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TOWN OF SIDNEY

Report to Council

TO: Mayor & Council Members
FROM: Alison Verhagen, Senior Manager of Current Planning
DATE: April 7, 2020 File No. 9805 Seaport Place (Land)
SUBJECT: Development Permit Application No. DP100816
Development Variance Permit Application No. DV100294
9805 Seaport Place – Strata Lot 55

PURPOSE:

The purpose of this report is to provide Council with an update on the **Development Permit** and **Development Variance Permit Applications** for the property located at 9805 Seaport Place (*see map attached as Appendix A*).

BACKGROUND:

The applicant is proposing to construct a roof over the restaurant patio area located on the property's interior side yard setback (southeast corner). A variance to reduce the required interior side yard setback from 3.4m to 0.0 m is being requested in order to construct the patio to property line. The proposal is, otherwise, consistent with the regulations for the CD29 zone.

The applications were reviewed by the Committee of the Whole on March 16, 2020. Council made the following resolution on March 23, 2020:

That staff be directed to send out notices regarding Development Permit Application No. DP100816 and Development Variance Permit Application No. DV100294 (9805 Seaport Place) and that staff prepare a report, similar to what would be presented to the Advisory Planning Commission, to Council for consideration.

MOTION CARRIED UNANIMOUSLY

DISCUSSION:

Following the presentation to CoW on March 16, staff requested that the applicant submit revised drawings showing how the proposed wooden structure would be constructed in a way that meets BC Building Core requirements for non-combustible construction, prepared by an architect, in order to minimize the potential for aesthetic and structural changes at the Building Permit stage of construction.

Staff were waiting to receive revised drawings before distributing the radius mail out as directed by Council when the applicant notified staff on March 31 to request that the applications be put on hold. When the applicant contacts staff to request that the applications be reactivated and submits revised drawings, then staff will undertake the radius mail out regarding the proposed variance and bring forward a report to Council reviewing the design of the proposed roof structure.

RECOMMENDATION:

That this report be received for information.

Respectfully submitted,

I concur,

Alison Verhagen, MCIP, RPP
Senior Manager, Current Planning

Andrew Hicik
Acting Chief Administrative Officer

Attachments: Appendix A: Aerial photo of subject property

Appendix A: 2019 aerial photo of the subject property (9805 Seaport Pl) outlined in blue, showing OCP (black) and Zoning (red) designations.

