

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF OCTOBER 29, 2013

Item 23, Report No. 42, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on October 29, 2013, as follows:

By approving the following:

That the recommendation set out in Communication C8 from the Commissioner of Planning, dated October 24, 2013, be approved, as follows:

- 1. THAT Attachments #5 and #6 of the Report of the Commissioner of Planning and Director of Development Planning, dated June 18, 2013, with respect to Zoning By-law Amendment File Z.09.031 and Site Development File DA.09.070 (P. Gabriele and Sons Ltd.) be deleted, and replaced with the revised building elevations shown on Attachment #5, attached hereto; and***
- 2. THAT Recommendations #1, #2 and #3 of the Report of the Commissioner of Planning and Director of Development Planning, dated June 18, 2013, BE APPROVED.***

23

**ZONING BY-LAW AMENDMENT FILE Z.09.031
SITE DEVELOPMENT FILE DA.09.070
P. GABRIELE AND SONS LTD.**

**WARD 3 - VICINITY OF MAJOR MACKENZIE DRIVE AND WESTON ROAD
(Referred)**

The Committee of the Whole recommends:

- 1) That consideration of this matter be deferred to the Council meeting of October 29, 2013, to allow the applicant to provide revised designs;**
- 2) That the following deputations be received:**
 - 1. Ms. Elvira Caria, Vellore Woods Ratepayers Association; and**
 - 2. Ms. Debra Kakaria, MHBC, Weston Road, Woodbridge, representing the applicant;**
- 3) That Communication C4 from the Commissioner of Planning, dated October 8, 2013, be received; and**
- 4) That the coloured elevation drawings submitted by the applicant be received.**

Recommendation

Council, at its meeting of June 25, 2013, adopted the following recommendation (Item 31, CW Report No. 32):

Committee of the Whole recommendation of June 18, 2013:

- 1) That consideration of this matter be deferred until the Fall of 2013 to allow further consultation with the local ratepayers association and area residents;**
- 2) That the following deputations be received:**
 - 1. Ms. Elvira Caria, Vellore Woods Ratepayers Association; and**
 - 2. Mr. Armando Lopes, MHBC, representing the applicant; and**
- 3) That the coloured elevation drawings submitted by the applicant be received.**

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Report of the Commissioner of Planning and the Director of Development Planning, dated June 18, 2013

Recommendation

The Commissioner of Planning and the Director of Development Planning recommend:

1. THAT Zoning By-law Amendment File Z.09.031 (P. Gabriele and Sons Ltd.) BE APPROVED, to amend Zoning By-law 1-88, specifically the RVM2 Residential Urban Village Multiple Dwelling Zone Two, subject to site-specific Exception 9(1267) on the subject lands shown on Attachments #1 and #2, to permit the site-specific zoning exceptions identified in Table 1 of this report.
2. THAT Site Development File DA.09.070 (P. Gabriele and Sons Ltd.) BE APPROVED, to permit a 3-storey mixed-use residential/commercial building comprised of 25 residential apartment units (second and third floor) and 12 business and professional office units (ground floor) with a combined gross floor area of 4,102.27 m², as shown on Attachments #3 to #7 inclusive, subject to the following conditions:
 - a) that prior to the execution of the Site Plan Agreement:
 - i) the final site plan, building elevations and landscaping plans shall be approved to the satisfaction of the Vaughan Development Planning Department including changing one of the visitor parking spaces in the underground parking area to a commercial parking space in order for the business or professional office use to comply with the Zoning By-law and providing signage indicating the location of commercial and visitor parking;
 - ii) the final site grading, servicing, stormwater management, transportation and lighting plans and reports shall be approved to the satisfaction of the Vaughan Development/Transportation Engineering Department;
 - iii) the Owner shall satisfy all requirements of the Region of York Transportation Services and Community Planning Department;
 - iv) the Owner shall pay to the City of Vaughan, a woodlot development charge at the rate of \$1000.00 per residential dwelling unit, in accordance with the previous Special Area Woodlot Development Charge By-law and the City's Woodlot Acquisition Front-end Agreement; and,
 - v) the City shall be provided with written clearance from the Trustee for the Block 39 Plan that the Owner of the subject lands has entered into and signed the Block 39 Cost Sharing Agreement; and,
 - b) that the Site Plan Agreement include the following conditions:
 - i) that prior to the issuance of a Building Permit, the Owners shall pay the City, Region and Board of Education Development Charges in accordance with the City of Vaughan Development Charge By-law in effect at the time of payment;

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- ii) that the Owner shall pay cash-in-lieu of the dedication of parkland equivalent to 1 ha per 300 units or 5% of the value of the subject lands or units, whichever is greater, prior to the issuance of a Building Permit for the residential component and 2% for the commercial component, in accordance with the Planning Act and the City's approved "Cash-in-Lieu of Parkland Policy". The Owner shall submit an appraisal report prepared by an accredited appraiser for approval by the Vaughan Legal Services Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment;
- iii) that prior to issuance of a Building Permit, a noise consultant shall certify that the building plans are in accordance with the noise control features recommended by the approved Noise Report;
- iv) that the Owner shall agree to notify both the Ministry of Tourism and Culture and the City of Vaughan Recreation and Culture Department (Cultural Services Division) immediately in the event that:
 - 1. archaeological resources are found on the property during grading or construction activities, to which the proponent must cease all grading or construction activities;
 - 2. human remains are encountered during grading or construction activities, to which the proponent must cease all grading or construction activities. The proponent shall contact York Region Police, the Regional Coroner and the Registrar of the Cemeteries Regulation Unit of the Ministry of Consumer and Business Services;
- v) that the Owner shall display a Community Plan on the interior wall of the sales office, comprised of information approved by the City of Vaughan, prior to offering any units for sale, to be monitored periodically by the City, and that no Building Permit shall be issued until such information is approved by the City of Vaughan Development Planning Department. The Community Plan shall display the following information:
 - plan for the broader area, showing the surrounding land uses, arterials, proposed road extensions, etc.;
 - location of street utilities, entrance features, sidewalks, transit stops;
 - the location of parks, open space, trails, bicycle paths, community facilities;
 - the location of institutional uses, including schools, places of worship, community facilities;
 - the location and type of commercial sites;
 - colour-coded identification of singles, semis, townhouses and apartment units;
 - the following notes in BOLD CAPITAL TYPE on the map:

"For further information, on the proposed and existing land uses, please call or visit the City of Vaughan, Development Planning Department, at 2141 Major Mackenzie Drive, L6A1T1, 905.832.8585.

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“This map is based on information available as of (date of map), and may be revised or updated without notification to purchasers.”

[In such circumstances the Owner is responsible for updating the map and forward it to the City for verification.];

- vi) that the Owner shall agree to contact Enbridge Gas Distribution to discuss the installation and clearance requirements for service and metering facilities with the Enbridge Customer Connections Department, arrange for the installation of the gas plant prior to the commencement of the asphalt paving or landscaping and provide, if required, easements at no cost to Enbridge Gas Distribution;
- vii) that the Owner shall agree to:
 - 1. consult with Canada Post to determine the locations of the community mailboxes and indicate the community mailbox locations on the appropriate servicing plans and provide Canada Post with 2 copies of the utility co-ordination plan for use in identifying the community mailbox location;
 - 2. provide the following for each community mailbox site, as shown on the servicing plans:
 - i) a sidewalk section (concrete pad), as per municipal and Canada Post standards, to support the mailboxes;
 - ii) any required walkway across the boulevard, as per municipal standards; and,
 - iii) any required curb depressions;
 - 3. provide a suitable temporary community mailbox location(s) until the curbs, sidewalks and final grading have been completed at the permanent location(s); and,
 - 4. include in all Offers of Purchase and Sale, or lease for all lots/blocks that mail delivery shall be from a designated community mailbox, and notify the purchasers and/or tenants of the exact community mailbox locations prior to the closings of any dwelling unit.
- 3. THAT Council adopt the following resolution with respect to the allocation of water and sewage servicing capacity:

“NOW THEREFORE BE AND IT IS HEREBY RESOLVED THAT Site Development File DA.09.070 (P. Gabriele and Sons Ltd.) be allocated sewage capacity from the York-Durham Servicing Scheme and water supply from the York Water Supply System for a total of 25 apartment dwelling units.”

Contribution to Sustainability

The applications implement the following Goals and Objectives of Green Directions Vaughan:

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Goal 2: To ensure sustainable development and redevelopment.

- Objective 2.3: To create a City with sustainable built form.

Goal 3: To ensure that getting around in Vaughan is easy and has a low environmental impact.

- Objective 3.1: To develop and sustain a network of sidewalks, paths and trails that supports all modes of non-vehicular transportation.

In accordance with the goals and objectives identified above, the Owner has advised that the following, but not limited to, sustainable site and building features will be included in the proposed development:

a) Transportation/Pedestrian Network:

- i) short term bicycle parking on-site;
- ii) sidewalk connections to transit;
- iii) building entrances connected and oriented to existing public sidewalks;

b) Landscaping:

- i) integration of permeable landscaping into site design (interlocking stones in walkway, soft landscaping areas);
- ii) drought tolerant landscaping (decorative grasses, coniferous tree species);

c) Energy Efficiencies:

- i) low emissivity insulated glazing (double glazed windows);
- ii) insulated back-panel for spandrel glazing;
- iii) locally sourced materials, including the concrete structure up to the underside of the residential units;
- iv) building material and placement for durability and longevity (brick/architectural stone at grade level);
- v) extended sign bands and canopies from the building for shading over the pedestrian walkways;

d) Water Efficiencies:

- i) low flow fixtures (faucets, showerheads, toilets); and,

e) Waste Efficiencies:

- i) three stream waste disposal system.

Economic Impact

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

Communications Plan

On January 8, 2010, a Notice of Public Hearing was circulated to all property owners within 150 m of the subject lands, and to the Millwood Woodend and Vellore Woods Ratepayers' Association. The recommendation of the Committee of the Whole to receive the Public Hearing report of February 2, 2010, and to forward a comprehensive report to a future Committee of the Whole meeting was ratified by Council on February 16, 2010. As of June 5, 2013, no written comments from the public have been received.

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Purpose

The Owner has submitted the following applications on the subject lands shown on Attachments #1 and #2, to facilitate the development of a mixed use residential/commercial building:

1. Zoning By-law Amendment File Z.09.031 to amend Zoning By-law 1-88, specifically the RVM2 Residential Urban Village Multiple Dwelling Zone Two, subject to site-specific Exception 9(1267) to permit the site-specific zoning exceptions identified in Table 1 of this report; and,
2. Site Development File DA.09.070 to permit a 3-storey mixed-use residential/commercial building comprised of 25 residential units (second and third floors) and 12 business and professional offices on the ground floor. The proposed development statistics are as follows:

Site and Building Details	
Total Site Area	0.375 ha (3751 m ²)
Frontage (Major Mackenzie Drive)	67 m
Lot Coverage	33.20% (1245.57 m ²)
Building Gross Floor Area (GFA)	4,102.27 m ²
Floor Space Index	1.093
Amenity Area	126.09 m ²
Landscape Area	20.9% (786 m ²)
Residential Use Details	
Number of Units	25 (2 bedroom) apartments
Residential GFA	2,856.7 m ²
Commercial Use Details	
Number of Units	12 business or professional
Commercial GFA	1,245.57 m ²

Parking Spaces		
Standard	Required (By-law 1-88 subject to Exception 9(1267))	Proposed Parking
1 Space / Apartment Unit (25 Units)	25	26 (Underground)
Plus 0.2 Spaces / Unit for Visitor Parking	5	5 (Underground)
3 Spaces / 100 m ² Business or Professional Office Use	38	38 (includes (1 barrier-free) 37 Surface +1 Underground)
Total (includes 1 barrier-free parking space)	68	69 (37 Surface + 32 Underground)

Background – Analysis and Options

Location

The subject lands shown on Attachments #1 and #2 are located on the south side of Major Mackenzie Drive, west of Weston Road. The subject lands have a developable lot area of 0.375 ha, with 67 m of frontage along Major Mackenzie Drive. The surrounding land uses are shown on Attachment #2.

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Approved Plan of Subdivision File 19T-03V10

The subject lands are located within the Phase 2 lands of Plan of Subdivision File 19T-03V10 (P. Gabriele and Sons Ltd.), which was draft approved on June 28, 2005, and registered on May 3, 2011, as Plan 65M-4261. Zoning By-law 242-2006 to implement draft approved Plan of Subdivision File 19T-03V10 was in-force on June 26, 2006. The draft approved Plan of Subdivision and Zoning By-law provided for a larger block, which included up to a maximum of 14 block townhouses that fronted onto Coranto Way, as well as a multi-unit residential/commercial building with up to a maximum of 22 residential apartment units. Subsequent to the registration of Plan of Subdivision File 19T-03V10, the Owner submitted a Zoning By-law Amendment and Part Lot Control applications to rezone and sever the lands to create the lots to convert the block townhouses to street townhouses with access onto Coranto Way, as shown on Attachment #2, thereby necessitating an amendment to Zoning By-law 1-88 to facilitate the proposed development.

Official Plan - Land Use Designation/Uses/Density

i) Official Plan Amendments #600 and #650

The subject lands are designated “Vellore Village Centre - Low-Rise Residential” by OPA #600, as amended by OPA #650 (Vellore Village District Centre Plan), which permits multi-unit residential/commercial land uses at a density of between 17 to 40 units per hectare, including the land for local and primary roads, and residential units. The density for the subject lands included all the lands within the overall Plan of Subdivision File 19T-03V10 and was calculated at 38.21 units per hectare. The proposal conforms to the Official Plan.

ii) City of Vaughan Official Plan 2010

The subject lands are designated “Low-Rise Mixed-Use” with a maximum height of 4 storeys and a floor space index of 1.5, and which permits multi-unit residential/commercial land uses, by the City of Vaughan Official Plan 2010, which was adopted by Vaughan Council on September 7, 2010 (as modified September 27, 2011, March 20, 2012, and April 17, 2012, as modified and endorsed by Regional Council on June 28, 2012) and is pending approval from the Ontario Municipal Board. The proposal for a 3-storey mixed-use development at a density of 1.093 FSI (Floor Space Index) conforms to the Official Plan.

Zoning

The subject lands are zoned RVM2 Residential Urban Village Multiple Dwelling Zone Two by Zoning By-law 1-88, subject to Exception 9(1267), which permits business or professional office uses on the ground floor of a building with apartment dwellings on the upper floors, subject to the main entrances of the business or professional office uses facing Major Mackenzie Drive. The proposed development as shown on Attachments #3 to #6 inclusive does not fully comply with the site-specific zoning exceptions, due to the conversion of the block townhouses to street townhouses and modification to the block size to accommodate the blocks for the street townhouse dwelling units, and requires that the following additional site-specific zoning exceptions be approved to implement the proposal as shown on Attachments #3 to #6:

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Table 1: Proposed Zoning Exceptions

	By-law Standard	RVM2 Residential Urban Village Multiple Dwelling Zone Two, subject to Exception 9(1267) Requirements	Proposed Exceptions to RVM2 Residential Urban Village Multiple Dwelling Zone Two, Subject to Exception 9(1267)
a)	Minimum Parallel Parking Space Size	By-law 1-88 does not include a standard for the minimum size for a parallel parking space	Permit the 7 parallel parking spaces underground to measure 6.7 m in width by 3 m in length
b)	Maximum Driveway Access Width	7.5 m	9.6 m
c)	Minimum Landscaping Strip Width	i) By-law 1-88 does not include a standard for the minimum landscaping strip width for a multi-unit residential/ commercial use abutting a Residential Zone ii) By-law 1-88 does not include a standard for the minimum landscaping strip width for a multi-unit residential/ commercial use abutting an Agricultural Zone	i) 3 m ii) 2 m
d)	Minimum Amenity Area (Residential Use)	1375 m ² (55 m ² per 2 Bedroom Unit @ 25 Units)	109.5 m ²
e)	Maximum Number of Dwelling Units	22 Apartment Dwelling units	25 Apartment Dwelling units

Zoning Exceptions

i) Parking Space

Zoning By-law 1-88 does not provide a standard for a parallel parking space. Regular parking spaces are 2.7 m x 6 m. Any dimensions that exceed this minimum size are considered to comply to the by-law. However, in order to provide a consistent parallel parking space size, the Owner proposes 6 residential and 1 commercial parallel parking spaces with dimensions of 3 m in width and 6.7 m in length to be located in the underground parking area, as shown on Attachment #7. The Development/Transportation Engineering Department and Development Planning Department have no objections to the proposed parallel parking spaces and dimensions.

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ii) Driveway Access Width

A maximum driveway width of 9.6 m is proposed instead of 7.5 m to access the subject lands. The increased driveway width is required to accommodate the turning movements for garbage/refuse trucks. Zoning By-law 1-88 permits a maximum driveway width of 13.5 m for commercial areas where there is the movement of trucks to and from a loading space. However, in the case of the subject lands, a loading space is not required for multi-unit commercial buildings. Notwithstanding this requirement, the subject lands must accommodate the movement of garbage/refuse trucks and the proposed driveway width of 9.6 m, which is less than the maximum driveway width of 13.5 m, is considered acceptable.

iii) Landscape Strip

A landscape strip of 3 m abutting a Residential Zone (to the south) is proposed along the property line adjacent to the street townhouse dwelling units on Coranto Way shown on Attachment #3. Previously, land for these dwelling units formed part of the subject lands prior to their severance (via Part Lot Control) and this zoning standard was not required. The provision of the landscape strip, which includes coniferous and deciduous trees, and is adjacent to a 1.8 m high acoustic fence shown on Attachment #4, and a 2.5 m high acoustic fence on top of a berm along the east property line shown on Attachment #3, which were provided as a requirement of the Subdivision Agreement for Plan of Subdivision File 19T-03V10, and is required to provide a landscaped buffer between the proposed commercial use and the street townhouse development.

The Owner is proposing a 2 m wide landscape strip along the east property line, which includes a 2.5 m high acoustic fence on top of the berm screening the Ministry of Transportation's Works Yard from the subject lands. The zoning will include a standard to ensure that the landscape buffer, which includes coniferous trees, is maintained, in order to provide screening for the outside amenity area.

iv) Amenity Area

A total amenity area of 109.5 m² is proposed comprised of a 68.18 m² walkway between the building forming a pedestrian connection from the subject lands to Major Mackenzie Drive and 41.32 m² landscaped paved area at the south end of the subject lands, as shown on Attachment #4. The subject lands are located in a more urban setting where a reduction in the on-site amenity area can be supported where there are opportunities through multi-use sidewalks/paths, for pedestrians and bikes, which are connected to other multi-use sidewalks/paths that connect to existing and future park and trail systems in proximity of the subject lands.

v) Number of Dwelling Units

There are 25 apartment dwelling units proposed for the subject lands, whereas Zoning By-law 1-88 permits a maximum of 22 apartment dwellings on the subject lands. The implementing zoning by-law permitted a total of 36 dwelling units on the combined subject lands (22 apartment units) and the severed lands (14 block townhouses). The proposed 25 apartment dwelling units, together with the 12 street townhouse units on the severed portion, provide for a total of 37 dwelling units, which results in an increase of one unit and is considered in keeping with the general intent of the Official Plan and Zoning By-law.

Site Plan Review

The Vaughan Development Planning Department is satisfied with the proposed site plan and building elevations, as shown on Attachments #3 to #6 inclusive. The site plan requires signage to indicate the location of the commercial and visitor parking located in the underground parking

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area. Further, one parking space assigned for visitor parking must be changed to a space for commercial parking in order for the proposed business or professional office use to comply with the parking requirement in Zoning By-law 1-88. As there are more visitor parking spaces proposed than required, this modification can be accommodated. The final site plan, landscape plan and building elevations must be approved to the satisfaction of the Development Planning Department.

Prior to the issuance of a Building Permit, the Owner will be required to submit a Community Plan for approval by the Development Planning Department that shows the surrounding land uses and utilities locations, which must be displayed in the sales office for view by prospective purchasers. A condition to this effect is included in the recommendation to this report.

Block 39 Developers Group

The subject lands are located within the Block 39 Plan. The Block 39 Developers Group was responsible for front-end financing and providing, among other matters, the infrastructure for services and roads. Prior to the issuance of a Building Permit, the Owner will be required to enter into an Agreement with the Block 39 Developers Group respecting cost sharing. The City shall be provided with written clearance from the Trustee for Block 39 that the Owner of the subject lands has entered into and signed the Block 39 Cost Sharing Agreement. A condition in this respect is included in the recommendation of this report.

Vaughan Development/Transportation Engineering Department

The Development/Transportation Engineering Department has no objections to the proposal and requires that the final site grading, servicing, stormwater management, transportation, noise, and lighting plans, and supporting reports be addressed to their satisfaction.

The subject lands received a previous environmental clearance for the subject lands under Plan of Subdivision File 19T-03V10, which included the acceptable submission of a Site Screening Questionnaire and Phase 1 Environmental Site Assessment (ESA) reports. Subsequent to this, an updated Site Screening Questionnaire was submitted by the Owner in 2009. In addition, the Owner submitted a *Letter of Environmental Clearance*, dated July 17, 2012, by Soil Engineers Ltd., as well as a *Letter of Reliance for the Environmental Clearance Letter*, dated April 23, 2013, by Soil Engineers Ltd. As such, there are no further environmental requirements for the development.

The Development/Transportation Engineering Department has requested that bicycle parking spaces be provided as part of this development. The recommended standard and the number of parking spaces proposed is summarized in the following Table:

Bicycle Parking Spaces (Short Term)		
Standard	Recommended	Proposed
0.2 Spaces/Residential Unit (25 Units)	5	16
0.15 Spaces/100 m ² Commercial GFA (1245.57)	2	
Total	7	16

Vaughan Public Works Department - Solid Waste Management

The proposed refuse and recycling methods for this development within the internal building meet the requirements of the City's Waste Collection Design Standards to the satisfaction of the Public Works Department.

Garbage and recycling pick-up and snow removal on the site will be privately administered and the responsibility of the building operator/future residents.

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Vaughan Development Finance and Investments Department

The Vaughan Development Finance and Investments Department has advised that the Owner shall pay to the City, a woodlot development charge at the rate of \$1000.00 per residential dwelling unit in accordance with the previous Special Area Woodlot Development Charge By-law and the City's Woodlot Acquisition Front-End Agreement, prior to the execution of the Site Plan Letter of Undertaking or Site Plan Agreement. The City acknowledges that the Block 39 Developers' Group has entered into an Agreement with the City that deals with the requirements of the Special Area Woodlot Development Charges. When the Owner becomes a party to the Block 39 Developers' Group, the Owner is deemed to participate in the aforementioned Agreement with the City. The City, Region and Board of Education Development Charges are applicable. These are to be included as conditions in the Site Plan Agreement.

Vaughan Real Estate Division

The Vaughan Real Estate Division has advised that the Owner will be required to pay cash-in-lieu of the dedication of parkland equivalent to 1 ha per 300 units or 5% of the value of the subject lands or units, whichever is greater, prior to the issuance of a Building Permit for the residential component and 2% for the commercial component, in accordance with the Planning Act and the City's approved "Cash-in-Lieu of Parkland Policy". A condition of approval to this effect is included in the recommendation of this report. The Owner shall submit an appraisal report prepared by an accredited appraiser for approval by the Vaughan Legal Services Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment.

Vaughan Cultural Services Division

The Cultural Services Division has received the Ministry of Citizenship, Culture and Recreation's clearance of archaeological concerns respecting the subject lands. As such, the Cultural Services Division has no objection to the approval of the residential/commercial development, subject to the inclusion of the standard archaeological resources conditions in the Site Plan Agreement. A condition of approval is included in this respect.

Enbridge Gas Distribution

Enbridge Gas Distribution has reviewed the proposal and has no objections to the applications. Enbridge advises that at this time, there is not a commitment by Enbridge Gas Distribution to service this site, or to service this site by a given date or that there will be no costs for servicing this site. The Owner is to contact the Enbridge Customer Connections Department at their earliest convenience to discuss the installation and clearance requirements for service and metering facilities. This is included in the conditions of approval in the recommendation of this report.

Canada Post

Canada Post has no objections to the proposal subject to the Owner installing mail facilities and equipment to the satisfaction of Canada Post, which are subject to the conditions of approval in the recommendation of this report.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the following initiatives set forth in the Vaughan Vision 2020/Strategic Plan:

i) Lead and Promote Environmental Sustainability

The Owner will be incorporating the sustainable site and building features identified in this report.

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The proposed development includes a three stream waste disposal system which will contribute to increasing the waste diversion targets as part of the Greening Vaughan strategy.

ii) **Manage Growth & Economic Well Being**

The proposed development implements the City's current Official Plan and the Growth Management Strategy as set in Vaughan Official Plan 2010.

Regional Implications

The Region of York has advised that there are no direct works associated with the proposal within the Major Mackenzie Drive right-of-way, and accordingly, a Site Plan Agreement is not required between the Owner and the Region. The final site grading, servicing, stormwater management, landscaping plans and traffic reports shall also be approved to the satisfaction of the Region of York Transportation and Community Planning Department. The Owner will be required to provide the securities to the satisfaction of the Region.

Conclusion

Zoning By-law Amendment File Z.09.031 to permit the site-specific zoning exceptions to the RVM2 Residential Urban Village Multiple Dwelling Zone Two and Site Development File DA.09.070 to permit a 3-storey mixed-use residential/commercial building consisting of 25 residential dwelling units and 1245.57 m² of gross floor area for ground floor business and professional offices has been reviewed in accordance with the policies of OPA #600, as amended by OPA #650, the requirements of Zoning By-law 1-88, as amended by Exception 9(1267), comments from City Departments and external public agencies, and the area context. The Vaughan Development Planning Department is satisfied that the proposed development as shown on Attachments #3 to #7 inclusive is appropriate and compatible with the existing and permitted uses in the surrounding area, and conforms to the Official Plan. Accordingly, the Development Planning Department can support the approval of the Zoning By-law Amendment and Site Development Applications, subject to the recommendations in this report.

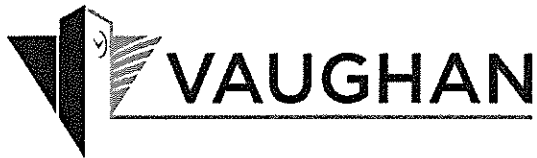
Attachments

1. Context Location Map
2. Location Map
3. Site Plan
4. Landscape Plan
5. North and West Elevations
6. South and East Elevations
7. Underground Parking Level

Report prepared by:

Judy Jeffers, Planner, ext. 8645
Carmela Marrelli, Senior Planner, ext. 8791
Mauro Peverini, Manager of Development Planning, ext. 8407

(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.)



memorandum

DATE: OCTOBER 24, 2013
TO: HONOURABLE MAYOR & MEMBERS OF COUNCIL
FROM: JOHN MACKENZIE, COMMISSIONER OF PLANNING
RE: COMMUNICATION - COUNCIL MEETING - OCTOBER 29, 2013

C	8
Item #	23
Report No.	42 (cw)
Council - October 29/13	

ITEM #23, COMMITTEE OF THE WHOLE - OCTOBER 15, 2013
ZONING BY-LAW AMENDMENT FILE Z.09.031
SITE DEVELOPMENT FILE DA.09.070
P. GABRIELE AND SONS LTD.
WARD 3 - VICINITY OF MAJOR MACKENZIE DRIVE AND WESTON ROAD

Recommendation

The Commissioner of Planning recommends:

1. THAT Attachments #5 and #6 of the Report of the Commissioner of Planning and Director of Development Planning, dated June 18, 2013, with respect to Zoning By-law Amendment File Z.09.031 and Site Development File DA.09.070 (P. Gabriele and Sons Ltd.) be deleted, and replaced with the revised building elevations shown on Attachment #5, attached hereto.
2. THAT Recommendations #1, #2 and #3 of the Report of the Commissioner of Planning and Director of Development Planning, dated June 18, 2013, BE APPROVED.

Background

On October 15, 2013, the Committee of the Whole considered and deferred Item #23, respecting Zoning By-law Amendment File Z.09.031 and Site Development File DA.09.070 (P. Gabriele and Sons Ltd.). Communication C4 for that meeting included revised building elevations to respond to design concerns raised by the Vellore Woods and Millwood Woodend Ratepayers Associations with respect to achieving a building design that incorporated elements that complement the existing dwellings in the surrounding area.

At the October 15, 2013, Committee of the Whole Meeting, a representative for the Vellore Woods and Millwood Woodend Ratepayers' Associations advised that the coloured renderings of the elevations, which were received on October 11, 2013, required the following additional modifications to address their concerns, which was also identified in an email to Development Planning Staff on the same day:

- i) add lintels under the window sills of the wrap around corner elevations;
- ii) enlarge the lintels; and,
- iii) enhance the keystones above the windows of the wrap around corner elevations.

On October 18, 2013, the Owner submitted revised building elevations, as attached, to address these comments. On October 21, 2013, the Ratepayers' Associations advised in an email to the Development Planning Department that they were satisfied with the revised building elevations, which incorporated the requested modifications. The Development Planning Department is also satisfied with the revised building elevations.

Conclusion

The Development Planning Department is satisfied with the revised building elevations that are attached. The Vellore Woods and Millwood Woodend Ratepayers Associations have also advised that they are satisfied with the proposed building elevations. Accordingly, should Council concur, Attachments #5 and #6 of the Report of the Commissioner of Planning and Director of Development Planning, dated June 18, 2013, with respect to Zoning By-law Amendment File Z.09.031 and Site Development File DA.09.070, can be deleted and replaced with the Attachment #5, attached hereto.

Should Council concur, staff Recommendations #1, #2 and #3 of the Planning report to approve Zoning By-law Amendment File Z.09.031 and Site Development File DA.09.070, and to allocate water and sewage servicing capacity, respectively, can be approved.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'JM', with a long horizontal stroke extending to the right.

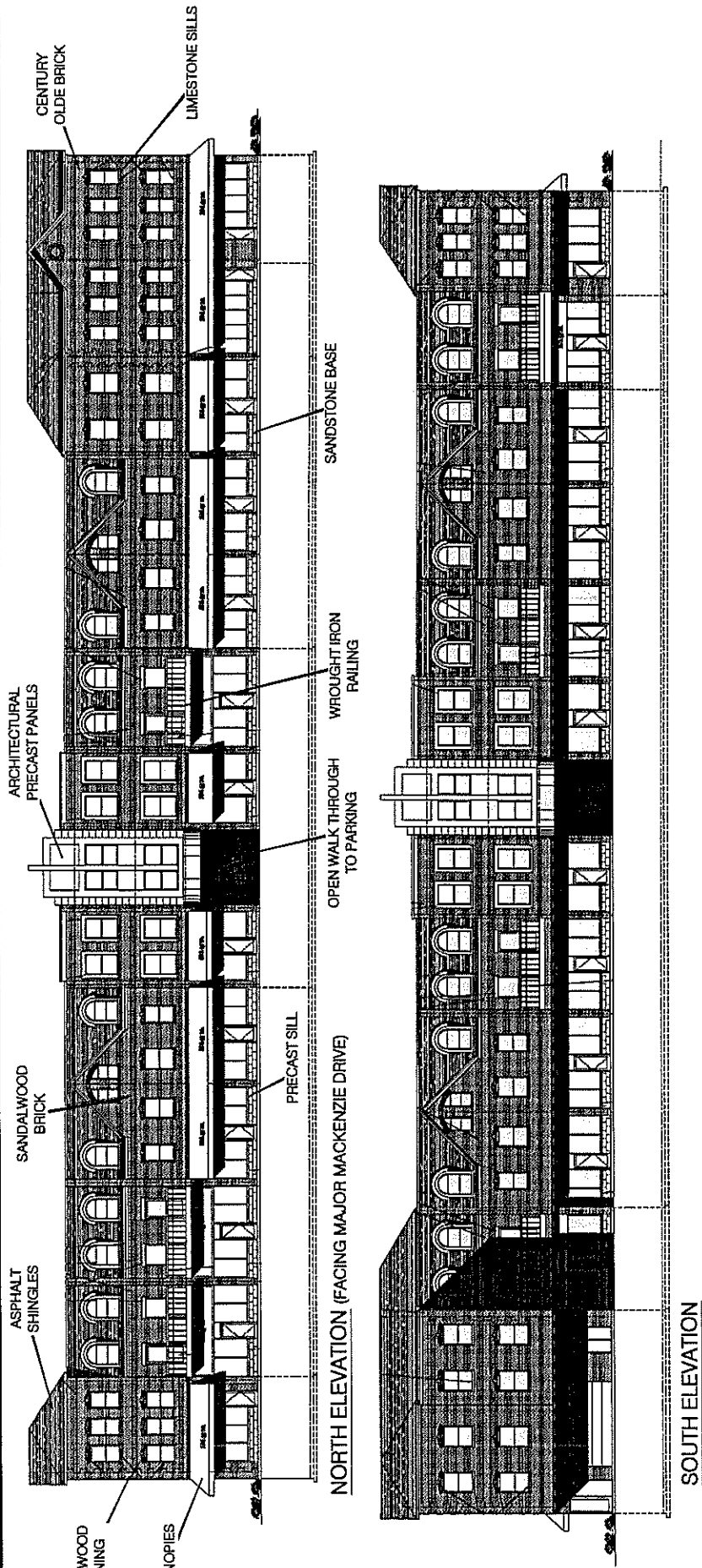
JOHN MACKENZIE
Commissioner of Planning

Attachment

Revised Attachment #5 - Elevations (Block 17)

JJ/cm

Copy to: Barbara Cribbett, Interim City Manager
Jeffrey A. Abrams, City Clerk
Grant Uyeyama, Director of Development Planning



Not to Scale

Elevations (Block 17)

LOCATION:
Part of Lot 20, Concession 6

APPLICANT:
P. Gabriele and Sons Ltd.

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Attachment

FILE:
Z.09.031 & DA.09.070

DATE:
October 29, 2013

5



memorandum

c <u>4</u>
Communication
CW: <u>Oct 15/13</u>
Item: <u>23</u>

DATE: OCTOBER 8, 2013

TO: HONOURABLE MAYOR & MEMBERS OF COUNCIL

FROM: JOHN MACKENZIE, COMMISSIONER OF PLANNING

RE: ADDENDUM ITEM – P. GABRIELE AND SONS LTD.

**ZONING BY-LAW AMENDMENT FILE Z.09.031
SITE DEVELOPMENT FILE DA.09.070
WARD 3 - VICINITY OF MAJOR MACKENZIE DRIVE AND WESTON ROAD**

Recommendation

The Commissioner of Planning recommends:

1. THAT Attachments #5 and #6 of the Report of the Commissioner of Planning and Director of Development Planning, dated June 18, 2013, with respect to Zoning By-law Amendment File Z.09.031 and Site Development File DA.09.070 be deleted, and replaced with the revised elevations as shown on Attachment #5, attached hereto.

Background

On June 18, 2013, the Committee of the Whole considered the above-noted Zoning By-law Amendment and Site Development applications (Item #31, Report #32, Committee of the Whole, June 18, 2013), at which time concerns were raised by the local Ratepayer Associations and the Committee members respecting the proposed building elevations. As a result of these concerns, the Committee recommended that consideration of the applications be deferred until the Fall of 2013, to allow further consultation between the Owner, the local Ratepayer Associations, area residents, and City staff. The recommendation of the Committee of the Whole was adopted by Vaughan Council on June 25, 2013.

On August 7, 2013, a meeting was held between the Owner, representatives of the Vellore Woods and Millwood Woodend Ratepayers' Associations, the Local Councillor and Development Planning Department Staff. At the meeting, representatives from the Ratepayer Associations advised Staff and the Owner of their concerns respecting the proposed building elevations, including their view that the proposed building utilized a design that was too institutional and symmetrical in appearance. The Ratepayer Association representatives recommended modifications to the building elevations and varied building materials to incorporate a design with a more residential character to complement the existing dwellings in the surrounding area. In addition, Ratepayer Association representatives suggested delineating the roof line with a gable (pitched) roof, articulating the facades with quoining and different brick colours to break-up the vertical lines of the building, providing hard canopies at ground level for the commercial uses (business and professional offices), and varying the window sizes and styles to assist in achieving a more residential character for the building.

Since the Committee of the Whole meeting, all parties have worked towards reviewing and modifying the building elevations. At a meeting on October 4, 2013, the representatives of the Vellore Woods and Millwood Woodend Ratepayers' Associations, Owner and City agreed that the changes to the building

elevations addressed the previous concerns raised, except for the corner elevations where additional modifications were suggested. Revised building elevations were submitted on October 5, 2013, and shown on Attachment #5, that incorporate the following architectural design elements to respond to the design issues that were raised:

- i) different brick colours (century olde and sandalwood);
- ii) enhanced façade corners with sandalwood brick quoining;
- iii) enhanced ground level façade with a sandstone base;
- iv) varied vision window sizes and styles (arched, square, rectangular) with various architectural treatments such as, limestone sills for the window ledges; limestone lintels or masonry arch with a keystone over the window; or limestone casing surrounding the window;
- v) enhanced balconies in a Juliet design with wrought iron railings; and,
- vi) improved ground floor level façade treatment with brick soldier course above the fixed wall canopies, which will incorporate signage.

The Development Planning Department will continue to work with the Owner and the Ratepayer Associations to finalize the building design prior to finalizing the Letter of Undertaking.

Conclusion

The Development Planning Department is satisfied with the modifications made to the proposed building elevations. Accordingly, should the Committee concur, Attachments #5 and #6 of the Report of the Commissioner of Planning and Director of Development Planning, dated June 18, 2013, with respect to Zoning By-law Amendment File Z.09.031 and Site Development File DA.09.070 can be deleted and replaced with Attachment #5, attached hereto.

Respectfully submitted,



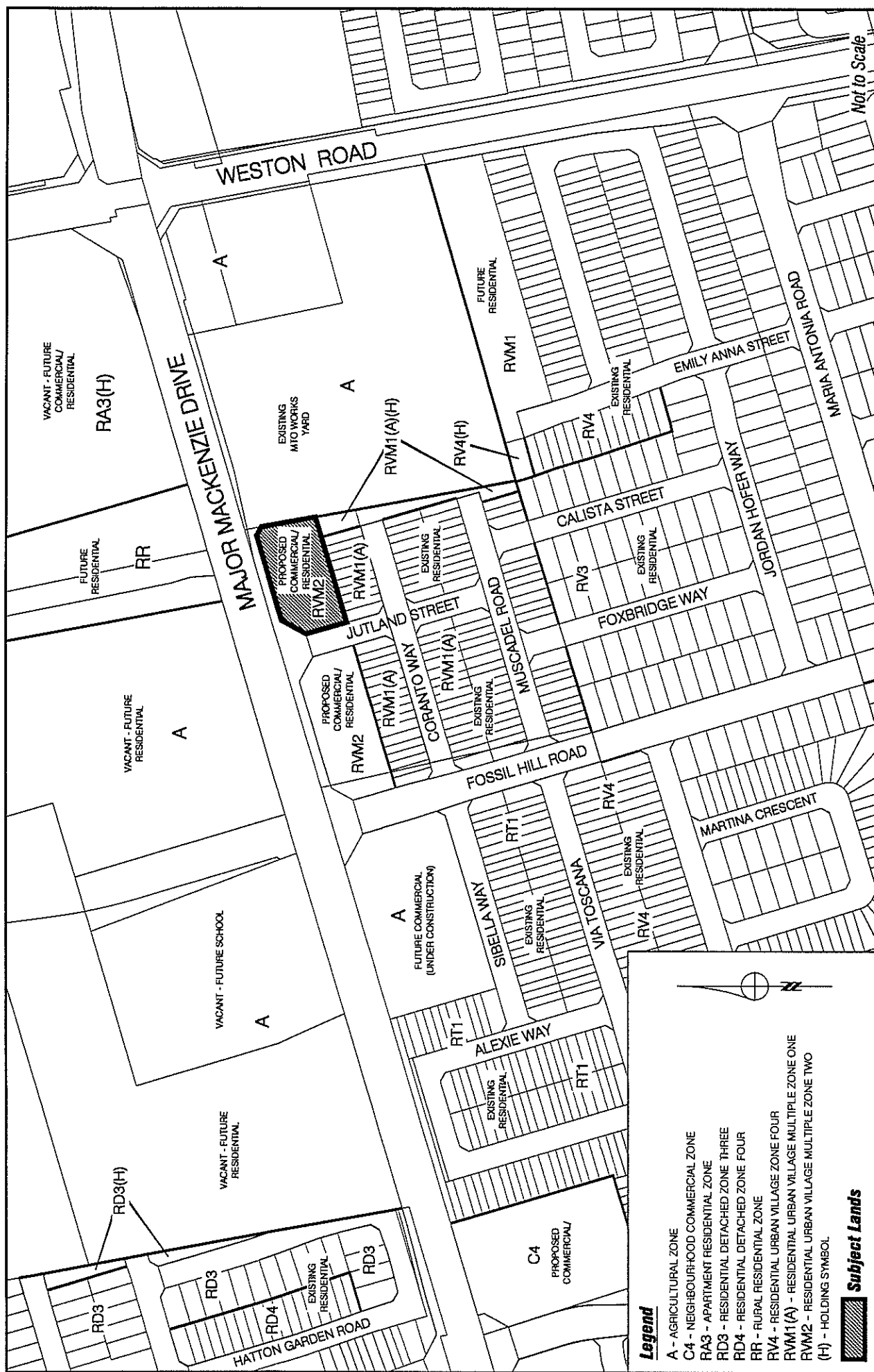
JOHN MACKENZIE
Commissioner of Planning

Attachments

- 1. Location Map
- 5. Elevations (Revised)

JJ/cm

Copy to: Barbara Cribbett, Interim City Manager
Jeffrey A. Abrams, City Clerk
Grant Uyeyama, Director of Development Planning



Location Map

LOCATION:

Part of Lot 20, Concession 6

APPLICANT:

P. Gabriele and Sons Ltd.

N:\DFT\1 ATTACHMENTS\Z\z.09.031da.09.070.dwg



VAUGHAN

Development Planning
Department

Attachment

FILE:
Z.09.031 & DA.09.070

DATE: October 04, 2013

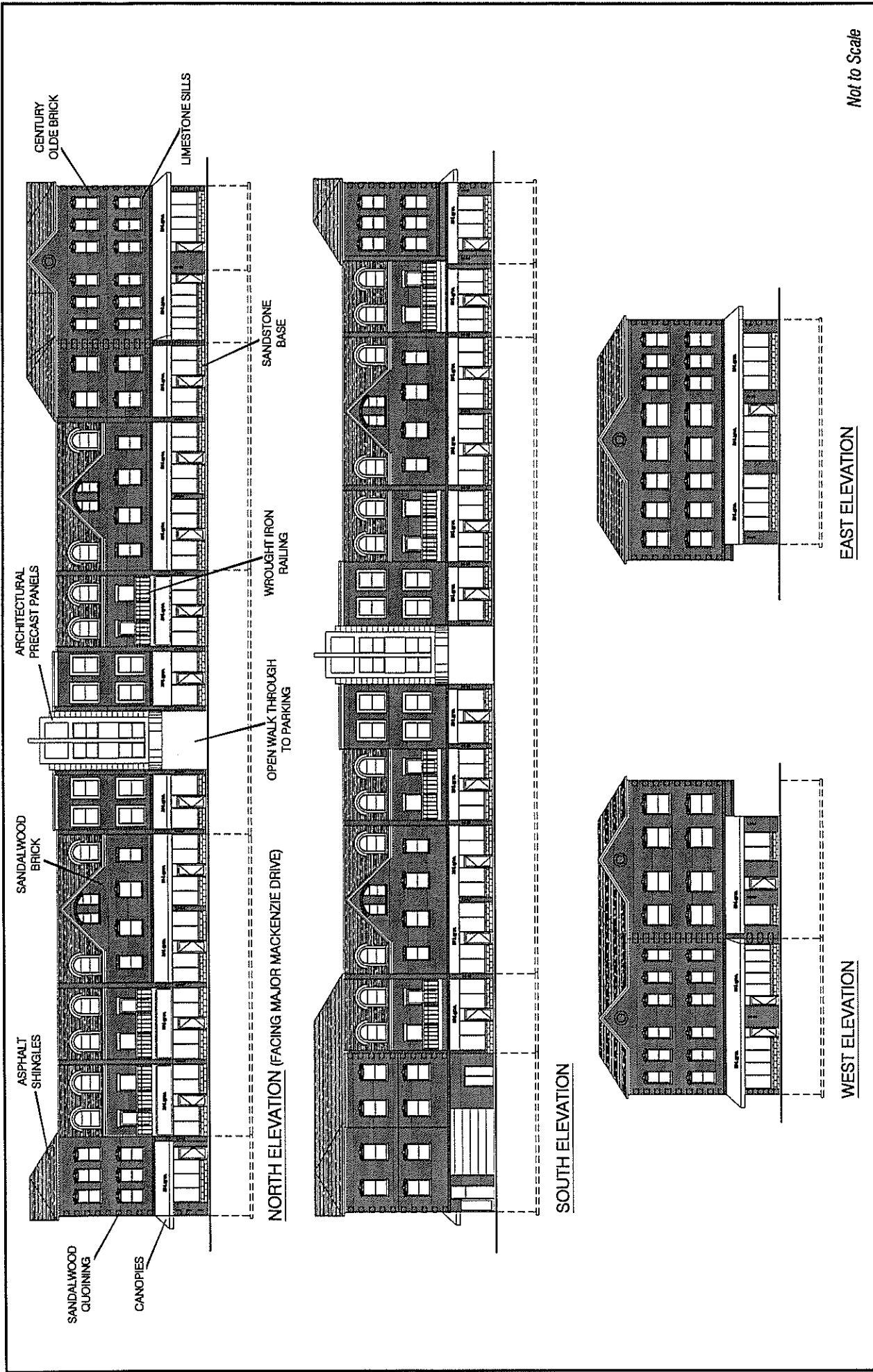
Subject Lands

Not to Scale

FILE:
Z.09.031 & DA.09.070

DATE: October 04, 2013

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COMMITTEE OF THE WHOLE OCTOBER 15, 2013

ZONING BY-LAW AMENDMENT FILE Z.09.031

SITE DEVELOPMENT FILE DA.09.070

P. GABRIELE AND SONS LTD.

WARD 3 - VICINITY OF MAJOR MACKENZIE DRIVE AND WESTON ROAD

(Referred)

Council, at its meeting of June 25, 2013, adopted the following recommendation (Item 31, CW Report No. 32):

Committee of the Whole recommendation of June 18, 2013:

- 1) That consideration of this matter be deferred until the Fall of 2013 to allow further consultation with the local ratepayers association and area residents;
- 2) That the following deputations be received:
 1. Ms. Elvira Caria, Vellore Woods Ratepayers Association; and
 2. Mr. Armando Lopes, MHBC, representing the applicant; and
- 3) That the coloured elevation drawings submitted by the applicant be received.

Report of the Commissioner of Planning and the Director of Development Planning, dated June 18, 2013

Recommendation

The Commissioner of Planning and the Director of Development Planning recommend:

1. THAT Zoning By-law Amendment File Z.09.031 (P. Gabriele and Sons Ltd.) BE APPROVED, to amend Zoning By-law 1-88, specifically the RVM2 Residential Urban Village Multiple Dwelling Zone Two, subject to site-specific Exception 9(1267) on the subject lands shown on Attachments #1 and #2, to permit the site-specific zoning exceptions identified in Table 1 of this report.
2. THAT Site Development File DA.09.070 (P. Gabriele and Sons Ltd.) BE APPROVED, to permit a 3-storey mixed-use residential/commercial building comprised of 25 residential apartment units (second and third floor) and 12 business and professional office units (ground floor) with a combined gross floor area of 4,102.27 m², as shown on Attachments #3 to #7 inclusive, subject to the following conditions:
 - a) that prior to the execution of the Site Plan Agreement:
 - i) the final site plan, building elevations and landscaping plans shall be approved to the satisfaction of the Vaughan Development Planning Department including changing one of the visitor parking spaces in the underground parking area to a commercial parking space in order for the business or professional office use to comply with the Zoning By-law and providing signage indicating the location of commercial and visitor parking;
 - ii) the final site grading, servicing, stormwater management, transportation and lighting plans and reports shall be approved to the satisfaction of the Vaughan Development/Transportation Engineering Department;

- iii) the Owner shall satisfy all requirements of the Region of York Transportation Services and Community Planning Department;
 - iv) the Owner shall pay to the City of Vaughan, a woodlot development charge at the rate of \$1000.00 per residential dwelling unit, in accordance with the previous Special Area Woodlot Development Charge By-law and the City's Woodlot Acquisition Front-end Agreement; and,
 - v) the City shall be provided with written clearance from the Trustee for the Block 39 Plan that the Owner of the subject lands has entered into and signed the Block 39 Cost Sharing Agreement; and,
- b) that the Site Plan Agreement include the following conditions:
- i) that prior to the issuance of a Building Permit, the Owners shall pay the City, Region and Board of Education Development Charges in accordance with the City of Vaughan Development Charge By-law in effect at the time of payment;
 - ii) that the Owner shall pay cash-in-lieu of the dedication of parkland equivalent to 1 ha per 300 units or 5% of the value of the subject lands or units, whichever is greater, prior to the issuance of a Building Permit for the residential component and 2% for the commercial component, in accordance with the Planning Act and the City's approved "Cash-in-Lieu of Parkland Policy". The Owner shall submit an appraisal report prepared by an accredited appraiser for approval by the Vaughan Legal Services Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment;
 - iii) that prior to issuance of a Building Permit, a noise consultant shall certify that the building plans are in accordance with the noise control features recommended by the approved Noise Report;
 - iv) that the Owner shall agree to notify both the Ministry of Tourism and Culture and the City of Vaughan Recreation and Culture Department (Cultural Services Division) immediately in the event that:
 - 1. archaeological resources are found on the property during grading or construction activities, to which the proponent must cease all grading or construction activities;
 - 2. human remains are encountered during grading or construction activities, to which the proponent must cease all grading or construction activities. The proponent shall contact York Region Police, the Regional Coroner and the Registrar of the Cemeteries Regulation Unit of the Ministry of Consumer and Business Services;
 - v) that the Owner shall display a Community Plan on the interior wall of the sales office, comprised of information approved by the City of Vaughan, prior to offering any units for sale, to be monitored periodically by the City, and that no Building Permit shall be issued until such information is approved by the City of Vaughan Development Planning Department. The Community Plan shall display the following information:

- plan for the broader area, showing the surrounding land uses, arterials, proposed road extensions, etc.;
- location of street utilities, entrance features, sidewalks, transit stops;
- the location of parks, open space, trails, bicycle paths, community facilities;
- the location of institutional uses, including schools, places of worship, community facilities;
- the location and type of commercial sites;
- colour-coded identification of singles, semis, townhouses and apartment units;
- the following notes in BOLD CAPITAL TYPE on the map:

“For further information, on the proposed and existing land uses, please call or visit the City of Vaughan, Development Planning Department, at 2141 Major Mackenzie Drive, L6A1T1, 905.832.8585.

“This map is based on information available as of (date of map), and may be revised or updated without notification to purchasers.”

[In such circumstances the Owner is responsible for updating the map and forward it to the City for verification.];

- vi) that the Owner shall agree to contact Enbridge Gas Distribution to discuss the installation and clearance requirements for service and metering facilities with the Enbridge Customer Connections Department, arrange for the installation of the gas plant prior to the commencement of the asphalt paving or landscaping and provide, if required, easements at no cost to Enbridge Gas Distribution;
- vii) that the Owner shall agree to:
 1. consult with Canada Post to determine the locations of the community mailboxes and indicate the community mailbox locations on the appropriate servicing plans and provide Canada Post with 2 copies of the utility co-ordination plan for use in identifying the community mailbox location;
 2. provide the following for each community mailbox site, as shown on the servicing plans:
 - i) a sidewalk section (concrete pad), as per municipal and Canada Post standards, to support the mailboxes;
 - ii) any required walkway across the boulevard, as per municipal standards; and,
 - iii) any required curb depressions;
 3. provide a suitable temporary community mailbox location(s) until the curbs, sidewalks and final grading have been completed at the permanent location(s); and,

4. include in all Offers of Purchase and Sale, or lease for all lots/blocks that mail delivery shall be from a designated community mailbox, and notify the purchasers and/or tenants of the exact community mailbox locations prior to the closings of any dwelling unit.
3. THAT Council adopt the following resolution with respect to the allocation of water and sewage servicing capacity:

“NOW THEREFORE BE AND IT IS HEREBY RESOLVED THAT Site Development File DA.09.070 (P. Gabriele and Sons Ltd.) be allocated sewage capacity from the York-Durham Servicing Scheme and water supply from the York Water Supply System for a total of 25 apartment dwelling units.”

Contribution to Sustainability

The applications implement the following Goals and Objectives of Green Directions Vaughan:

Goal 2: To ensure sustainable development and redevelopment.

- Objective 2.3: To create a City with sustainable built form.

Goal 3: To ensure that getting around in Vaughan is easy and has a low environmental impact.

- Objective 3.1: To develop and sustain a network of sidewalks, paths and trails that supports all modes of non-vehicular transportation.

In accordance with the goals and objectives identified above, the Owner has advised that the following, but not limited to, sustainable site and building features will be included in the proposed development:

a) Transportation/Pedestrian Network:

- i) short term bicycle parking on-site;
- ii) sidewalk connections to transit;
- iii) building entrances connected and oriented to existing public sidewalks;

b) Landscaping:

- i) integration of permeable landscaping into site design (interlocking stones in walkway, soft landscaping areas);
- ii) drought tolerant landscaping (decorative grasses, coniferous tree species);

c) Energy Efficiencies:

- i) low emissivity insulated glazing (double glazed windows);
- ii) insulated back-panel for spandrel glazing;
- iii) locally sourced materials, including the concrete structure up to the underside of the residential units;
- iv) building material and placement for durability and longevity (brick/architectural stone at grade level);
- v) extended sign bands and canopies from the building for shading over the pedestrian walkways;

- d) Water Efficiencies:
 - i) low flow fixtures (faucets, showerheads, toilets); and,
- e) Waste Efficiencies:
 - i) three stream waste disposal system.

Economic Impact

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

Communications Plan

On January 8, 2010, a Notice of Public Hearing was circulated to all property owners within 150 m of the subject lands, and to the Millwood Woodend and Vellore Woods Ratepayers' Association. The recommendation of the Committee of the Whole to receive the Public Hearing report of February 2, 2010, and to forward a comprehensive report to a future Committee of the Whole meeting was ratified by Council on February 16, 2010. As of June 5, 2013, no written comments from the public have been received.

Purpose

The Owner has submitted the following applications on the subject lands shown on Attachments #1 and #2, to facilitate the development of a mixed use residential/commercial building:

1. Zoning By-law Amendment File Z.09.031 to amend Zoning By-law 1-88, specifically the RVM2 Residential Urban Village Multiple Dwelling Zone Two, subject to site-specific Exception 9(1267) to permit the site-specific zoning exceptions identified in Table 1 of this report; and,
2. Site Development File DA.09.070 to permit a 3-storey mixed-use residential/commercial building comprised of 25 residential units (second and third floors) and 12 business and professional offices on the ground floor. The proposed development statistics are as follows:

Site and Building Details	
Total Site Area	0.375 ha (3751 m ²)
Frontage (Major Mackenzie Drive)	67 m
Lot Coverage	33.20% (1245.57 m ²)
Building Gross Floor Area (GFA)	4,102.27 m ²
Floor Space Index	1.093
Amenity Area	126.09 m ²
Landscape Area	20.9% (786 m ²)
Residential Use Details	
Number of Units	25 (2 bedroom) apartments
Residential GFA	2,856.7 m ²
Commercial Use Details	
Number of Units	12 business or professional
Commercial GFA	1,245.57 m ²

Parking Spaces		
Standard	Required (By-law 1-88 subject to Exception 9(1267))	Proposed Parking
1 Space / Apartment Unit (25 Units)	25	26 (Underground)
Plus 0.2 Spaces / Unit for Visitor Parking	5	5 (Underground)
3 Spaces / 100 m ² Business or Professional Office Use	38	38 (includes (1 barrier-free) 37 Surface +1 Underground)
Total (includes 1 barrier-free parking space)	68	69 (37 Surface + 32 Underground)

Background – Analysis and Options

Location

The subject lands shown on Attachments #1 and #2 are located on the south side of Major Mackenzie Drive, west of Weston Road. The subject lands have a developable lot area of 0.375 ha, with 67 m of frontage along Major Mackenzie Drive. The surrounding land uses are shown on Attachment #2.

Approved Plan of Subdivision File 19T-03V10

The subject lands are located within the Phase 2 lands of Plan of Subdivision File 19T-03V10 (P. Gabriele and Sons Ltd.), which was draft approved on June 28, 2005, and registered on May 3, 2011, as Plan 65M-4261. Zoning By-law 242-2006 to implement draft approved Plan of Subdivision File 19T-03V10 was in-force on June 26, 2006. The draft approved Plan of Subdivision and Zoning By-law provided for a larger block, which included up to a maximum of 14 block townhouses that fronted onto Coranto Way, as well as a multi-unit residential/commercial building with up to a maximum of 22 residential apartment units. Subsequent to the registration of Plan of Subdivision File 19T-03V10, the Owner submitted a Zoning By-law Amendment and Part Lot Control applications to rezone and sever the lands to create the lots to convert the block townhouses to street townhouses with access onto Coranto Way, as shown on Attachment #2, thereby necessitating an amendment to Zoning By-law 1-88 to facilitate the proposed development.

Official Plan - Land Use Designation/Uses/Density

i) Official Plan Amendments #600 and #650

The subject lands are designated "Vellore Village Centre - Low-Rise Residential" by OPA #600, as amended by OPA #650 (Vellore Village District Centre Plan), which permits multi-unit residential/commercial land uses at a density of between 17 to 40 units per hectare, including the land for local and primary roads, and residential units. The density for the subject lands included all the lands within the overall Plan of Subdivision File 19T-03V10 and was calculated at 38.21 units per hectare. The proposal conforms to the Official Plan.

ii) City of Vaughan Official Plan 2010

The subject lands are designated "Low-Rise Mixed-Use" with a maximum height of 4 storeys and a floor space index of 1.5, and which permits multi-unit residential/commercial land uses, by the

City of Vaughan Official Plan 2010, which was adopted by Vaughan Council on September 7, 2010 (as modified September 27, 2011, March 20, 2012, and April 17, 2012, as modified and endorsed by Regional Council on June 28, 2012) and is pending approval from the Ontario Municipal Board. The proposal for a 3-storey mixed-use development at a density of 1.093 FSI (Floor Space Index) conforms to the Official Plan.

Zoning

The subject lands are zoned RVM2 Residential Urban Village Multiple Dwelling Zone Two by Zoning By-law 1-88, subject to Exception 9(1267), which permits business or professional office uses on the ground floor of a building with apartment dwellings on the upper floors, subject to the main entrances of the business or professional office uses facing Major Mackenzie Drive. The proposed development as shown on Attachments #3 to #6 inclusive does not fully comply with the site-specific zoning exceptions, due to the conversion of the block townhouses to street townhouses and modification to the block size to accommodate the blocks for the street townhouse dwelling units, and requires that the following additional site-specific zoning exceptions be approved to implement the proposal as shown on Attachments #3 to #6:

Table 1: Proposed Zoning Exceptions

	By-law Standard	RVM2 Residential Urban Village Multiple Dwelling Zone Two, subject to Exception 9(1267) Requirements	Proposed Exceptions to RVM2 Residential Urban Village Multiple Dwelling Zone Two, Subject to Exception 9(1267)
a)	Minimum Parallel Parking Space Size	By-law 1-88 does not include a standard for the minimum size for a parallel parking space	Permit the 7 parallel parking spaces underground to measure 6.7 m in width by 3 m in length
b)	Maximum Driveway Access Width	7.5 m	9.6 m
c)	Minimum Landscaping Strip Width	i) By-law 1-88 does not include a standard for the minimum landscaping strip width for a multi-unit residential/ commercial use abutting a Residential Zone ii) By-law 1-88 does not include a standard for the minimum landscaping strip width for a multi-unit residential/ commercial use abutting an Agricultural Zone	i) 3 m ii) 2 m
d)	Minimum Amenity Area (Residential Use)	1375 m ² (55 m ² per 2 Bedroom Unit @	109.5 m ²

	By-law Standard	RVM2 Residential Urban Village Multiple Dwelling Zone Two, subject to Exception 9(1267) Requirements	Proposed Exceptions to RVM2 Residential Urban Village Multiple Dwelling Zone Two, Subject to Exception 9(1267)
		25 Units)	
e)	Maximum Number of Dwelling Units	22 Apartment Dwelling units	25 Apartment Dwelling units

Zoning Exceptions

i) Parking Space

Zoning By-law 1-88 does not provide a standard for a parallel parking space. Regular parking spaces are 2.7 m x 6 m. Any dimensions that exceed this minimum size are considered to comply to the by-law. However, in order to provide a consistent parallel parking space size, the Owner proposes 6 residential and 1 commercial parallel parking spaces with dimensions of 3 m in width and 6.7 m in length to be located in the underground parking area, as shown on Attachment #7. The Development/Transportation Engineering Department and Development Planning Department have no objections to the proposed parallel parking spaces and dimensions.

ii) Driveway Access Width

A maximum driveway width of 9.6 m is proposed instead of 7.5 m to access the subject lands. The increased driveway width is required to accommodate the turning movements for garbage/refuse trucks. Zoning By-law 1-88 permits a maximum driveway width of 13.5 m for commercial areas where there is the movement of trucks to and from a loading space. However, in the case of the subject lands, a loading space is not required for multi-unit commercial buildings. Notwithstanding this requirement, the subject lands must accommodate the movement of garbage/refuse trucks and the proposed driveway width of 9.6 m, which is less than the maximum driveway width of 13.5 m, is considered acceptable.

iii) Landscape Strip

A landscape strip of 3 m abutting a Residential Zone (to the south) is proposed along the property line adjacent to the street townhouse dwelling units on Coranto Way shown on Attachment #3. Previously, land for these dwelling units formed part of the subject lands prior to their severance (via Part Lot Control) and this zoning standard was not required. The provision of the landscape strip, which includes coniferous and deciduous trees, and is adjacent to a 1.8 m high acoustic fence shown on Attachment #4, and a 2.5 m high acoustic fence on top of a berm along the east property line shown on Attachment #3, which were provided as a requirement of the Subdivision Agreement for Plan of Subdivision File 19T-03V10, and is required to provide a landscaped buffer between the proposed commercial use and the street townhouse development.

The Owner is proposing a 2 m wide landscape strip along the east property line, which includes a 2.5 m high acoustic fence on top of the berm screening the Ministry of Transportation's Works Yard from the subject lands. The zoning will include a standard to ensure that the landscape buffer, which includes coniferous trees, is maintained, in order to provide screening for the outside amenity area.

iv) Amenity Area

A total amenity area of 109.5 m² is proposed comprised of a 68.18 m² walkway between the building forming a pedestrian connection from the subject lands to Major Mackenzie Drive and 41.32 m² landscaped paved area at the south end of the subject lands, as shown on Attachment #4. The subject lands are located in a more urban setting where a reduction in the on-site amenity area can be supported where there are opportunities through multi-use sidewalks/paths, for pedestrians and bikes, which are connected to other multi-use sidewalks/paths that connect to existing and future park and trail systems in proximity of the subject lands.

v) Number of Dwelling Units

There are 25 apartment dwelling units proposed for the subject lands, whereas Zoning By-law 1-88 permits a maximum of 22 apartment dwellings on the subject lands. The implementing zoning by-law permitted a total of 36 dwelling units on the combined subject lands (22 apartment units) and the severed lands (14 block townhouses). The proposed 25 apartment dwelling units, together with the 12 street townhouse units on the severed portion, provide for a total of 37 dwelling units, which results in an increase of one unit and is considered in keeping with the general intent of the Official Plan and Zoning By-law.

Site Plan Review

The Vaughan Development Planning Department is satisfied with the proposed site plan and building elevations, as shown on Attachments #3 to #6 inclusive. The site plan requires signage to indicate the location of the commercial and visitor parking located in the underground parking area. Further, one parking space assigned for visitor parking must be changed to a space for commercial parking in order for the proposed business or professional office use to comply with the parking requirement in Zoning By-law 1-88. As there are more visitor parking spaces proposed than required, this modification can be accommodated. The final site plan, landscape plan and building elevations must be approved to the satisfaction of the Development Planning Department.

Prior to the issuance of a Building Permit, the Owner will be required to submit a Community Plan for approval by the Development Planning Department that shows the surrounding land uses and utilities locations, which must be displayed in the sales office for view by prospective purchasers. A condition to this effect is included in the recommendation to this report.

Block 39 Developers Group

The subject lands are located within the Block 39 Plan. The Block 39 Developers Group was responsible for front-end financing and providing, among other matters, the infrastructure for services and roads. Prior to the issuance of a Building Permit, the Owner will be required to enter into an Agreement with the Block 39 Developers Group respecting cost sharing. The City shall be provided with written clearance from the Trustee for Block 39 that the Owner of the subject lands has entered into and signed the Block 39 Cost Sharing Agreement. A condition in this respect is included in the recommendation of this report.

Vaughan Development/Transportation Engineering Department

The Development/Transportation Engineering Department has no objections to the proposal and requires that the final site grading, servicing, stormwater management, transportation, noise, and lighting plans, and supporting reports be addressed to their satisfaction.

The subject lands received a previous environmental clearance for the subject lands under Plan of Subdivision File 19T-03V10, which included the acceptable submission of a Site Screening

Questionnaire and Phase 1 Environmental Site Assessment (ESA) reports. Subsequent to this, an updated Site Screening Questionnaire was submitted by the Owner in 2009. In addition, the Owner submitted a *Letter of Environmental Clearance*, dated July 17, 2012, by Soil Engineers Ltd., as well as a *Letter of Reliance for the Environmental Clearance Letter*, dated April 23, 2013, by Soil Engineers Ltd. As such, there are no further environmental requirements for the development.

The Development/Transportation Engineering Department has requested that bicycle parking spaces be provided as part of this development. The recommended standard and the number of parking spaces proposed is summarized in the following Table:

Bicycle Parking Spaces (Short Term)		
Standard	Recommended	Proposed
0.2 Spaces/Residential Unit (25 Units)	5	16
0.15 Spaces/100 m ² Commercial GFA (1245.57)	2	
Total	7	16

Vaughan Public Works Department - Solid Waste Management

The proposed refuse and recycling methods for this development within the internal building meet the requirements of the City's Waste Collection Design Standards to the satisfaction of the Public Works Department.

Garbage and recycling pick-up and snow removal on the site will be privately administered and the responsibility of the building operator/future residents.

Vaughan Development Finance and Investments Department

The Vaughan Development Finance and Investments Department has advised that the Owner shall pay to the City, a woodlot development charge at the rate of \$1000.00 per residential dwelling unit in accordance with the previous Special Area Woodlot Development Charge By-law and the City's Woodlot Acquisition Front-End Agreement, prior to the execution of the Site Plan Letter of Undertaking or Site Plan Agreement. The City acknowledges that the Block 39 Developers' Group has entered into an Agreement with the City that deals with the requirements of the Special Area Woodlot Development Charges. When the Owner becomes a party to the Block 39 Developers' Group, the Owner is deemed to participate in the aforementioned Agreement with the City. The City, Region and Board of Education Development Charges are applicable. These are to be included as conditions in the Site Plan Agreement.

Vaughan Real Estate Division

The Vaughan Real Estate Division has advised that the Owner will be required to pay cash-in-lieu of the dedication of parkland equivalent to 1 ha per 300 units or 5% of the value of the subject lands or units, whichever is greater, prior to the issuance of a Building Permit for the residential component and 2% for the commercial component, in accordance with the Planning Act and the City's approved "Cash-in-Lieu of Parkland Policy". A condition of approval to this effect is included in the recommendation of this report. The Owner shall submit an appraisal report prepared by an accredited appraiser for approval by the Vaughan Legal Services Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment.

Vaughan Cultural Services Division

The Cultural Services Division has received the Ministry of Citizenship, Culture and Recreation's clearance of archaeological concerns respecting the subject lands. As such, the Cultural

Services Division has no objection to the approval of the residential/commercial development, subject to the inclusion of the standard archaeological resources conditions in the Site Plan Agreement. A condition of approval is included in this respect.

Enbridge Gas Distribution

Enbridge Gas Distribution has reviewed the proposal and has no objections to the applications. Enbridge advises that at this time, there is not a commitment by Enbridge Gas Distribution to service this site, or to service this site by a given date or that there will be no costs for servicing this site. The Owner is to contact the Enbridge Customer Connections Department at their earliest convenience to discuss the installation and clearance requirements for service and metering facilities. This is included in the conditions of approval in the recommendation of this report.

Canada Post

Canada Post has no objections to the proposal subject to the Owner installing mail facilities and equipment to the satisfaction of Canada Post, which are subject to the conditions of approval in the recommendation of this report.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the following initiatives set forth in the Vaughan Vision 2020/Strategic Plan:

i) Lead and Promote Environmental Sustainability

The Owner will be incorporating the sustainable site and building features identified in this report.

The proposed development includes a three stream waste disposal system which will contribute to increasing the waste diversion targets as part of the Greening Vaughan strategy.

ii) Manage Growth & Economic Well Being

The proposed development implements the City's current Official Plan and the Growth Management Strategy as set in Vaughan Official Plan 2010.

Regional Implications

The Region of York has advised that there are no direct works associated with the proposal within the Major Mackenzie Drive right-of-way, and accordingly, a Site Plan Agreement is not required between the Owner and the Region. The final site grading, servicing, stormwater management, landscaping plans and traffic reports shall also be approved to the satisfaction of the Region of York Transportation and Community Planning Department. The Owner will be required to provide the securities to the satisfaction of the Region.

Conclusion

Zoning By-law Amendment File Z.09.031 to permit the site-specific zoning exceptions to the RVM2 Residential Urban Village Multiple Dwelling Zone Two and Site Development File DA.09.070 to permit a 3-storey mixed-use residential/commercial building consisting of 25 residential dwelling units and 1245.57 m² of gross floor area for ground floor business and professional offices has been reviewed in accordance with the policies of OPA #600, as amended

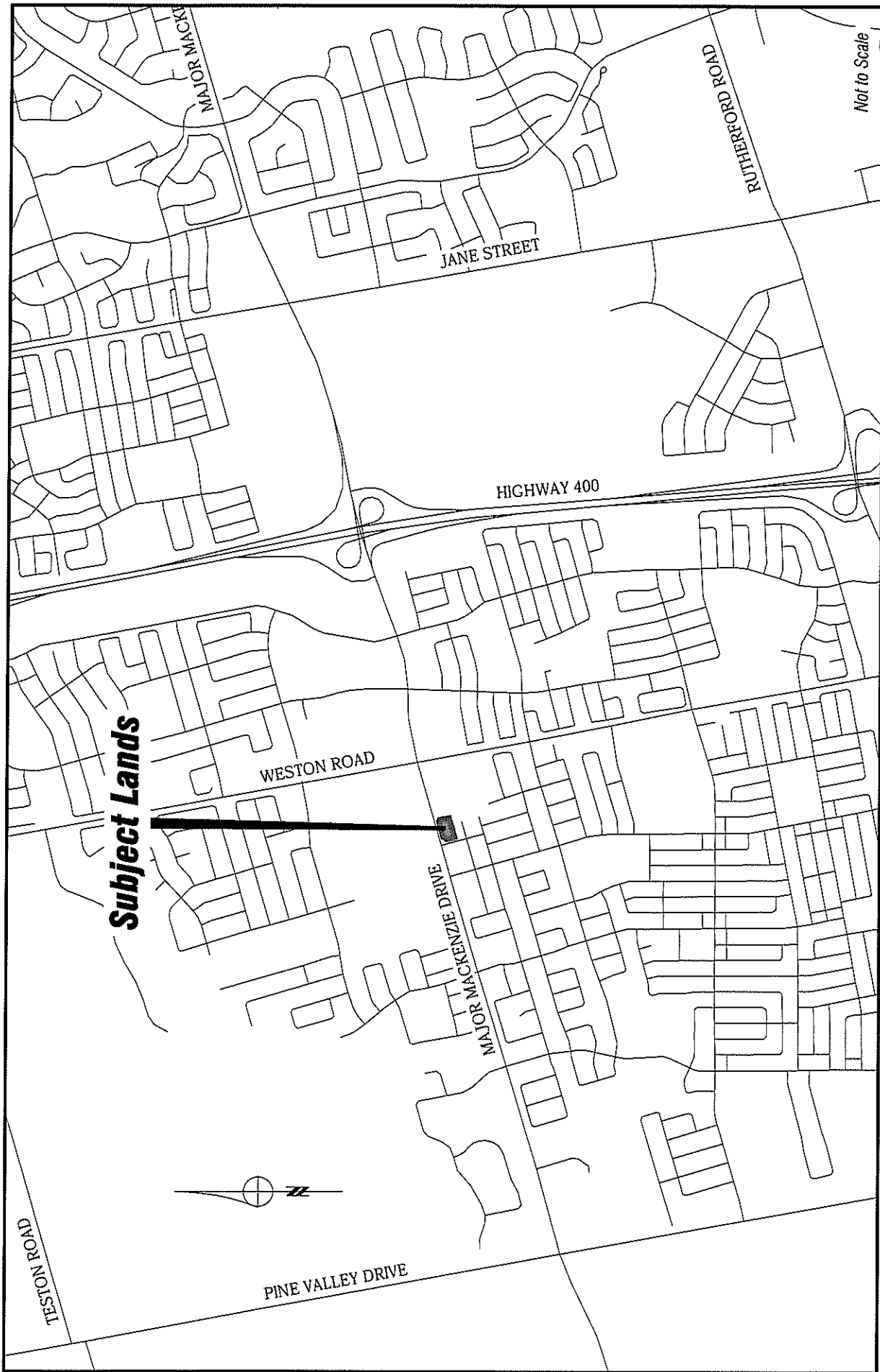
by OPA #650, the requirements of Zoning By-law 1-88, as amended by Exception 9(1267), comments from City Departments and external public agencies, and the area context. The Vaughan Development Planning Department is satisfied that the proposed development as shown on Attachments #3 to #7 inclusive is appropriate and compatible with the existing and permitted uses in the surrounding area, and conforms to the Official Plan. Accordingly, the Development Planning Department can support the approval of the Zoning By-law Amendment and Site Development Applications, subject to the recommendations in this report.

Attachments

1. Context Location Map
2. Location Map
3. Site Plan
4. Landscape Plan
5. North and West Elevations
6. South and East Elevations
7. Underground Parking Level

Report prepared by:

Judy Jeffers, Planner, ext. 8645
Carmela Marrelli, Senior Planner, ext. 8791
Mauro Peverini, Manager of Development Planning, ext. 8407



Context Location Map

LOCATION:
Part of Lot 20, Concession 5

APPLICANT:
P. Gabriele and Sons Ltd.

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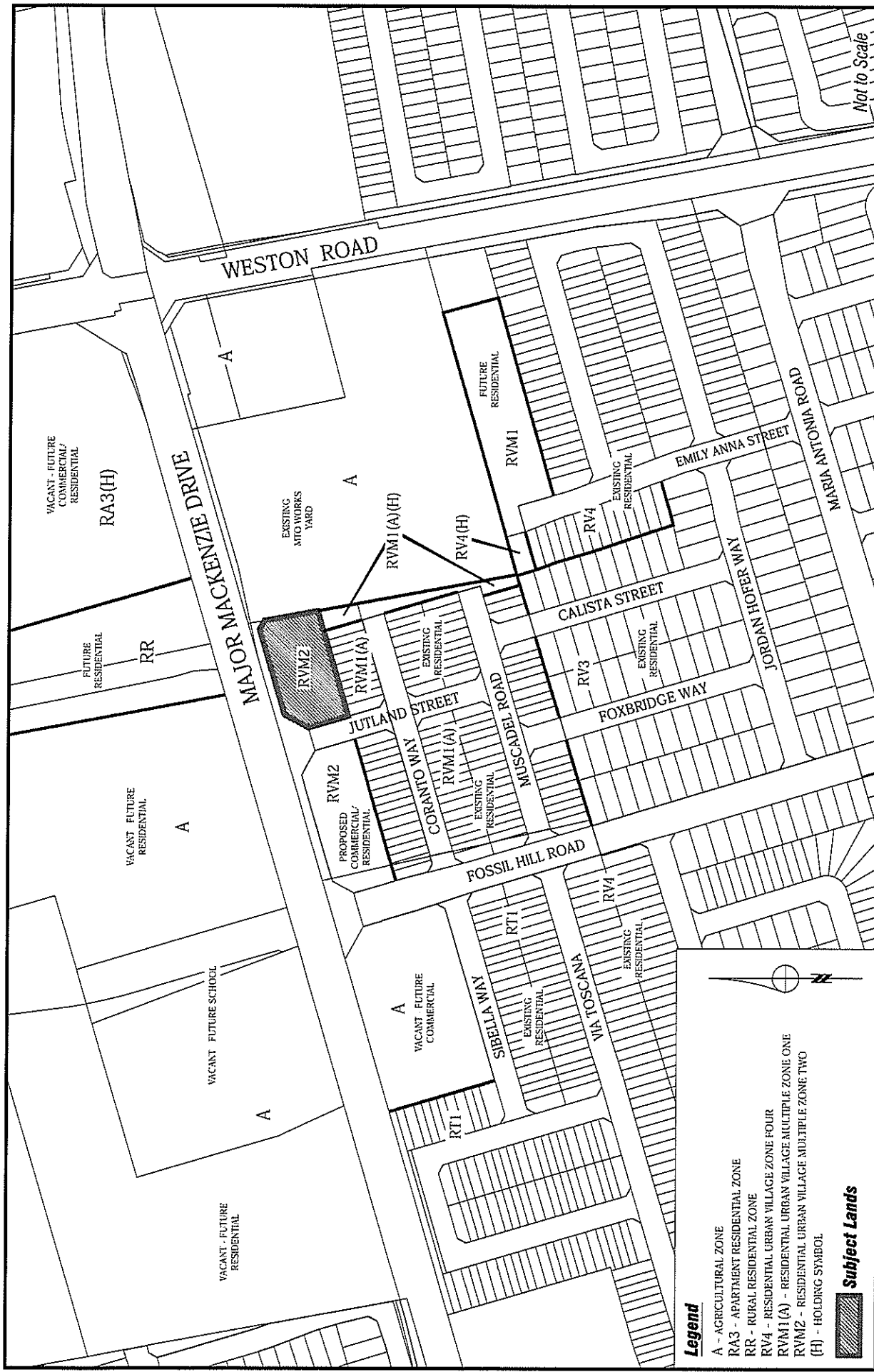


Attachment

FILES:
DA.09.070; Z.09.031

DATE:
May 30, 2013

1



Legend

- A - AGRICULTURAL ZONE
- RA3 - APARTMENT RESIDENTIAL ZONE
- RR - RURAL RESIDENTIAL ZONE
- RV4 - RESIDENTIAL URBAN VILLAGE ZONE FOUR
- RVM1(A) - RESIDENTIAL URBAN VILLAGE MULTIPLE ZONE ONE
- RVM2 - RESIDENTIAL URBAN VILLAGE MULTIPLE ZONE TWO
- (H) - HOLDING SYMBOL



Subject Lands

Location Map

LOCATION:
Part of Lot 20, Concession 5

APPLICANT:
P. Gabriele and Sons Ltd.

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DATE:
May 30, 2013



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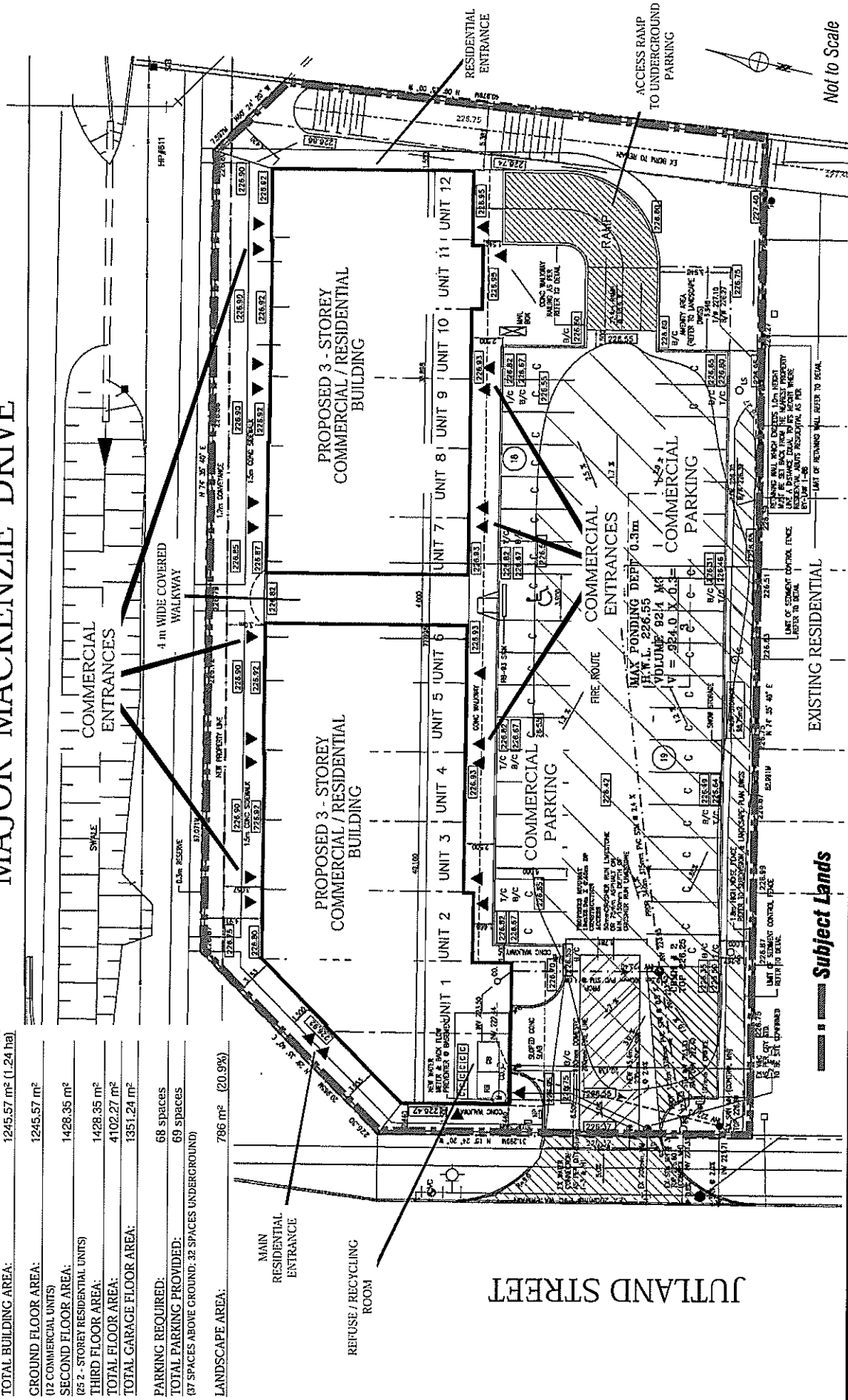
Development Planning
Department

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SITE STATISTICS

TOTAL SITE AREA:	3751.57 m ² (3.75 ha)
TOTAL BUILDING AREA:	1245.57 m ² (1.24 ha)
GROUND FLOOR AREA:	1245.57 m ²
(12 COMMERCIAL UNITS)	
SECOND FLOOR AREA:	1428.35 m ²
(25 2 - STOREY RESIDENTIAL UNITS)	
THIRD FLOOR AREA:	1428.35 m ²
TOTAL FLOOR AREA:	4102.27 m ²
TOTAL GARAGE FLOOR AREA:	1351.24 m ²
PARKING REQUIRED:	68 spaces
TOTAL PARKING PROVIDED:	69 SPACES
(37 SPACES ABOVE GROUND; 32 SPACES UNDERGROUND)	
LANDSCAPE AREA:	786 m ² (20.9%)

MAJOR MACKENZIE DRIVE



Site Plan

LOCATION:
Part of Lot 20, Concession 5

APPLICANT:
P. Gabriele and Sons Ltd.

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Department

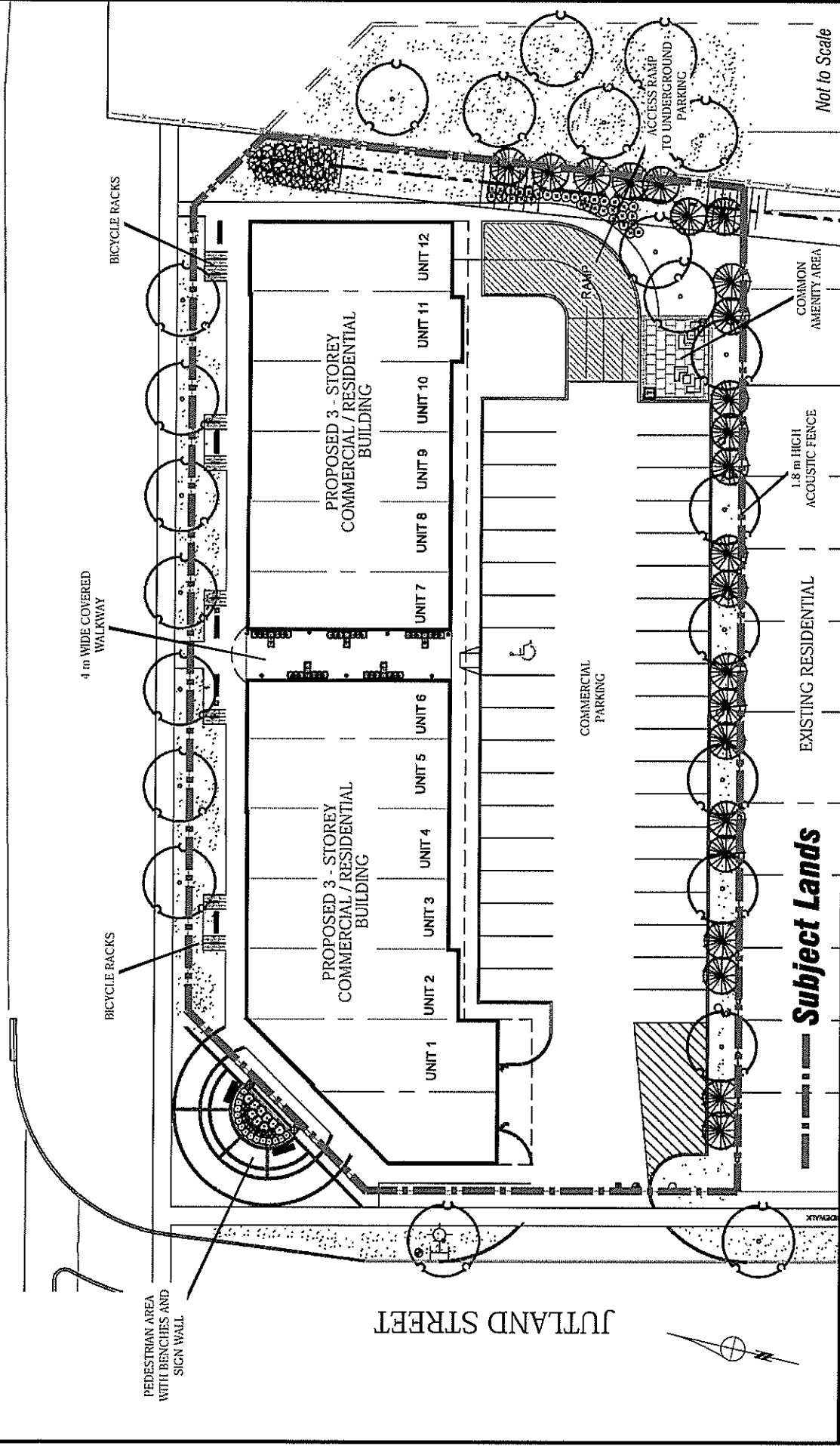
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DA.09.070; Z.09.031

DATE:
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MAJOR MACKENZIE DRIVE



Landscape Plan

LOCATION:
Part of Lot 20, Concession 5

APPLICANT:
P. Gabriele and Sons Ltd.

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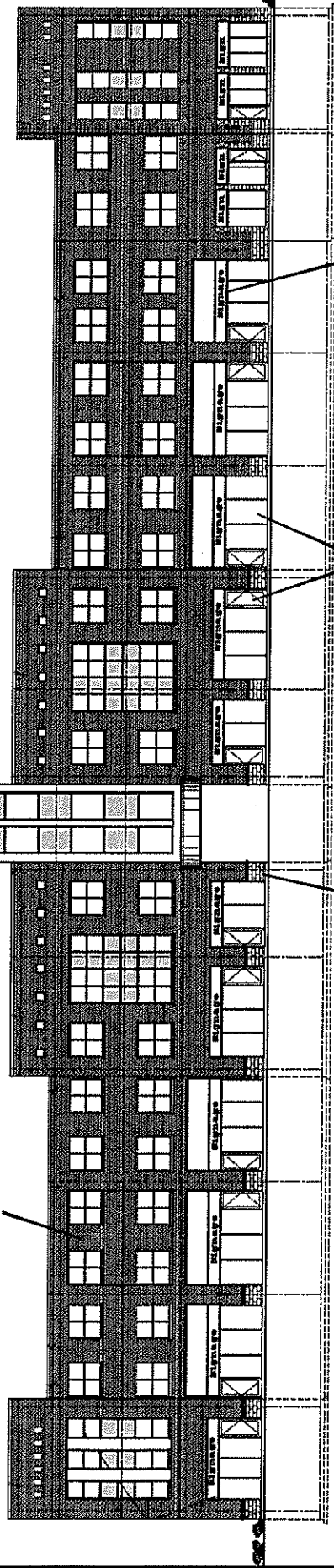
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May 30, 2013

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BRICK

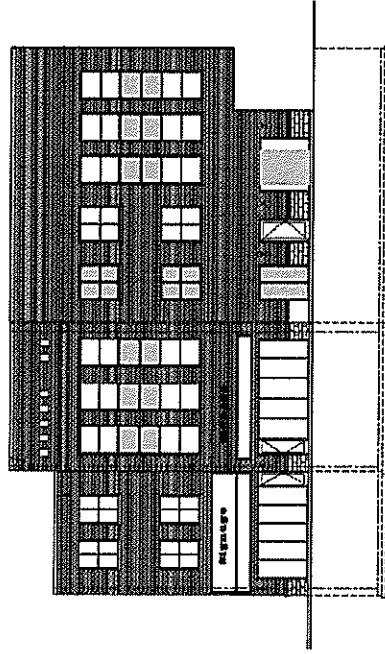


NORTH ELEVATION (FACING MAJOR MACKENZIE DRIVE)

STONE BLOCK

CLEAR GLASS WINDOWS/
DOORS IN ALUMINUM FRAMES

TENANT SIGNAGE



WEST ELEVATION (FACING JUTLAND STREET)

Not to Scale

North and West Elevations

LOCATION:
Part of Lot 20, Concession 5

APPLICANT:
P. Gabriele and Sons Ltd.

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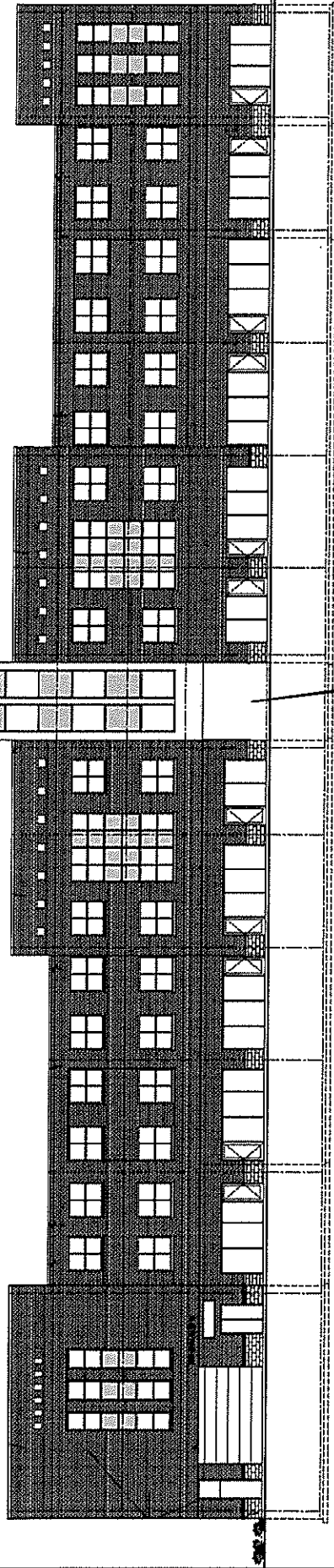


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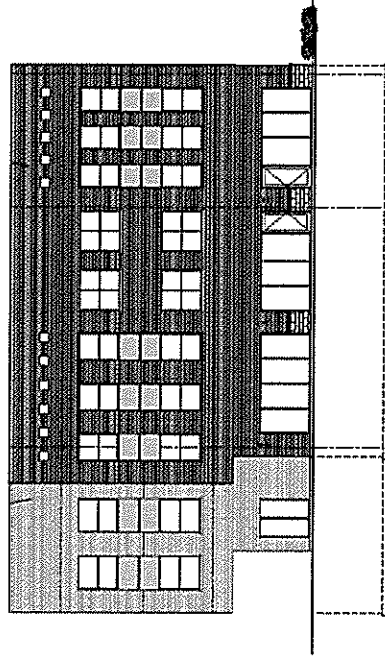
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SOUTH ELEVATION (FACING PARKING LOT)

PEDESTRIAN CONNECTION
TO MAJOR MACKENZIE DRIVE



EAST ELEVATION (FACING MTO LANDS)

Not to Scale

South and East Elevations

LOCATION:
Part of Lot 20, Concession 5

APPLICANT:
P. Gabriele and Sons Ltd.

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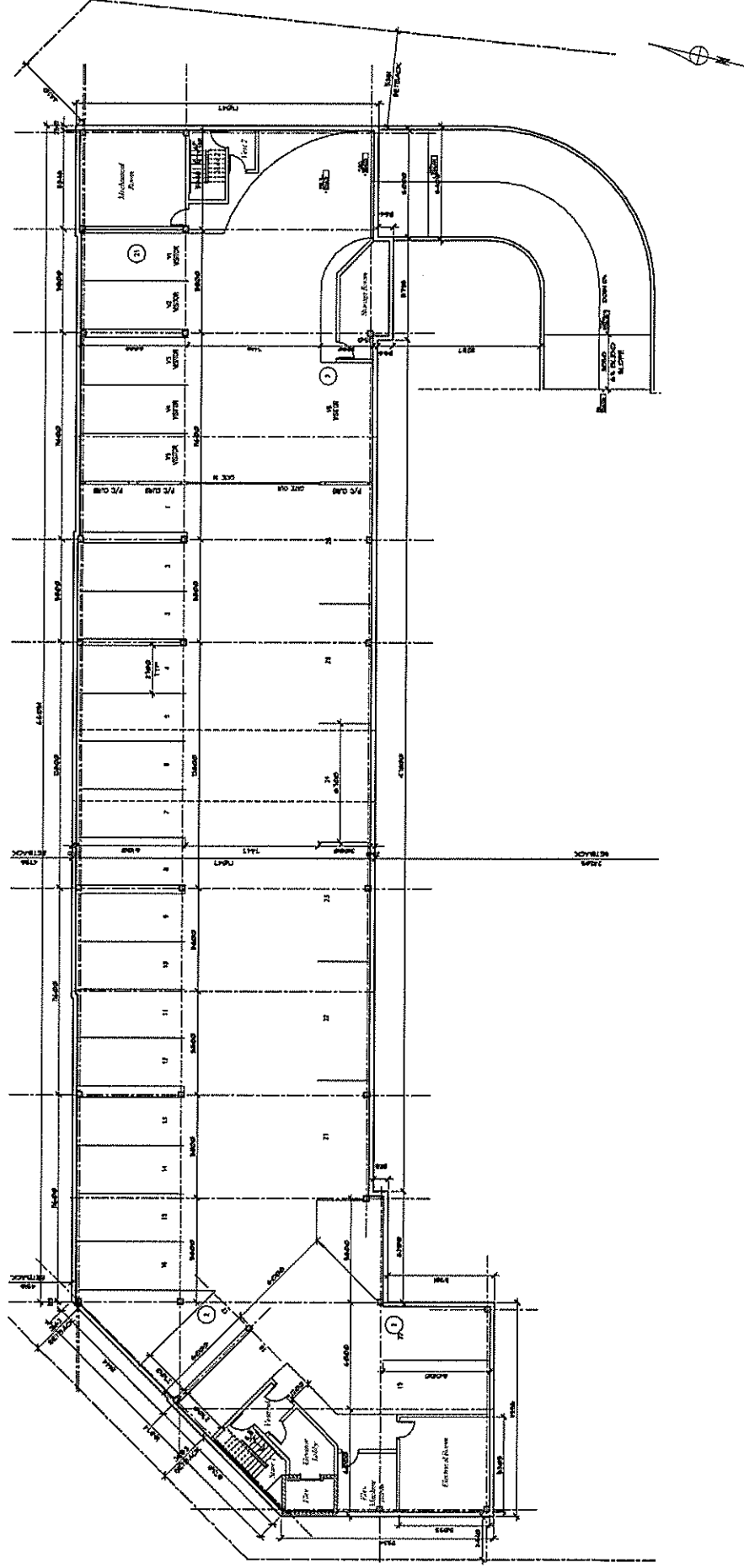
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MAJOR MACKENZIE DRIVE



Not to Scale

Underground Parking Level

LOCATION:
Part of Lot 20, Concession 5

APPLICANT:
P. Gabriele and Sons Ltd.

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DA.09.070; Z.09.031

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