

**CITY OF VAUGHAN**

**EXTRACT FROM COUNCIL MEETING MINUTES OF OCTOBER 30, 2012**

Item 16, Report No. 39, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on October 30, 2012.

**16                      DRAFT PLAN OF CONDOMINIUM (STANDARD) FILE 19CDM-11V008  
                                 AQUATELLA FALLS HOMES LTD.  
                                 WARD 1 – VICINITY OF KEELE STREET AND FIELDGATE DRIVE**

**The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated October 16, 2012:**

**Recommendation**

The Commissioner of Planning recommends:

1.        THAT Draft Plan of Condominium (Standard) File 19CDM-11V008 (Aquatella Falls Homes Ltd.) as shown on Attachments #4 and #5, BE APPROVED, subject to the conditions set out in Attachment #1.

**Contribution to Sustainability**

The subject lands have been developed in accordance with Site Development File DA.06.007 that was approved by Vaughan Council on June 8, 2010, and the contribution to sustainability was identified at that time. The subject condominium application addresses the tenure of the property only, and therefore, there is no contribution to sustainability through this application.

**Economic Impact**

There are no requirements for new funding associated with this report.

**Communications Plan**

N/A

**Purpose**

The Owner has submitted Draft Plan of Condominium (Standard) File 19CDM-11V008 (Aquatella Falls Home Ltd.) for the subject lands shown on Attachments #2 and #3, for a 2 and 3-storey residential apartment building consisting of 22 residential units and a total gross floor area of 2,137 m<sup>2</sup>, as shown on Attachments #4 and #5.

**Background - Analysis and Options**

**Location**

The subject lands are located on the east side of Keele Street, between Rutherford Road and Major Mackenzie Drive (municipally known as 9589 Keele Street), City of Vaughan, as shown on Attachments #2 and #3. The surrounding lands uses are shown on Attachment #3.

**Official Plan and Zoning**

The subject lands are designated "Low Density Residential" (tableland) with a small portion of the loading area encroaching into the "Open Space" designation (see Attachment #4) by in-effect OPA #350 (Maple Community Plan), as amended by site-specific in-effect OPA #711. The subject lands are also designated "Low-Rise Mixed-Use" by the new City of Vaughan Official Plan

## **CITY OF VAUGHAN**

### **EXTRACT FROM COUNCIL MEETING MINUTES OF OCTOBER 30, 2012**

#### Item 16, CW Report No. 39 – Page 2

2010, which was adopted by Vaughan Council on September 7, 2010 (as modified on September 27, 2011, March 12, 2012 and April 17, 2012) and is pending approval from the Ontario Municipal Board. The proposed draft plan of condominium conforms to the Official Plans.

The subject lands are zoned RA2 Apartment Residential Zone (tableland) with a small portion of the loading area encroaching into the OS1 Open Space Conservation Zone (see Attachment #4) by Zoning By-law 1-88, subject to Exception 9(1339). The proposed draft plan of condominium complies with Zoning By-law 1-88, as amended, except for the proposed dimension of the parking spaces discussed later in this report.

#### Site Plan

The site is developed with a 2 and 3-storey, 22 unit, residential apartment building. The residential building is situated on 0.211 ha of tableland, and backs onto a tributary of the Don River. The property is accessed from Keele Street by a 7.5 m wide driveway at the north end of the site that leads to a parking area located below grade, which accommodates 28 parking spaces, of which 6 spaces are tandem. The garbage and recycling storage area is located in the underground area. The draft plan of condominium is in accordance with the approved site plan shown on Attachment #6.

During construction, minor changes occurred to the Keele Street elevation, the front landscape layout, and the underground parking area resulting in 27 parking spaces that are deficient in size. One parking space has dimensions of 2.4m x 5.8m and 26 spaces are 2.5m x 5.8m in size (compared to By-law 1-88 requirement of 2.7m x 6m) as shown on Attachment #5. The Applicant has submitted Site Development File DA.12.078 to maintain the elevation and landscape changes and Minor Variance File A301/12 to permit the reduced parking space sizes. Given the subject lands are located within the Maple Heritage Conservation District, the amended elevations require approval from the Heritage Vaughan Committee. Conditions requiring the Site Development and Minor Variance Applications to be approved prior to the registration of the Condominium Plan are included within Attachment #1.

In addition, a portion of the loading area, constructed of permeable pavers, is situated within lands that are zoned OS1 Open Space Conservation Zone, and are not included as part of the Draft Plan of Condominium lands, as shown on Attachment #4. The Owner, however, has advised that the loading area will be maintained by the Condominium Corporation. The Owner has agreed to enter into an Encroachment Agreement with the City for the maintenance and liability of this portion of the loading area. A condition to this effect has been included within Attachment #1.

#### Garbage/Recycling Collection and Snow Removal

Snow removal and garbage and recycling pick-up will be privately administered and the responsibility of the Condominium Corporation.

#### Toronto and Region Conservation Authority

The application was circulated to the Toronto and Region Conservation Authority (TRCA) for review and comment. The TRCA has no objection to the approval of Draft Plan of Condominium 19CDM-11V008.

#### Canada Post

Canada Post has no objections to the approval of Draft Plan of Condominium 19CDM-11V008, subject to the inclusion of a condition in the Condominium Agreement as identified in Attachment #1.

## **CITY OF VAUGHAN**

### **EXTRACT FROM COUNCIL MEETING MINUTES OF OCTOBER 30, 2012**

Item 16, CW Report No. 39 – Page 3

#### **Relationship to Vaughan Vision 2020/Strategic Plan**

This report is consistent with the priorities set forth in Vaughan Vision 2020, particularly “Plan & Manage Growth & Economic Vitality”.

#### **Regional Implications**

The application was circulated to the Region of York for review and comment. The Region has no objection to the approval of Draft Plan of Condominium File 19CDM-11V008.

#### **Conclusion**

The Vaughan Development Planning Department has reviewed the Draft Plan of Condominium Application, which conforms to the Official Plan, complies with Zoning By-law 1-88, and is consistent with the approved site plan, subject to the reduced parking space sizes and revisions to the building elevations and landscaping being addressed in the manner discussed in this report. Accordingly, the Development Planning Department has no objection to the approval of the draft plan of condominium, subject to the conditions set out in Attachment #1.

#### **Attachments**

1. Conditions of Approval
2. Context Location Map
3. Location Map
4. Draft Plan of Condominium (Standard) File 19CDM-11V008
5. Draft Plan of Condominium (Standard) File 19CDM-11V008 – Underground Parking Plan
6. Approved Site Plan

#### **Report prepared by:**

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/CM

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)