

Charter Bylaw 19510

A Bylaw to amend Bylaw 12800, as amended,
The Edmonton Zoning Bylaw
Amendment No. 3134

WHEREAS Lot 16, Block 30, Plan 1820228; Lot 14, Block 30, Plan 0320434; and Lot 13, Block 30, Plan 0023261; located at 4420, 4604 and 4790 - Calgary Trail NW, Empire Park, Edmonton, Alberta, are specified on the Zoning Map as (DC2) Site Specific Development Control Provision; and

WHEREAS an application was made to rezone the above described property to (DC2) Site Specific Development Control Provision;

NOW THEREFORE after due compliance with the relevant provisions of the Municipal Government Act RSA 2000, ch. M-26, as amended, and notwithstanding Section 720.3(2) of the Edmonton Zoning Bylaw, the Municipal Council of the City of Edmonton duly assembled enacts as follows:

1. The Zoning Map, being Part III to Bylaw 12800 The Edmonton Zoning Bylaw is hereby amended by rezoning the lands legally described as Lot 16, Block 30, Plan 1820228; Lot 14, Block 30, Plan 0320434; and Lot 13, Block 30, Plan 0023261; located at 4420, 4604 and 4790 - Calgary Trail NW, Empire Park, Edmonton, Alberta, which lands are shown on the sketch plan annexed hereto as Schedule "A", from (DC2) Site Specific Development Control Provision to (DC2) Site Specific Development Control Provision.
2. The uses and regulations of the aforementioned DC2 Provision are annexed hereto as Schedule "B".

3. The sketch plan annexed hereto as Schedule "A" and the uses and regulations of the DC2 Provision shown on Schedule "B" annexed hereto are hereby incorporated into the Zoning Bylaw, being Part IV to Bylaw 12800, The Edmonton Zoning Bylaw.

READ a first time this 8th day of December , A. D. 2020;
READ a second time this 8th day of December , A. D. 2020;
READ a third time this 8th day of December , A. D. 2020;
SIGNED and PASSED this 8th day of December , A. D. 2020.

THE CITY OF EDMONTON

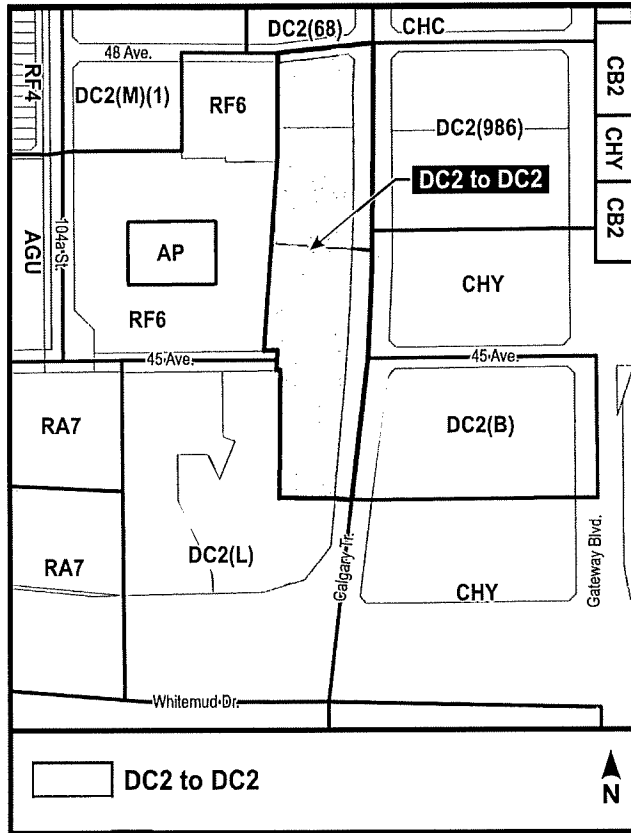


MAYOR



A/ CITY CLERK

CHARTER BYLAW 19510



SCHEDULE "B"**(DC2) SITE SPECIFIC DEVELOPMENT CONTROL PROVISION****1. General Purpose**

To establish a Site Specific Development Control District for non-residential uses that create an enhanced image for the Calgary Trail corridor and a compatible relationship with surrounding land uses.

2. Area of Application

This DC2 District shall apply to Lot 14, Block 30, Plan 032 0434, Lot 16, Block 30, Plan 182 0228 and Lot 13, Block 30, Plan 002 3261 as shown on the sketch plan being Schedule "A" to the Bylaw Adopting this DC2 District, Empire Park.

3. Uses for Area "1" as shown on Appendix "1"

- a. Business Support Services
- b. Cannabis Retail Sales
- c. Convenience Retail Stores
- d. Drive-in Food Services
- e. Gas Bars
- f. General Retail Stores
- g. Government Services
- h. Health Services
- i. Indoor Participant Recreation Services
- j. Liquor Stores
- k. Minor Service Stations
- l. Personal Service Shops
- m. Professional, Financial and Office Support Services
- n. Rapid Drive-through Vehicle Services
- o. Restaurants
- p. Specialty Food Services
- q. Urban Gardens
- r. Fascia On-premises Signs
- s. Freestanding On-premises Signs
- t. Projecting On-premises Signs

4. Uses for Area "2" as shown on Appendix "1"

- a. Business Support Services
- b. Cannabis Retail Sales
- c. Child Care Services
- d. Convenience Retail Stores
- e. Drive-In Food Services
- f. Gas Bars

- g. General Retail Stores
- h. Government Services
- i. Health Services
- j. Indoor Participant Recreation Services
- k. Liquor Stores
- l. Minor Service Stations
- m. Personal Service Shops
- n. Professional, Financial and Office Support Services
- o. Rapid Drive-through Vehicle Services
- p. Restaurants
- q. Specialty Food Services
- r. Veterinary Services
- s. Urban Gardens
- t. Fascia On-premises Signs
- u. Freestanding On-premises Signs
- v. Projecting On-premises Signs

5. Development Regulations for the Building Size and Orientation on the Site

- a. The following regulations in sections 5 through 9 apply to both Area 1 and Area 2.
- b. Notwithstanding section 720.3(2) of the Zoning Bylaw, a Site Plan is not appended to this provision
- c. The maximum Floor Area Ratio shall be 0.5.
- d. The maximum building Height shall not exceed 10.0 m.
- e. A minimum building Setback of 6.0 m shall be provided adjacent to the west and south boundaries of the site.
- f. A minimum building Setback of 20.0 m shall be required from Calgary Trail, except that buildings which are less than 6.0 m in Height and less than 1,000 m² in Floor Area may be Set back a minimum of 7.5 m from Calgary Trail northbound, where the design of the building and the use of landscaping will ensure a high standard of appearance.

6. Development Regulations for Landscaping, Lighting, Parking, and Site Design

- a. A landscaped Yard a minimum of 4.5 m in width shall be provided adjacent to the north boundary of the Site. The landscape treatment for the Yard shall include four mature deciduous trees (a minimum Caliper of 8.0 cm) and four evergreen trees (a minimum of 3.0 m in height) along with a minimum of 20 shrubs for each 35.0 m of frontage, with the planting to be grouped in modules not greater than 25.0 m in length.
- b. A landscaped Yard an average of 6.0 m in width with no portion of the Yard being less than 4.5 m shall be provided adjacent to the south boundary of the Site. A 6.0 m landscaped Yard inclusive of a 1.0 m undulating berm shall be provided adjacent to the east boundary of the Site. The landscape treatment for the Yard shall include four mature deciduous trees (a minimum Calliper of 8.0 cm) and four evergreen trees (a minimum of

3.0 m in height) along with a minimum of 20 shrubs for each 35.0 m of linear Yard, with the planting to be grouped in modules not greater than 25.0 m in length.

- c. Notwithstanding clauses 6(a) and (6)(b), the Development Officer may grant variances to these Development Regulations for Landscaping, in order to align with any instruments registered on the Land Title Certificate.
- d. Detailed landscaping plans shall be submitted with the initial development permit application for approval by the Development Officer, for the landscaping of parking areas to ensure a high standard of appearance and transition to the surrounding land uses.
- e. No parking, loading, storage, trash collection, outdoor service or display area shall be permitted within a required Setback, and loading, storage, parking and trash collection areas shall be screened from view from abutting Sites and public roadways.
- f. On-site security and building lighting must be situated and designed such that the illumination is directed downwards and no direct rays of light are directed outward from the Site.

7. Development Regulations for the Building Design and Features

- a. Development shall be in accordance with the following architectural features:
 - i. the design of the project shall establish a common architectural theme, and the principal design elements, finishing materials, colours and roof styles shall be applied to each building;
 - ii. all exterior finishing materials must be of good quality, durable and attractive in appearance, and all exposed building faces shall have consistent and harmonious exterior finishing materials having regard to the objective of ensuring a high standard of appearance appropriate to the entrance location of this site;
 - iii. all mechanical equipment shall be concealed by screening in a manner compatible with the architectural character of the building, or concealed by incorporating it within the building; and
 - iv. buildings with a wall exceeding 30.0 m in length shall comply with the following:
 - A. the roofline and building facade shall include design elements and variations that reduce the perceived mass of the building and add architectural interest; and
 - B. the exterior wall finishing materials shall be predominantly composed of light earth tone or muted colours and consist of brick, textured concrete, stone, glazing or stucco, with prefinished metal or wood limited to use as an accent.

8. Development Regulations for Signs

- a. Fascia On-premises Signs shall be subject to the following regulations:
 - i. Fascia On-premises Signs shall only face a public roadway other than a lane;

- ii. Any Fascia On-premises Signs shall not extend higher than 75 cm above the third Storey. The top of a Fascia Sign on a one Storey building or two Storey building shall not extend more than 30 cm above the building or parapet wall;
 - iii. any Fascia On-premises Sign that extends over a public right-of-way or passageway intended for pedestrian travel shall maintain a minimum clearance of 2.4 m;
 - iv. any Fascia On-premises Sign may cover up to 50% of the face of the wall where it is displayed; and
 - v. Fascia On-premises Signs may be illuminated.
- b. Projecting On-premises Signs shall be subject to the following regulations:
- i. any Projecting On-premises Sign shall not be less than 2.4 m above Grade;
 - ii. the top of a Projecting On-premises Sign on a building two Storeys or higher shall not extend more than 75 cm above the floor of the second Storey;
 - iii. any Projecting On-premises Sign and its supporting structure may project a maximum of 2.0 m;
 - iv. the horizontal separation distance between a Projecting On-premises Sign and its support structure and the curb line of a public roadway shall be not less than 0.6 m;
 - v. not more than one Projecting On-premises Sign shall be allowed for each individual business premises Frontage;
 - vi. Projecting On-premises Signs shall be erected such that the structural support elements are designed or concealed so as to appear as an integral part of the overall Sign design and such that no angle iron bracing, guide wires or similar support elements are visible from a public roadway or other public right-of-way; and
 - vii. Projecting On-premises Signs may be illuminated.
- c. Freestanding On-premises Signs shall be subject to the following regulations:
- i. the maximum Height of a permitted Freestanding On-premises Sign is 8.0 m. The Development Officer may use their variance power to allow a Freestanding On-premises Sign up to 10.0 m in Height if a Site zoned residential is not within 60.0 m of the commercial site;
 - ii. the maximum allowable Freestanding On-premises Sign Area shall be 20 m²;
 - iii. Freestanding On-premises Signs locations shall have a minimum Setback of 3.0 m where the Site shares a property line with another Site. Notwithstanding, Freestanding On-premises Signs shall have a minimum setback of 4.5m along major arterials;
 - iv. Freestanding On-premises Signs shall have a 45.0 m radial separation distance from any other is a Freestanding Sign on the same Site; and
 - v. Freestanding On-premises Signs may be Mechanical Signs.
- d. Signs shall comply with the regulations found in Section 59 and Sign Schedule 59E of the Edmonton Zoning Bylaw and the following:
- i. A Comprehensive Sign Design Plan, with regard to the scale and architectural character of the building and the land use characteristics of surrounding development, must be submitted with a Development Permit application for:
 - A. the redevelopment of the Site;
 - B. the construction of new principal buildings;

- C. the exterior alteration of an entire principal building; or
 - D. any new development permit at the discretion of the Development Officer.
- ii. The Comprehensive Sign Design Plan must be approved prior to the issuance of any Sign Permits for the Site.

9. Additional Development Criteria for Specific Uses

- a. Notwithstanding Clause 5(e) of this Provision, Gas Bars, Minor Service Stations and Rapid Drive-through Vehicle Services shall have a minimum building setback of 20.0 m from the western boundary of this site and shall be developed in accordance with the following additional criteria:
 - i. Rapid Drive-through Vehicle Services shall be limited to a single rollover bay; and
 - ii. that any canopy located over the gas pump islands shall be designed and finished in a manner consistent with the design and finishing of the principal building, with overall height and scale of the canopy to be to the satisfaction of the Development Officer, such that the canopy maintains consistency with the eave line of the principal building.
- b. Notwithstanding Clause 5(e) of this Provision, Drive-in Food Services shall have a minimum building setback of 20.0 m from the western boundary of the Site and be developed in accordance with Section 72 of the Edmonton Zoning Bylaw. The location of any drive-through food pickup services window and circulation shall be provided in general to the satisfaction of the Development Officer in consultation with the City Planning Branch.
- c. Individual General Retail Stores shall have a maximum Floor Area of 1,000m².

Appendix 1

