenant, and hereby GRANTS PRIORITY to this Covenant over its Mortgages and Assignment of Rents to the same intent and affect as if this Covenant had been registered as a charge against the title to the 5545 27th Ave. prior to the execution, delivery and registration of the said Mortgages and Assignment of Rents.

CANADA MORTGAGE AND HOUSING CORPORATION, being the registered holder of a Mortgage registered under number CA8635755 and Assignment of Rents registered under number CA8635756 against title to the 5545 27th Ave. HEREBY CONSENTS to the filing of this Covenant, and hereby GRANTS PRIORITY to this Covenant over its Mortgage and Assignment of Rents to the same intent and affect as if this Covenant had been registered as a charge against the title to the 5545 27th Ave. prior to the execution, delivery and registration of the said Mortgage and Assignment of Rents.

2. With respect to 5577 27th Ave.:

BRITISH COLUMBIA HOUSING MANAGEMENT COMMISSION, being the registered holder of a Mortgage registered under number CA7540936 as modified by CA8698708 and an Assignment of Rents registered under number CA7540937 against title to the 5577 27th Ave. HEREBY CONSENTS to the filing of this Covenant, and hereby GRANTS PRIORITY to this Covenant over its Mortgage and Assignment of Rents to the same intent and affect as if this Covenant had been registered as a charge against the title to the 5577 27th Ave. prior to the execution, delivery and registration of the said Mortgage and Assignment of Rents.



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY:

Matt Faucher

Planner, Current Planning

COUNCIL MEETING: REG ☑ COW ☐ I/C ☐

COUNCIL MEETING DATE: TBD **REPORT DATE:** August 13, 2021

FILE: 3090-20 (DVP00528)

SUBJECT:

DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 3004A 22nd STREET

PURPOSE:

To review the Development Variance Permit Application (DVP00528) to vary sections of Zoning Bylaw #5000 in order to construct an addition to a single detached dwelling at 3004A 22nd Street.

RECOMMENDATION:

THAT Council support Development Variance Permit Application (DVP00528) to vary the following sections of Zoning Bylaw #5000 to permit the construction of an addition to a single detached dwelling on LT 1 SEC 35 TWN 9 ODYD Plan 41608 (3004A 22nd Street):

a) Section 9.3.5 minimum rear yard setback requirement from 7.5m to 5m;

AND FURTHER, that Council's support of DVP00528 is subject to the following:

a) the site plan illustrating the general siting, form and character of the proposed addition be attached to and form part of DVP00528.

ALTERNATIVES & IMPLICATIONS:

THAT Council not support Development Variance Permit Application (DVP00528) to vary the following sections of Zoning Bylaw #5000 to permit the construction of an addition to a single detached dwelling on LT 1 SEC 35 TWN 9 ODYD Plan 41608 (3004A 22nd Street):

a) Section 9.3.5 minimum rear yard setback requirement from 7.5m to 5m;

Note: Denial of the Development Variance Permit Application would restrict the siting of any proposed structure to meet the existing provisions of Zoning Bylaw #5000. The applicant would be required to revise the proposal and future development on the subject property to meet the prevailing zoning provisions.

ANALYSIS:

A. Committee Recommendations:

At its meeting of August 17, 2021, the Advisory Planning Committee passed the following resolution:

"As cited by the Committee".

B. Rationale:

- The subject property is located at 3004A 22nd Street as shown on Figures 1 and 2. The property is approximately 832 m² in size and is within a residential area in the East Hill Neighbourhood.
- 2. The subject property is zoned R2 Large Lot Residential and the subject application pertains to development regulations within Section 9.3.5 of Zoning Bylaw #5000.
- The applicant proposes to construct an addition to a single detached dwelling to add a one car garage, two bedrooms and one studio on the subject property.
- 4. The application proposes to vary the following sections of Zoning Bylaw #5000 in order to permit the construction of an addition to an existing single detached dwelling:
 - a) Section 9.3.5 minimum rear yard setback requirement from 7.5m to 5.0m.

The site plan, elevations and the applicant's letter of rationale for the proposed addition is provided in Attachment 1.

5. The grade of the subject property slopes towards 23rd Street. Given the grade of the lot, drainage, access considerations and the site limitations imposed by the easement; the proposed location of the addition is considered appropriate.

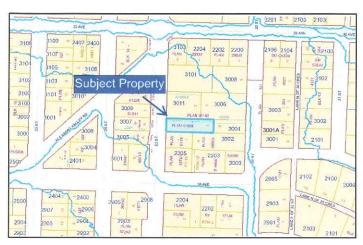


Figure 1 - Property Location Map



Figure 2: Aerial Photo of Property

- 6. Though the lot is accessed and addressed from 22nd Street, Zoning Bylaw #5000 defines the property's 23rd Street lot line as its legal frontage. The R2 zone requires a front yard setback of 5.0m and a rear yard setback of 7.5m. As the orientation and access to the existing dwelling is from 22nd Street, the applicant is requesting the rear yard setback be reduced to 5m which is inline with the existing front yard setback requirement contained in the R2 zone.
- 7. Should Council approve the issuance of the Development Variance Permit a Building Permit will be required to construct the addition.
- 8. Administration supports the requested variance for the following reasons:
 - a) Given the site-specific conditions of the subject property, the location of the proposed addition demonstrates the applicant's intent to work with the existing topography and site considerations.
 - b) The applicant's request is to reduce the rear yard setback requirement to the equivalent of the R2 zone's requirement for a front yard setback. Given the orientation of the existing dwelling and access from 22nd Street, the applicant's request is considered a reasonable accommodation respecting the constraints on the subject property.

- c) The proposed addition facilitates aging in place; allowing for the residents to accommodate changes in their family size and needs without being required to move to another location.
- d) There were no concerns raised in response to the agency referral package as distributed.

C. Attachments

Attachment 1 - Site plan, elevations and applicant's rationale letter

D. Council's Strategic Plan 2019 – 2022 Goals/Action Items:

The subject application involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

> N/A

☐ RCMP

□ OTHER:

□ COMMITTEE: APC (August 17/21)

☐ Human Resources

☐ Financial Services

E. Relevant Policy/Bylaws/Resolutions:

- 1. The following provisions of Zoning Bylaw #5000 R1 Estate Lot Residential Zone are relevant to the subject application:
 - Zoning Bylaw #5000:

Section 9.3.5 Minimum front yard is 5m. Minimum rear yard is 7.5m.

BUDGET/RESOURCE IMPLICATIONS:

N/A Prepared by: Approved for submission to Council: X Signer 1 Matt Faucher Will Pearce, CAO Planner, Current Planning Date: Kim Flick Director, Community Infrastructure and Development **REVIEWED WITH** □ Corporate Services Operations □ Current Planning ☐ Bylaw Compliance ☐ Public Works/Airport ☐ Real Estate ☐ Facilities ⊠ Building & Licensing

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☐ Economic Development & Tourism

☐ Infrastructure Management

□ Utilities

□ Parks

Recreation Services

REAR SETBACK VARIANCE REQUEST

Address: 3004 A 22 Street, Vernon BC

Legal: Lot 1, Plan 41608, Section 35, Township 9, Osoyoos Division, Yale District

REVISED July 14, 2021

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- 2 VARIANCE RATIONAL WITH SITE DIAGRAM
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- 4 LETTER FROM CITY PLANNER DATED JANUARY 26, 2021

DRAWING SET

- A1.01 SITE PLAN
- A2.00 BASEMENT PLAN
- A2.01 MAIN FLOOR PLAN
- A2.02 SECOND FLOOR PLANS
- A3.01 ELEVATIONS
- A3.02 ELEVATIONS
- A3.03 SITE ELEVATIONS & BUILDING SECTIONS

SUBMISSION BY:

Lake Monster Studio: Architecture + Design Architecture + Design 3004 29th Street Vernon, British Columbia V1T 5A7

REAR SETBACK VARIANCE REQUEST

Address: 3004 A 22 Street, Vernon BC

Legal: Lot 1, Plan 41608, Section 35, Township 9, Osoyoos Division, Yale District

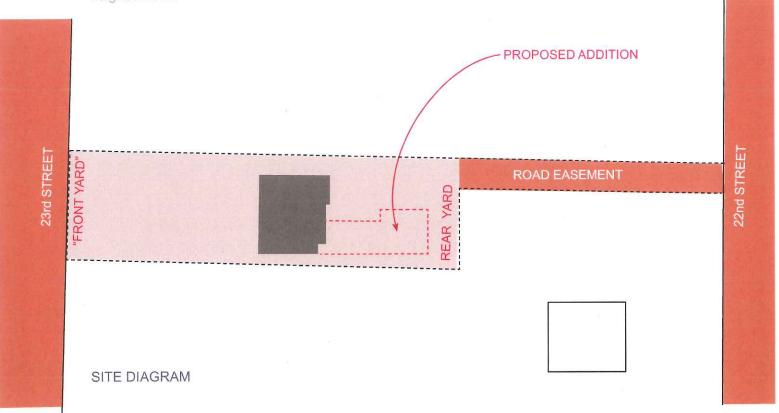
VARIANCE RATIONAL

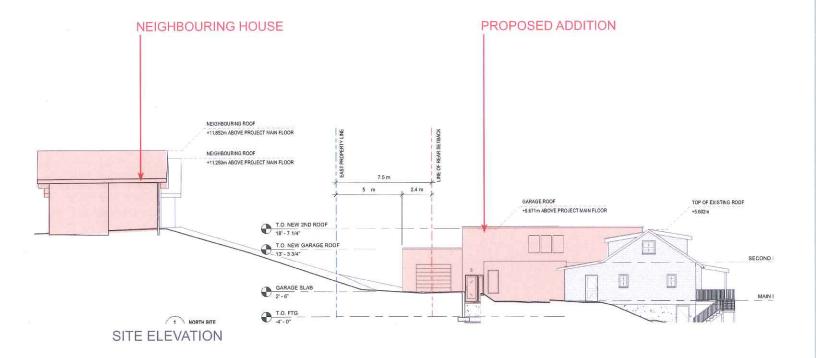
The applicant has a growing family and desires to stay within their 100 year old home located in the East Hill neighburhood. Their aim is to add a 1 car garage, 2 additional bedrooms and a studio to the existing footprint. The lot is accessed from the "rear" through an easement (41609) that connects to 22nd Street.

Although the address of the lot is on 22nd Street, the definition of "front yard" within the City of Vernon bylaws identifies 23rd Street as the front lot line. From an urban planning perspective, we were advised (see attached correspondence) to propose an addition at the "rear" of the property. As such, this application is proposing a variance request to the rear setback of the property to be 5 m rather then 7 m which would be the same as the "front setback" of 5 m.

Due to conditions on site such as grading, drainage and turning radius from the easement lane, the addition is not possible without locating it within the interprated "rear setback" of 7 m.

This variance request appears to be in line with the City of Vernon's vision to foster density while acknowledging how families grow and change over time. Once this variance has been approved, we will work towards designing a facade that fits within the character of the neighborhood.





Zoning Bylaw # 5000, 2003 Excerpt:

2.3.3 INTERPRETATION (INCL. DEFINITIONS)

LOT LINE, FRONT means that line that is common to the lot and a street; in the case of a lot extending between two parallel streets, the front lot line shall be determined by the orientation of the buildings in the same block. For panhandle lots the front lot line shall exclude the pan handle portion of the lot.

LOT LINE, REAR means either the lot line opposite to, and most distant from, the front lot line, or, where there is no such property line, the point of intersection of any property lines other than a front lot line which is furthest from and opposite the front lot line.

CL

Date: January 26, 2021 at 2:30 PM
To: Kimberly Fuller kfuller@lkmonster.ca
Cc: Joshua Lunn jlunn@lkmonster.ca

Hi Kimberly,

Our zoning bylaw definitions outline that front lot line is adjacent to the street and the front yard is between the front lot line and the building. Therefore despite the address and access being from 22 Street, the front yard is 23 Street.

Where your client wants to place the addition is the rear yard.

Have a good weekend, Carie Liefke, MCIP, RPP

Planning Assistant, Current Planning

Community Infrastructure and Development Services

Community Services Building, 3001 – 32 Avenue, Vernon, B.C., V1T 2L8

Office: 250.550.3578 | Fax: 250.545.5309 | www.vernon.ca



Please include the City File Number in the subject line of all correspondence

This transmission (including any attachments) may contain confidential information, privileged material (including material protected by the FOI act or other applicable privileges), or constitute non-public information. Any use of this information by anyone other than the intended recipient is prohibited. If you have received this transmission in error, please immediately reply to the sender and delete this information from your system. Use, dissemination, distribution, or reproduction of this transmission by unintended recipients is not authorized and may be unlawful.

From: Kimberly Fuller <kfuller@lkmonster.ca>

Sent: January 18, 2021 3:50 PM

To: Carie Liefke < CLiefke@vernon.ca>
Cc: Joshua Lunn < jlunn@lkmonster.ca>
Subject: 3004A 22nd Street - House Addition

Use Caution - External Email

Hi Carie,

We have a client who is aiming to do an addition at 3004A 22nd Street. It's an odd site with the car access off of 22nd through an easement.

The client aims to add an additional garage and master suite in the location identified in grey in the attached site plan. We are interpreting the location of the addition as the "front" setback since the lot's address is 22nd Street. I just wanted to chat with you about this to confirm that this indeed would be your interpretation as well.

I've attached a survey for you to see the road access/easement.

Thanks for your time.



SUBMITTED BY:

Matt Faucher

Planner, Current Planning

COUNCIL MEETING: REG ⊠ COW □ I/C □

COUNCIL MEETING DATE: TBD **REPORT DATE**: August 10, 2021

FILE: 3090-20 (DVP00530)

SUBJECT:

DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 9750 DELCLIFFE ROAD

UNIT 14

PURPOSE:

To review the Development Variance Permit Application (DVP00530) to vary Zoning Bylaw #5000 in order to construct an attached garage on slopes greater than 30% at 9750 Delcliffe Road, Unit 14.

RECOMMENDATION:

THAT Council support Development Variance Permit Application (DVP00530) to vary the following section of Zoning Bylaw #5000 to permit the construction of an attached garage on SL 19 SEC 4 TWN 13 ODYD STRATA PLAN KAS143 (14-9750 Delcliffe Road):

 a) Section 4.16.1 no construction of a building, structure or swimming pool is permitted on slopes 30% or greater;

AND FURTHER, that Council's support of DVP00530 is subject to the following:

- a) the site plan illustrating the general siting of the proposed garage be attached to and form part of DVP00530; and
- b) if any tree removal is required to construct the attached garage that the applicant obtain a valid Tree Cutting Permit.

ALTERNATIVES & IMPLICATIONS:

THAT Council not support Development Variance Permit Application (DVP00530) to vary the following section of Zoning Bylaw #5000 to permit the construction of an attached garage on SL 19 SEC 4 TWN 13 ODYD STRATA PLAN KAS143 (14-9750 Delcliffe Road):

 Section 4.16.1 no construction of a building, structure or swimming pool is permitted on slopes 30% or greater;

Note: Denial of the Development Variance Permit Application would restrict the siting of any proposed structure to meet the existing provisions of Zoning Bylaw #5000. The applicant would be required to revise the proposal and future development on the subject property to meet the prevailing zoning provisions.

ANALYSIS:

A. Committee Recommendations:

At its meeting of August 17, 2021, the Advisory Planning Committee passed the following resolution:

"As cited by the Committee."

B. Rationale:

- The subject property is located at 14-9750
 Delcliffe Road as shown on Figures 1 and 2. The
 property is approximately 1,088m² in size and is
 within a residential strata development in the
 Okanagan Lakeshore Neighbourhood.
- The subject property is zoned R6 Lakeshore Residential and the subject application pertains to development regulations within Section 4.16.1 of Zoning Bylaw #5000. The regulations related to development of 30% slopes or greater, have been in effect since June 2013.
- 3. The applicant proposes to construct an attached garage on the subject property.
- 4. The application proposes to vary the following section of Zoning Bylaw #5000 in order to permit the construction of an attached garage:
 - a) Section 4.16.1 no construction of a building, structure or swimming pool is permitted on slopes 30% or greater.

The site plan for the proposed garage is illustrated in Attachment 1. Elevations for the proposed garage are illustrated in Attachment 2.

- 5. The majority of the property is located on slopes greater than 30% with the rear of the property being within the 30m Riparian Assessment Area (RAA) as shown on Figure 3. Should Council approve the issuance of the Development Variance Permit a Building Permit will be required to construct the garage.
- 6. Administration supports the requested variance for the following reasons:
 - a) Given the rear of the property is within the RAA and access is provided from the property's frontage, the proposed location of the attached garage in front of the existing structure is considered appropriate.

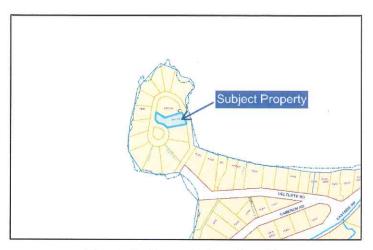


Figure 1 - Property Location Map



Figure 2: Aerial Photo of Property



Figure 3: Riparian Assessment Area

- b) The subject property is almost entirely on slopes greater than 30%. The addition of any structure or redevelopment of the site would require construction on slopes greater than 30%.
- c) The applicant has provided the City with proof of approvals from a Geotechnical Engineer.
- d) There were no concerns raised in response to the agency referral package as distributed.

C. Attachments

Attachment 1 – Site Survey Plan Attachment 2 – Building Elevations

D. Council's Strategic Plan 2019 – 2022 Goals/Action Items:

The subject application involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

> N/A

E. Relevant Policy/Bylaws/Resolutions:

- 1. The following provisions of Zoning Bylaw #5000 R1 Estate Lot Residential Zone are relevant to the subject application:
 - Zoning Bylaw #5000:

Section 4.16.1 – no construction of a building, structure or swimming pool is permitted on slopes 30% or greater.

BUDGET/RESOURCE IMPLICATIONS:

N/A

Prepared by:

Approved for submission to Council:

Will Pearce, CAO

Matt Faucher
Planner, Current Planning

Date:

Kim Flick

Director, Community Infrastructure and Development

REVIEWED WITH		
 □ Corporate Services □ Bylaw Compliance □ Real Estate □ RCMP ⋈ Fire & Rescue Services □ Human Resources □ Financial Services ⋈ COMMITTEE: APC (Aug 17/21) □ OTHER: 	 □ Operations □ Public Works/Airport □ Facilities □ Utilities □ Recreation Services □ Parks 	 ☑ Current Planning ☑ Long Range Planning & Sustainability ☑ Building & Licensing ☑ Engineering Development Services ☐ Infrastructure Management ☑ Transportation ☐ Economic Development & Tourism

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Attachment 1

Site Plan of part of Strata Lot 19, Sec 4, Tp 13, ODYD, Strata Plan KAS143 showing Proposed Addition. This plan has been prepared based on Land Title and Survey Authority records and a field survey completed on Nov. 24, 2020. Unregistered interests have not been included or considered. Beorings and distances are derived from field survey observations and are referred to the central meridian of UTM zone 11M, NADB3 CSRS Jason R. Shortt accepts no responsibility for ond hereby discloim all bollogious and flobilities for demogratic including, but and limited to, placet, indirect, special, and consequential demograe onising out of or in commetten with one direct or indirect use or reliance upon the Plan beyond its infended use. The Certificate of Title PID 025-830-627 was searched on Nov. 5, 2020. This plan was prepared for design purposes and is for the exclusive use of Amundson. 7 8 12
The intended plot size of this plon is 560mm in width by 432mm in height (4NSI C) when plotted at a scale of 1:200 Parcel dimensions are derived from Plan KAS143 and field survey. F.B. 1313 p94 This plan shows horizontal ground level distances except where otherwise noted. FILE: 29742 Elevations are shown in metres, and are based on lake level observations, derived from wateraffice.ec.gc.ca Title is subject to the fallowing non-financial charges: Covenants – M39406 Statutory Building Scheme – M39405 Distances are shown in metres and decimals thereof. Client: Amundson Civic address: 14–9750 Delcliffe Road Feb 4, 2021 -- added proposed addition russell shorth land SURVEYORS 2801-32nd Street, Vernon, B.C. VIT 5.18 Phone: (250)545-0511 Email: jasons@j. Zoning: R6 -Lakeshore Residential SCALE 1:200 Common Property deck K143 Plan acteriors and 355 Born broad and a 259 Born SL 13 SL 19 Strata 20 Lower level door sall 357,09m 20 S m24-45E dl punc © Jason R. Shortt, BCLS, 2020. All rightis reserved. No person may capy, represent to reserve to content in whole or part, whilst the express written consent of Jason R. Shortt. Common Property

Attachment 2

УЕВИОИ, В**Р**ІТІSН СО**L**UMBIA #14 9759 DELCLIFF ROAD PROPOSED GARAGE - AMUNDSON RESIDENCE



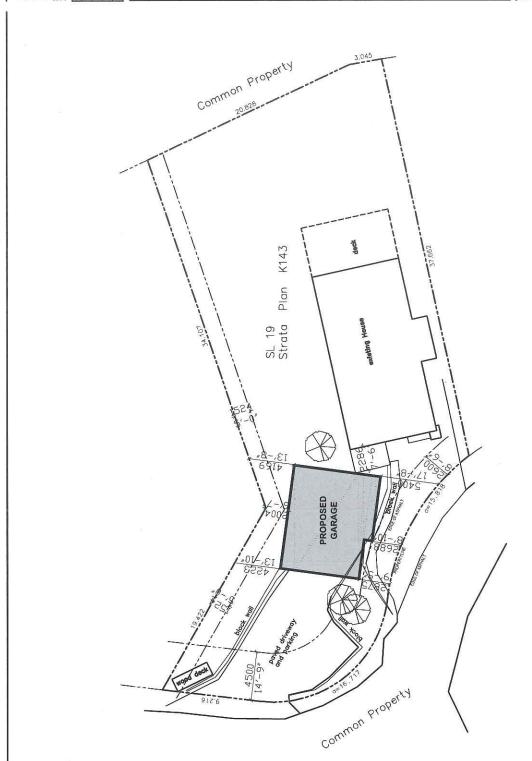




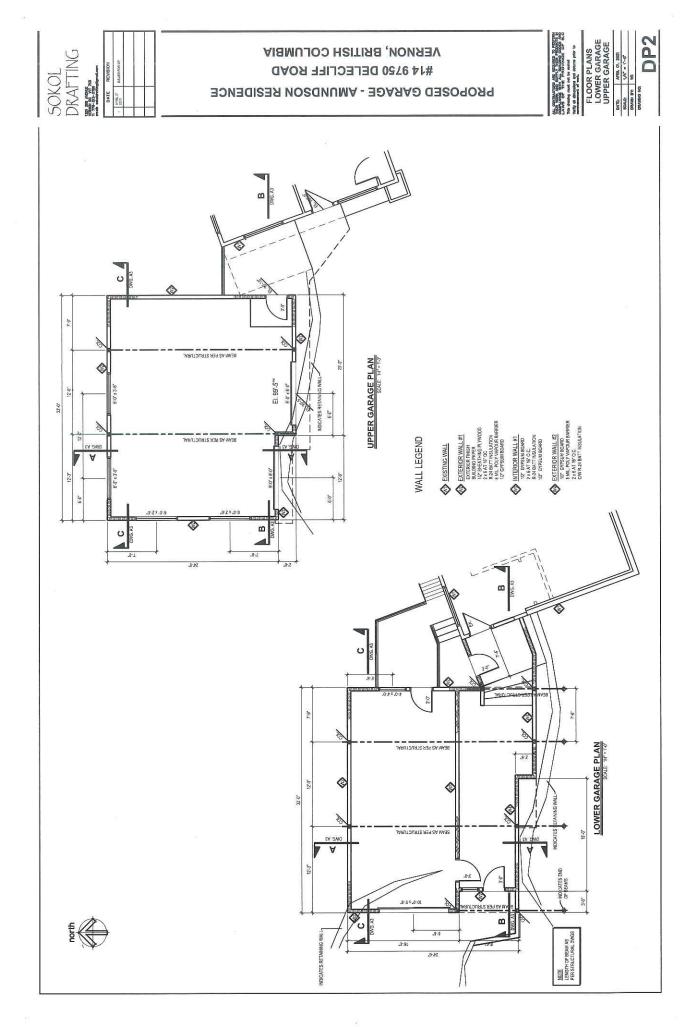


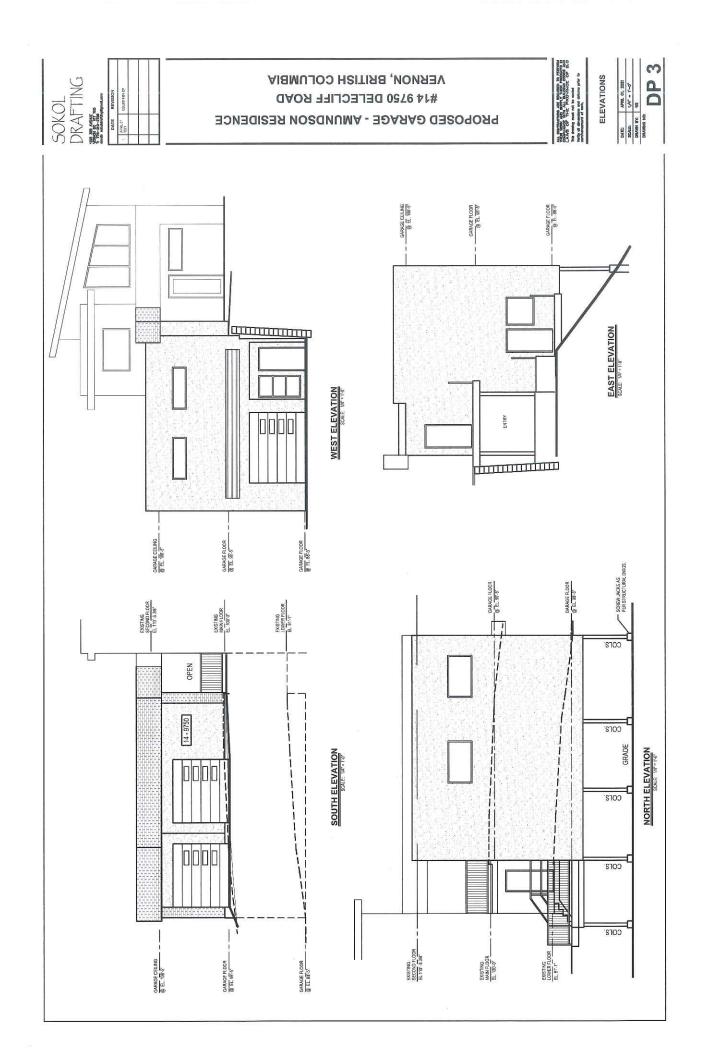


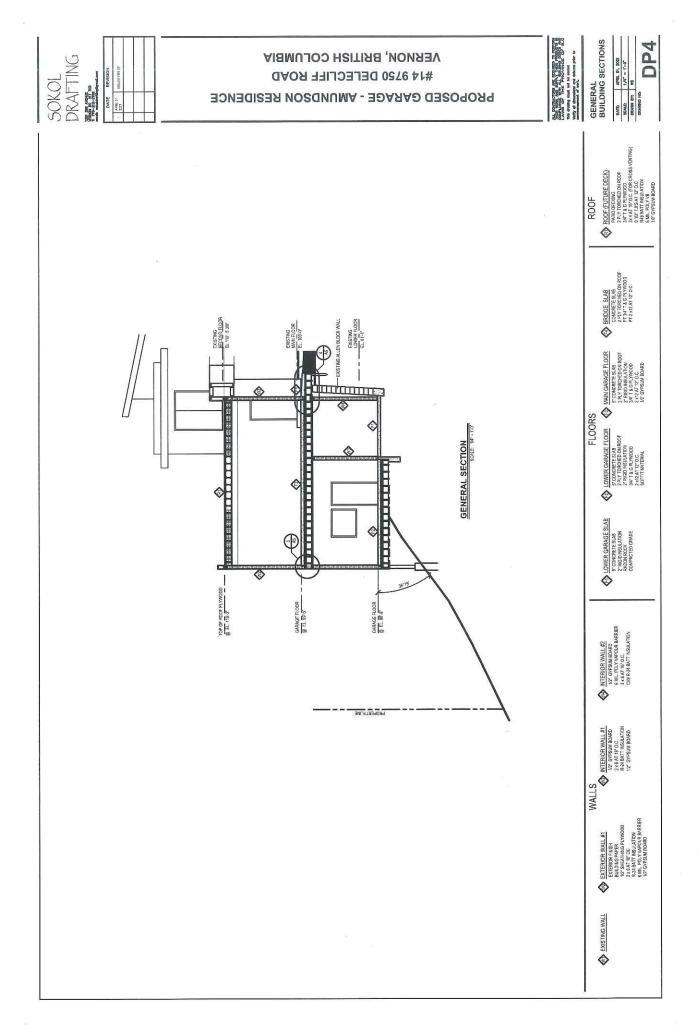














THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY:

Michelle Austin

Planner, Current Planning

COUNCIL MEETING: REG ☑ COW ☐ I/C ☐

COUNCIL MEETING DATE: September 7, 2021

REPORT DATE: August 6, 2021 **FILE**: 3090-20 (DVP00538)

SUBJECT:

DEVELOPMENT VARIANCE PERMIT APPLICATION FOR 3311, 3309, 3307 & 3305

35th AVENUE

PURPOSE:

To review Development Variance Permit Application (DVP00538) to vary the front yard setback in order to construct a childcare facility at 3311, 3309, 3307 & 3305 35th Avenue.

RECOMMENDATION:

THAT Council approve Development Variance Permit Application #DVP00538 on LT 1, 2, 3 & 4, PL 3362, SEC 3, TWP 8, ODYD (3311, 3309, 3307 & 3305 35th Avenue) to allow the construction of a childcare facility by varying Zoning Bylaw #5000, Parks and Open Space (P1) Zone:

a) Section 12.1.5 minimum front yard setback from 6.0 m to 3.82 m from the existing property and 1.0m from the future property line pending road dedication;

AND FURTHER that Council's approval of Development Variance Permit Application #DVP00538 is subject to the following:

a) the Site Plan, Revision 3, Drawing No. A100, by Stantec Architecture Ltd. illustrating the general siting of the proposed childcare facility be attached to and form part of DVP00538.

ALTERNATIVES & IMPLICATIONS:

- THAT Council not approve Development Variance Permit Application #DVP00538 on LT 1, 2, 3 & 4, PL 3362, SEC 3, TWP 8, ODYD (3311, 3309, 3307 & 3305 35th Avenue) to allow the construction of a childcare facility by varying Zoning Bylaw #5000, Parks and Open Space (P1) Zone:
 - a) Section 12.1.5 minimum front yard setback from 6.0m to 3.82m from the existing property and 1.0m from the future property line pending road dedication.

Note: Denial of the Development Variance Permit Application would require the childcare facility to be setback at least 6 metres from the front property line or relocated to another site on the Recreation Centre Complex. The applicant would be required to redesign the project to be within all the setbacks for the site including front, side, rear and riparian. It is estimated that approximately 25 childcare spaces would be lost.

ANALYSIS:

A. Committee Recommendations:

At its meeting of August 17, 2021, the Advisory Planning Committee passed the following resolution:

"As cited by the Committee"

B. Rationale:

- 1. The intent of this application is to request that Council vary the minimum front yard setback requirement from 6m to 3.82m (Attachment 1) for the construction of a childcare facility (Attachment 2). After the required road dedication is completed, the proposed structure will be 1.0m from the future property line.
- The subject properties are located at 3311, 3309, 3307 & 3305 35th Avenue, south of the Recreation Centre and adjacent to Vernon Creek, as shown on Figures 1 and 2. The combined area of the properties are approximately 2,465.53 m².
- The properties are zoned P1 Parks and Open Space, which allows for public parks and major care centres. The project scope includes the Childcare Facility, outdoor play areas for the children, a healthy riparian buffer and public pathways from 35th Avenue to the Recreation Centre (Attachment 1).
- 4. Prior to construction, the proposal includes closing the lane to the east and north of the subject properties through a legal process. This closed lane and subject properties (Lots 1-4, Plan 3362) would then be consolidated with the larger Recreation Centre Site (Attachment 3).
- 5. Road dedication will be required to align with the front property lines to the east and west. If Council approves the variance, the building will be setback 1m from the new front property line upon completion of the lot consolidation and road dedication. Because the new subdivision plan is not yet finalized, the proposed variance is to accommodate the existing and proposed front property line.
- Administration supports a reduced front yard setback for the following reasons:



Figure 1: Property Location Map



Figure 2: Aerial of Properties

- a) The project site is constrained by a 24m wide Streamside Protection and Enhancement Area (SPEA) setback along Vernon Creek. Reduction of the front yard setback allows for the protection of the SPEA.
- b) Reduction of the front yard setback allows for a larger facility with more child care spaces. If the minimum front yard setback of 6 metres was respected, approximately 25 childcare space would be lost or the proposed daycare would need to be relocated elsewhere on the Recreation Centre Complex.

C. Attachments

Attachment 1 - Site Plan

Attachment 2 – Building Elevations

Attachment 3 - Land Closure, Lot Consolidation and Road Dedication Concept

D. Council's Strategic Plan 2019 - 2022 Goals/Action Items:

The subject application involves the following goals/action items in Council's Strategic Plan 2019 – 2022:

> Support the provision of affordable childcare, measuring success by the number of childcare spaces in the community.

E. Relevant Policy/Bylaws/Resolutions:

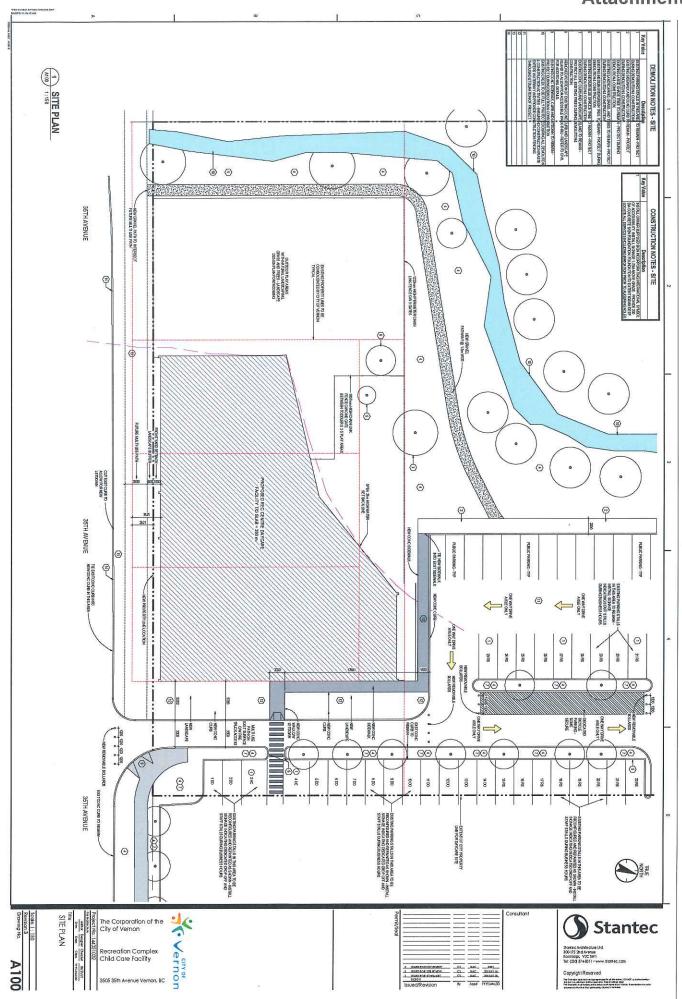
- 1. The following provision of Zoning Bylaw #5000 P1 Parks and Open Space Zone are relevant to the subject application:
 - > Zoning Bylaw #5000:

Section 12.1.5 - Minimum front yard is 6m.

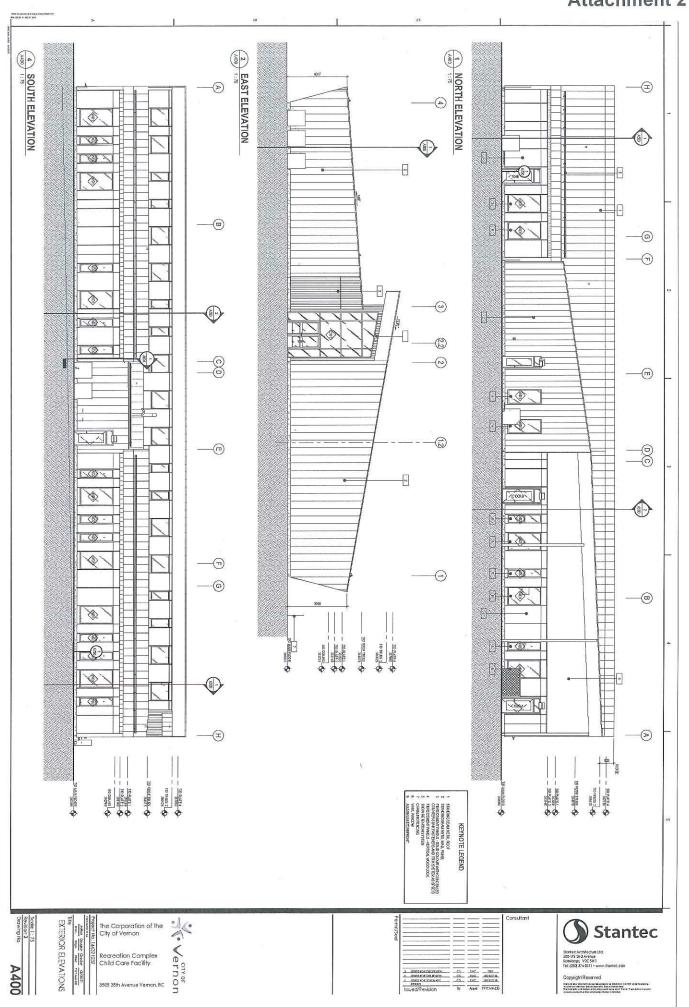
BUDGET/RESOURCE IMPLICATIONS:

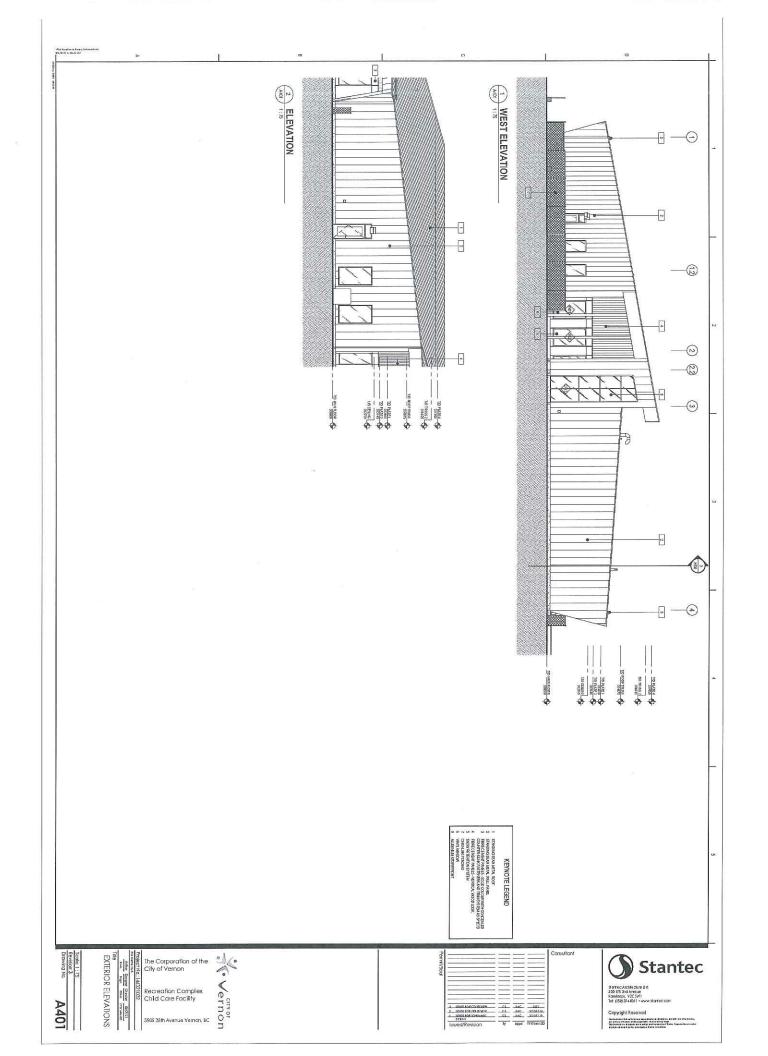
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Prepared by:	Approved for submission to Council:	
X Signer 1		ě
Michelle Austin Planner, Current Planning	Will Pearce, CAO	
	Date:	
X Signer 2 Kim Flick	< 120 ISS	
Nim Flick Director, Community Infrastructure a	nd Development	
REVIEWED WITH	ia bevelopinon	
 ☑ Corporate Services ☐ Bylaw Compliance ☑ Real Estate ☐ RCMP ☐ Fire & Rescue Services ☐ Human Resources ☐ Financial Services ☒ COMMITTEE: APC (Aug 17/21) ☐ OTHER: 	 ✓ Operations ✓ Public Works/Airport ☐ Facilities ☐ Utilities ☒ Recreation Services ☐ Parks 	Long Range Planning & Sustainability Building & Licensing Engineering Development Services Infrastructure Management Transportation Economic Development & Tourism

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Attachment 2





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_ane Closure, Lot Consolidation, Road Dedication Concept

