

**CITY OF VAUGHAN
COUNCIL MEETING ADDENDUM
AGENDA**

**(NOTE: ADDENDUMS WILL REQUIRE UNANIMOUS VOTE FROM THE MEMBERS
OF COUNCIL PRESENT AT THE MEETING TO BE ADDED TO THE AGENDA.)**

**This is an Electronic Meeting. The Council Chamber will not be open to the public.
Public comments can be submitted by email to clerks@vaughan.ca**

Wednesday, October 21, 2020

1:00 p.m.

Council Chamber

2nd Floor, Vaughan City Hall

2141 Major Mackenzie Drive

Vaughan, Ontario

Territorial Acknowledgement Statement (prior to the commencement of the meeting)

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2. <i>EXTENSION OF THE TEMPORARY OUTDOOR PATIO PERMISSIONS</i> Report of the Acting Deputy City Manager, Community Services with respect to the above. (By-law Number 148-2020, By-law Number 149-2020 and By-law Number 150-2020) <u>Addendum Listing 2</u>	7
3. <i>REQUEST FROM CORTEL GROUP ON BEHALF OF RUTHERFORD LAND DEVELOPMENT CORPORATION AND CALDARI LAND DEVELOPMENT CORPORATION FOR A MINISTER'S ZONING ORDER TO ZONE 2901 RUTHERFORD ROAD et al</i> Resolution of Mayor Bevilacqua with respect to the above.	13

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| 4. | <i>REQUESTS FROM BRACOR LIMITED AND CRINKLEWOOD DEVELOPMENT INC. FOR A MINISTER'S ZONING ORDER FOR LANDS LOCATED ON THE NORTH SIDE OF HIGHWAY 7 BETWEEN KEELE STREET AND BOWES ROAD</i> | 21 |
| | Resolution of Mayor Bevilacqua with respect to the above. | |
| 5. | <i>REQUEST FROM JANE STREET NOMINEE INC. AND 1406979 ONTARIO LIMITED FOR A MINISTER'S ZONING ORDER FOR LANDS IN BLOCK 34 EAST MUNICIPALLY KNOWN AS 11260 & 11424 JANE STREET</i> | 71 |
| | Resolution of Mayor Bevilacqua with respect to the above. | |

Council Report

DATE: Wednesday, October 21, 2020

WARD(S): ALL

**TITLE: DIVERSITY AND INCLUSION TASK FORCE – APPOINTMENT
OF MEMBERS**

FROM:

Wendy Law, Deputy City Manager, Administrative Services and City Solicitor

ACTION: DECISION

Purpose

To review and consider the applications received for the appointment of citizen members to the Diversity and Inclusion Task Force.

Report Highlights

- At the September 29, 2020 Council Meeting, Council approved the Terms of Reference for the Diversity and Inclusion Task Force. Appointment of citizen members to the task force was deferred to the October 21, 2020 Council Meeting.
- The City Clerk was directed to advertise the recruitment of the task force, which commenced on Thursday, October 1, 2020.
- Deadline for receipt of applications was Thursday, October 15, 2020.
- Applications received are contained in Confidential Attachment 1 of this report.

Recommendations

1. That Council give consideration to applications received for the appointment of citizen members to the Diversity and Inclusion Task Force (Confidential Attachment 1) in addition to the applications received in September; and
2. That the names of the appointed citizens be made public upon adoption.

Background

At its meeting on September 29, 2020, Council adopted Item 11, Report No. 40, of the Committee of the Whole Meeting, titled “DIVERSITY AND INCLUSION TASK FORCE – APPROVAL OF TERMS OF REFERENCE AND APPOINTMENT OF MEMBERS”, approving the following recommendation:

- 1) That Councillor Carella be appointed Chair, and that Councillor Shefman be appointed Vice Chair of the Diversity and Inclusion Task Force;
- 2) That the Terms of Reference for the Diversity and Inclusion Task Force be approved;
- 3) That consideration of the appointment of citizen members to the Diversity and Inclusion Task Force be referred to the September 22, 2020 Committee of the Whole (Closed Session) meeting; and
- 4) That the report of the Deputy City Manager, Administrative Services and City Solicitor dated September 22, 2020, be received.

At the meeting, consideration of the appointment of citizen members was deferred to the October 21, 2020 Council Meeting. The City Clerk was directed to advertise the recruitment of the task force through Corporate Communication channels.

Previous Reports/Authority

[DIVERSITY AND INCLUSION TASK FORCE – APPROVAL OF TERMS OF REFERENCE AND APPOINTMENT OF MEMBERS](#)

Analysis and Options

Recruitment for citizen members is done through the City’s social media channels, website and Council eNews. The deadline for receipt of applications was noon on Thursday, October 15, 2020. Applications are included in Confidential Attachment 1 of this report. According to the Terms of Reference, Members shall include members of Council, citizens and stakeholders, as follows:

- Councillor Carella, Chair and Councillor Shefman, Vice Chair.
- A minimum of nine (9) and a maximum of nineteen (19) citizen-stakeholder
- members who will be chosen with the intention of having a membership that is
- reflective of Vaughan’s diversity: ethno-cultural, national, racial, religious, or
- other.
- The Mayor will serve as an ex-officio member of the task force.

Financial Impact

There are no financial impact associated with this report.

Broader Regional Impacts/Considerations

There are no broader regional impact associated with this report.

Conclusion

It is appropriate that Council give consideration to the applications received for appointment of citizen members to the Diversity and Inclusion Task Force contained in Confidential Attachment 1 of this report, in addition to applications received in September 2020.

For more information, please contact: Todd Coles, City Clerk, Ext 8281.

Attachments

1. Applications for the Diversity and Inclusion Task Force (Confidential Attachment for Mayor and Members of Council distributed after October 15, 2020)

Prepared by

Isabel Leung, Deputy City Clerk, extension 8190.

Approved by



Wendy Law
Deputy City Manager
Administrative Services & City
Solicitor

Reviewed by



Jim Harnum, City Manager

City Council Report

DATE: Wednesday, October 21, 2020

WARD(S): ALL

**TITLE: EXTENSION OF THE TEMPORARY OUTDOOR PATIO
PERMISSIONS**

FROM:

Sunny Bains, Acting Deputy City Manager, Community Services

ACTION: DECISION

Purpose

Staff are seeking approval from Council to extend the temporary outdoor patio permissions granted by Council by various by-laws on June 29, 2020, from the original expiry of November 2, 2020 to a day that is 14 days after the emergency declared in response to the COVID-19 global pandemic has been terminated by the Head of Council.

Report Highlights

- On May 27, 2020, City Council approved a regulatory framework allowing temporary outdoor patios for eating establishments and banquet halls.
- Subsequently, three by-laws were adopted by Council on June 29, 2020, and the permissions contained within same are set to expire on November 2, 2020.
- The initiative was intended to provide relief to businesses in Vaughan in light of the COVID-19 emergency measures imposed by the Province.
- Staff are recommending that the initiative be extended beyond its original November 2nd expiry to allow for qualified eating establishments and banquet halls to continue to operate.

Recommendations

1. THAT an amendment to By-Law 094-2020, being the temporary use by-law to permit Temporary Outdoor Patios, be approved to facilitate an extension of the permissions in accordance with Attachment 1, and other minor amendments;
2. THAT an amendment to By-law 123-2013 as amended by By-law 095-2020, be approved, to continue the exempt Temporary Outdoor Patios from Site Plan Control in accordance with Attachment 2, and other minor amendments;
3. THAT an amendment to By-law 096-2020, being the by-law to provide eligibility criteria, performance standards and other requirements for the establishment of outdoor patios or the expansion of existing outdoor patios that are ancillary to municipally licensed eating establishments and banquet halls, during the declared COVID-19 Emergency, be approved to facilitate an extension of the permissions in accordance with Attachment 3, and other minor amendments; and
4. THAT Staff be authorized to undertake any other actions required to implement the recommendations of this report.

Background

At its meeting of May 20, 2020, Committee of the Whole (“Committee”) directed staff to bring forward a report, if possible, to the May 27, 2020, Council meeting exploring the possibility of relaxing City By-laws and Building Standards to enable the expansion of outdoor patios when bars and restaurants are allowed to reopen in the City, including locating them in parking lots if permitted by their landlords, to offer relief for restaurant owners to recover financial losses faced due to the COVID-19 pandemic restrictions.

The City of Vaughan continues to implement new measures and programs to support local businesses, entrepreneurs, and consumers while continuing to ensure the wellbeing of all citizens during the global COVID-19 pandemic. Through the direction of Council, staff implemented the necessary processes thereby permitting temporary outdoor patios and the expansion of existing outdoor patios, accessory to eating establishments including restaurants and banquet halls across the City to enable a safe option of allowing additional outdoor seating capacity. Similarly, a number of other major municipalities in the GTA implemented same or similar initiatives, including the City of Toronto, Markham and other municipalities across York Region.

In Vaughan, there are currently approximately 430 Liquor Licenses issued to eating establishments, of which just over 130 currently include outdoor patios permitted to serve alcohol. There are approximately 1,000 eating establishments (about 960 restaurants and 40 banquet halls) holding a valid Vaughan Eating Establishment Business License within the City. Since the inception of the temporary outdoor patio program, nearly 100 businesses have added or expanded outdoor patios.

Previous Reports/Authority

(Council June 29, 2020, [Item 1, Committee of the Whole, Report No. 30](#))

(Council May 27, 2020, [Item 30, Committee of the Whole, Report No. 20](#))

Analysis and Options

Despite the cooler weather, businesses continue to take advantage of the relief provided by the temporary regulations. As a second wave of the pandemic settles throughout the region, staff anticipate that the same or similar restrictions imposed on the current 'hot spots' such as Toronto, Peel and Ottawa, may be imposed on York Region. Such restrictions could mean the elimination of indoor dining options for restaurants, resulting in great economic challenges for these businesses. As a result, staff believe that the continuance of this initiative is desirable and provides a safer alternative and option for businesses as they attempt to sustain a measure of their business operations.

Staff are proposing to extend the temporary patio initiative to a date of no later than 14 days after the declaration of emergency by the Head of Council is terminated. Staff propose to make this amendment to By-law 096-2020, which sets out eligibility and regulatory requirements, By-law 094-2020, which amended the City's Zoning By-law 1-88 by introducing the temporary use for temporary outdoor patios, and By-law 095-2020 which exempts temporary outdoor patios accessory to Eating Establishments and Banquet Halls from Site Plan Control. Under O. Reg. 345/20, as continued under the *Reopening Ontario (A Flexible Response to COVID-19) Act, 2020*, S.O. 2020, c. 17, process and timelines relating to zoning amendments for outdoor patios are currently exempt from sections 39 and subsections 34 (12) to (14.3), (14.5) to (15) and (19) of the *Planning Act R.S.O., 1990*, c. P. 13, and paragraphs 4 and 5 of subsection 6 (9) of Ontario Regulation 545/06 under that Act. As such, Council's decision with respect to the temporary use is not subject to the typical notice requirements for zoning by-laws, and any further amendment to By-law 094-2020 is final and not subject to appeal to the Local Planning Appeal Tribunal.

At the same time, staff will heighten enforcement attention through increased monitoring and compliance-related activities to ensure that eating establishments and banquet halls that avail themselves of the regulatory relief respect the regulatory requirements that relate both to COVID measures and municipal operating requirements to mitigate health, safety and nuisance issues. To this last point, staff are including some technical amendments to By-law 096-2020 to strengthen the language in the by-law with respect to owner obligations and by making it an explicit offence to not comply with an Order from the Chief Licensing Officer.

This report was prepared in consultation with Development Planning, Building Standards, Fire and Rescue Services, Economic and Cultural Development, and Legal Services.

Financial Impact

There are no anticipated financial impacts to the City as a result of the recommendations of this report.

Broader Regional Impacts/Considerations

The recommendations in this report do not have a direct impact on other municipalities, the Region or any of its agencies. However, City staff will continue to work with the City's municipal, regional and agency partners in ensuring the most consistent approach to pandemic-related measures and relief.

Conclusion

As the severity of the pandemic imposes greater challenges for local businesses, staff continue to explore ways to responsibly, and with the greater interest of the public in mind, provide measured relief to local businesses. Staff are of the opinion that the continuance of these temporary regulations will demonstrably achieve both desired outcomes, while still establishing reasonable controls and regulations that support the greater public wellbeing, health and interests. Upon a decision of Council, By-law & Compliance, Licensing & Permit Services will work directly with Corporate and Strategic Communications and all other staff to ensure a timely release of any related communications on the continuance of this initiative, including ensuring that your offices are provided with necessary communications support material to share and promote the decision of Council.

For more information, please contact: Gus Michaels, Director of By-law and Compliance, Licensing and Permit Services, ext. 8735.

Attachments

1. Amendment to By-law 094-2020, being the By-law to authorize the temporary use of land, buildings or structures within the City of Vaughan to accommodate outdoor distancing measures with respect to the COVID-19 Pandemic.
2. Amendment to By-law 123-2013 as amended by By-law 095-2020, to continue to exempt Temporary Outdoor Patios from Site Plan Control.
3. Amendment to By-law 096-2020, being the By-law to provide eligibility criteria, performance standards and other requirements for the establishment of outdoor patios or the expansion of existing outdoor patios that are ancillary to municipally licensed eating establishments and banquet halls, during the declared COVID-19 Emergency.

Prepared by

Rudi Czekalla-Martinez, Manager, Policy & Business Planning, ext. 8782

Approved by



Sunny Bains,
Acting Deputy City Manager of
Community Services

Reviewed by



Jim Harnum, City Manager



MEMBER'S RESOLUTION

Meeting/Date	COUNCIL - OCTOBER 21, 2020
Title:	Request from Cortel Group on behalf of Rutherford Land Development Corporation and Caldari Land Development Corporation for a Minister's Zoning Order to Zone 2901 Rutherford Road and Part of Lot 15, Concession 4 (VGN), designated as Parts 3, 4, 9 and 10, Plan 65R-34051, located at the Southeast Corner of Jane Street and Rutherford Road, in the City of Vaughan
Submitted by:	Mayor Maurizio Bevilacqua

Whereas Vaughan Council received a communication from the Cortel Group on behalf of Rutherford Land Development Corporation ('RLDC') and Caldari Land Development Corporation ('CLDC') (collectively, the 'Owners') dated October 13, 2020 [Attachment 1] respecting a request to the Minister of Municipal Affairs and Housing, the Honourable Steve Clark, to enact a Minister's Zoning Order for the rezoning of certain lands at 2901 Rutherford Road and Part of Lot 15, Concession 4 (VGN), designated as Parts 3, 4, 9 and 10, Plan 65R-34051 (collectively, the 'Subject Lands'), located at the southeast corner of Jane Street and Rutherford Road, to allow for the Subject Lands to be developed with High Density Mixed Uses with affordable housing; and

Whereas the proposed mixed-use development provides a strategic opportunity to achieve high density development including affordable housing at a key intersection to the Vaughan Mills Primary Centre consistent with the policies of the Provincial Policy Statement 2020 and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe 2019, as amended; and

Whereas on May 2, 2019 Bill 108, the *More Homes, More Choice Act* was introduced by the Minister of Municipal Affairs and Housing and received Royal Assent on June 6, 2019. Bill 108 reflects the Province's desire to increase the supply of housing and make housing more affordable; and

Whereas on July 8, 2020 the Province released Bill 197 the *COVID-19 Economic Recovery Act* providing policy direction to increase housing supply and stimulate the economy; and

Whereas "Affordable" housing as per the Provincial Policy Statement, 2020 means housing for which the purchase price results in annual accommodation costs which do not exceed 30% of the gross annual household income for low and moderate income households, or housing for which the purchase price is at least 10% below the average purchase price of a resale unit in the regional market area; and

Whereas the Owner has committed to providing a minimum of 10% of the total number of residential units as affordable housing units and for the purposes of the Zoning Order has confirmed affordable housing units shall mean housing for which the purchase price in annual accommodation costs which do not exceed 30 percent of the gross annual household income for low and moderate income households in the City of Vaughan, which is consistent with the Provincial Policy Statement, 2020; and

Whereas the York Region Official Plan 2010 (the 'YROP') guides economic, environmental and community building decisions across York Region. The Subject Lands are designated as "Urban Area" on the YROP Map 1 "Regional Structure"; and

Whereas the Jane Street is identified as a “Regional Rapid Transit Corridor” and Rutherford Road is identified as a “Regional Transit Priority Network” on Map 11 “Transit Network” of the YROP; and

Whereas the Subject Lands are located along planned high order transit corridors (Jane Street and Rutherford Road), in proximity to the York Region Transit (‘YRT’) Vaughan Mills Terminal and with existing transit connections to the VMC hub including an existing subway station, transit terminal and bus rapid transit; and

Whereas the development of the Subject Lands for a high-density mixed-use community would leverage public investments in existing and planned transit, road and servicing infrastructure; and

Whereas the majority of the Subject Lands form part of the Vaughan Mills Centre Secondary Plan by Vaughan Official Plan 2010 (‘VOP 2010’) and are designated “High-Rise Mixed-Use”, “Neighbourhood Park”, and “Green Buffer Area”. The Vaughan Mills Centre Secondary Plan reflects a new direction in city building and land use development for the area. The Secondary Plan moves towards the goal of creating a healthy and unique complete community environment that provides a mix of uses, promotes diversity, encourages walkability and accessibility, and builds community identity; and

Whereas the Subject Lands represent an opportunity for redevelopment of underutilized lands within an urbanized area and thereby reducing the need for future settlement expansions; and

Whereas RLDC appealed the Vaughan Mills Centre Secondary Plan to the Ontario Municipal Board (now Local Planning Appeal Tribunal), as it pertains to, in part, the northern portion of the Subject Lands; and

Whereas RLDC’s appeal of the Vaughan Mills Centre Secondary Plan as it applies to the portion of the Subject Lands, remains outstanding; and

Whereas the RLDC lands within the Subject Lands are designated as a “Intensification Area - Primary Centre” in Schedule 1 - Urban Structure of the VOP 2010; and

Whereas the lands of CLDC, being the south portion of the Subject Lands, are designated as “Employment Areas” in Schedule 1 - Urban Structure of the VOP 2010 and as “General Employment” in Schedule 13 - Land Use of the VOP 2010; and

Whereas CLDC has appealed Schedule 2 - Natural Heritage Network of VOP 2010 as it applies to the south portion of the Subject Lands and its appeal remains outstanding; and

Whereas the requested Minister’s Zoning Order seeks to rezone the Subject Lands that are currently zoned “EM1 Prestige Employment Area Zone” and “EM2 General Employment Area Zone” subject to site-specific exceptions 9(1170) and 9(1032), to a site-specific “RA3 Apartment Residential Zone” to provide immediate permissions to allow for intensification in the form of mixed-use high-density development to proceed; and

Whereas Council has identified the majority of the Subject Lands as Class 4 pursuant to the Ministry of Environment and Climate Change “Environmental Noise Guidelines: Stationary and Transportation Sources - Approval and Planning - Publication NPC 300” in a resolution dated December 11, 2017. The balance of the Subject Lands will require identification as Class 4 and development on the Subject Lands will comply with the NPC 300 Guidelines; and

Whereas prior to or concurrent with the submission of any development application(s), the Owners will be required to submit the necessary studies, materials and information to the satisfaction of the City as determined through the Pre-Application Consultation and development application processes; and

Whereas the Vaughan Mills Centre Secondary Plan identifies a Neighbourhood Park and Green Buffer Area on the Subject Lands; and

Whereas the Vaughan Mills Centre Secondary Plan identifies a woodlot on the Subject Lands and the function and extent of the woodland has been assessed by the Owners through field investigations and technical reports by a qualified professional; and

Whereas, the Minister of Municipal Affairs and Housing has the power to enact and impose a Zoning Order on any land in Ontario, in accordance with Section 47 of the *Planning Act* and the development of the Subject lands are of significant importance to the City of Vaughan, the Regional Municipality of York and the Province of Ontario as they will provide much needed affordable housing in the area; and

Whereas in the absence of a Zoning Order, the ability to proceed with the redevelopment of the Subject Lands would be delayed until the disposition of the outstanding CLDC VOP 2010 appeal and RLDC Vaughan Mills Centre Secondary Plan appeal, and the need for affordable housing is immediate.

It is therefore recommended:

1. That Council supports and has no objection to the Minister of Municipal Affairs and Housing enacting a Minister's Zoning Order for the Subject Lands which would permit the lands to be developed for a complete community with the requirement that a minimum of 10% of all residential units represent affordable housing units; and

2. The portions of the Subject Lands that do not currently have a Class 4 designation pursuant to Environmental Noise Guidelines: Stationary and Transportation Sources – Approval and Planning – Publication NPC 300, be designated as Class 4 and development will comply with the requirements of the NPC 300 Guideline; and

3. That the Owners finalize the environmental impact study and other studies filed with the City with respect to the woodlot, including compensation, as may be appropriate, and finalize the location of a park within the Subject Lands as required in the Vaughan Mills Centre Secondary Plan, and/or cash-in-lieu of parkland, all to the satisfaction of the City; and

4. That Council direct staff to work with the Owners and the Ministry of Municipal Affairs and Housing to prepare a Minister's Zoning Order with appropriate conditions that is consistent with these recommendations; and

5. That this resolution be forwarded to the Minister of Municipal Affairs and Housing as a statement of Council's direction and requests and be copied to the Regional Municipality of York and the Toronto and Region Conservation Authority.

Respectfully submitted,

Mayor Maurizio Bevilacqua

Attachments

1. Cortel Group's Minister's Zoning Order request letter to the City of Vaughan dated October 13, 2020 and accompanying map



CORTEL GROUP

MAIL: 2800 Hwy #7 W. Suite 301, Vaughan, ON. L4K 1W8 | OFFICE: 905.695.0800 | FAX: 905.695.0801 | WEB: cortelgroup.com

October 13, 2020

Mayor Maurizio Bevilacqua and Members of City Council
Office of The Mayor
City of Vaughan
Vaughan City Hall
2141 Major Mackenzie Dr.
Vaughan, ON L6A 1T1

Dear Mayor Bevilacqua and Members of Council:

Re: REQUEST FOR MINISTERIAL ZONING ORDER – City of Vaughan
Rutherford Land Development Corporation
Caldari Land Development Corporation
Southeast Corner of Jane Street and Rutherford Road

On behalf of the Rutherford Land Development Corporation (RLDC) and Caldari Land Development Corporation (CLDC), I am writing to request your endorsement of a Minister's Zoning Order with respect to lands located at the southeast corner of Jane Street and Rutherford Road (the "Subject Lands"). We are pleased to enclose herewith a draft Minister's Zoning Order ("MZO"), including a map identifying the Subject Lands.

Zoning Order Request

The request for the MZO will be submitted to the Minister of Municipal Affairs and Housing. The Subject Lands are currently owned by Rutherford Land Development Corporation and Caldari Land Development Corporation, which are subsidiary companies of the Cortel Group. The Subject Lands are approximately 8 hectares or 20 acres in size.

As you know, the Minister will consider a request for such an order under section 47 of the Planning Act, if the request is supported by the local municipality within which the land is located. For this reason, the Owner requests the support of Council for the City of Vaughan for this MZO and requests Council to correspond with the Minister of Municipal Affairs advising the Minister of that support, by enacting a resolution as follows:

It is therefore recommended:

- that Council supports and has no objection to the Minister of Municipal Affairs and Housing to issue a Minister's Zoning Order, for the zoning to be in place to allow for the Subject Lands to be developed for High Density Mixed Uses; and
- that this resolution be forwarded to the Minister of Municipal Affairs and Housing as a statement of Council's direction and requests; and copied to the Regional Municipality of York, Toronto and Region Conservation Authority, and Ministry of Natural Resources and

Forestry; and,
that council ratify the action taken

Effect of the Order

The proposed Zoning Order would allow for high density mixed use development of the Subject Lands, in a manner that would provide for new residents and jobs in a location that is planned for the ultimate subway extension to Rutherford Road. To date, development of the Subject Lands has been frustrated by ongoing planning approval delays. The Zoning Order would rezone the lands from the current EM1 (Employment) zone to a site-specific RA3 (Residential Apartment 3) zone, providing immediate permissions to allow for mixed use development to proceed without further delays in achieving a transit oriented development.

The Zoning Order will achieve the following planning benefits:

- The proposal will provide for mixed-use intensification at a key intersection to the Vaughan Mills Primary Centre as well as along planned higher order transit corridors (Jane Street and Rutherford Road).
- Intensification of the Subject Lands will provide additional ridership for the future planned transit, including a potential future subway station, which could be considerably underutilized without further intensification.
- Intensification of the Subject Lands will make efficient use of a vacant parcel, which is well served by urban infrastructure, particularly existing and planned transit.
- The Order will provide an appropriate high density form at a prominent intersection, while at the same time providing for appropriate transition to the lower density area to the east and incorporating publicly accessible open spaces and pathways.
- The proposal will contribute to achieving an urban form and character along the Jane Street and Rutherford Road corridors, with opportunities for publicly accessible open spaces and connections.
- The proposed mixed use high density development and tall building forms are compatible with surrounding residential, industrial and commercial uses to the north, east and west, as well as with the residential towers to the south and southwest, now under construction. Specific regulations are proposed to appropriately address matters of compatibility with the agreements with industrial uses to the east.
- The proposed design will provide an active streetscape along Jane Street, Rutherford Road and the new public streets, with buildings lining the streets and parking located internal to the Subject Lands.
- The proposal will build sustainably through both building and site practices.
- The Order will provide a framework that will facilitate the extension of the public street network through the Subject Lands.

- The proposed development will provide underground parking and stratified park opportunities.

The concept provides for intensification of the Subject Site that in our opinion supports the policy directions articulated in the Provincial Policy Statement, the Growth Plan for the Greater Golden Horseshoe, the Region of York Official Plan, the VOP 2010 and the VMCSPP, all of which promote high-rise mixed-use development in areas well served by existing infrastructure, including existing and planned transit.

Project No. : Rutherford Land Development Corporation + Caldari Land Development Corporation
- 2901 Rutherford Road

This will serve as your authorization to proceed with the subject assignment and our acceptance of all terms and conditions.

Accepted this _____ day of _____

Authorized Signature

Printed Name

Position

Please supply the correct company name and address for billing purposes.

E-Mail address for preferred digital delivery

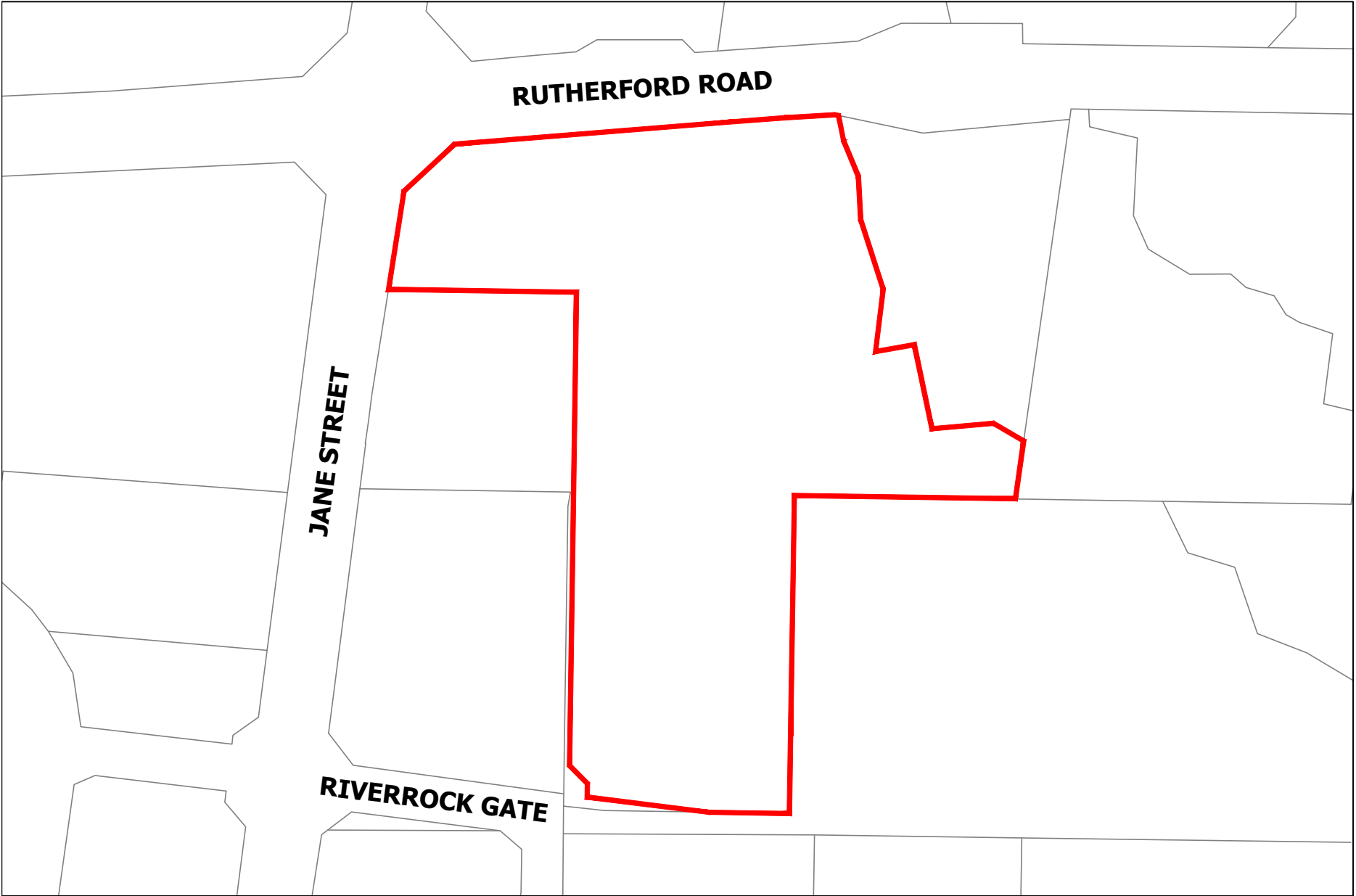
Company Name & Attention To

Address 1

Address 2


City and Postal Code

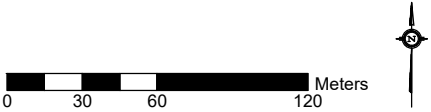
PART LOT 15, CONCESSION 4, CITY OF VAUGHAN



MAP NO. XXX
Map Filed at the office of the Ontario Ministry
of Municipal Affairs and Housing
777 Bay Street, Toronto, Ontario

The Planning Act Ontario Regulation:
Date:
Original Signed By:

LEGEND
 Lands Subject to Zoning Order



MEMBER'S RESOLUTION

Meeting/Date	COUNCIL – OCTOBER 21, 2020
Title:	REQUESTS FROM BRACOR LIMITED AND CRINKLEWOOD DEVELOPMENT INC. FOR A MINISTER'S ZONING ORDER FOR LANDS LOCATED ON THE NORTH SIDE OF HIGHWAY 7 BETWEEN KEELE STREET AND BOWES ROAD MUNICIPALLY KNOWN AS 1950, 1970, 2160, 2180, 2200 HIGHWAY 7 AND 137, 163 AND 175 BOWES ROAD
Submitted by:	MAYOR MAURIZIO BEVILACQUA

Whereas Vaughan Council received communications from Malone Given Parsons Ltd. on behalf of Bracor Limited ('Bracor') dated October 13, 2020 [Attachment 1] and Weston Consulting Inc. on behalf of Crinklewood Development Inc. ('Crinklewood') dated September 9, 2020 [Attachment 2] which advise Council that a request will be made to the Province to enact a Minister's Zoning Order for lands municipally known as 1950, 1970, 2160, 2180, 2200 Highway 7 and 137, 163 and 175 Bowes Road ('Subject Lands') to permit high-density mixed-use developments including affordable housing units; and

Whereas Bill 108, *More Homes, More Choice Act, 2019* received Royal Assent on June 6, 2019 and was enacted to increase the supply of housing and make housing more affordable; and

Whereas Bill 197, *COVID-19 Economic Recovery Act, 2020* received Royal Assent on July 21, 2020 and was enacted to stimulate the economy and emphasizes the importance of transit-supported development; and

Whereas the proposed high-density mixed-use developments provide a strategic opportunity to achieve development and affordable housing along or in close proximity to an existing transit corridor consistent with the policies of the Provincial Policy Statement, 2020 and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe, 2019, as amended; and

Whereas the York Region Official Plan 2010 (the 'YROP') guides economic, environmental and community building decisions across York Region. The Subject Lands are designated as "Urban Area" on the YROP Map 1 "Regional Structure" and shown as a Strategic Employment Lands on YROP Figure 2; and

Whereas Council considered and recommended approval to the Regional Municipality of York (the 'Region') of requests to convert the Subject Lands from employment uses to non-employment uses on May 27, 2020 through the ongoing Municipal Comprehensive Review; and

Whereas in part, the conversion of the Subject Lands support the evolving urban structure propose through the Concord Go Secondary Plan; and

Whereas the Region's Committee of the Whole has recommended to Regional Council by way of resolution on October 15, 2020 that the Subject Lands be converted to non-employment uses; and

Whereas, the Subject Lands are located along an existing high order bus rapid transit corridor connecting directly to a major mobility hub including an existing subway station and transit terminal and is located in proximity to a planned future GO station immediately east of Bowes Road and a Major Transit Station Area ('MTSA') at Keele Street and Highway 7 thereby facilitating transit oriented development to deliver housing and jobs; and

Whereas the development of the Subject Lands for a high-density mixed-use community would leverage Provincial, Regional and municipal investments in existing and planned transit, road and servicing infrastructure; and

Whereas the Subject Lands have no environmental significance and do not contain any Areas of Natural and Scientific Interest, Provincially Significant Wetlands or Woodlots, or any other natural heritage features; and

Whereas the existing development on the Subject Lands and others along this stretch of Highway 7 primarily consists of older low density commercial buildings that do not make an efficient use of existing public investment in transit; and

Whereas the Subject Lands represent an opportunity for redevelopment of underutilized lands to achieve a complete community comprised of residential, commercial/retail, office and open space uses, create jobs, and provide affordable housing within an urbanized area and thereby reducing the need for future settlement expansions; and

Whereas “Affordable” housing as per the Provincial Policy Statement, 2020 means housing for which the purchase price results in annual accommodation costs which do not exceed 30% of the gross annual household income for low and moderate income households, or housing for which the purchase price is at least 10% below the average purchase price of a resale unit in the regional market area; and

Whereas the requestors have committed to providing a minimum of 10% of the total number of residential units as affordable housing units and for the purposes of the Zoning Order have confirmed affordable housing units shall mean housing for which the purchase price in annual accommodation costs do not exceed 30 percent of the gross annual household income for low and moderate income households in the City of Vaughan, which is consistent with the Provincial Policy Statement, 2020; and

Whereas prior to or concurrent with the submission of any development application(s), the applicants will be required to submit the necessary studies to establish compatibility and transition requirements with surrounding land uses including, but not limited to, noise, vibration and environmental emissions studies in accordance with Provincial guidelines, social services studies, urban design, transportation and servicing studies and, a full affordable housing implementation strategy to the satisfaction of the City of Vaughan as determined through the pre-application consultation and development application processes; and

Whereas the Minister of Municipal Affairs and Housing has the power to enact and impose a Zoning Order on any land in Ontario, in accordance with Section 47 of the *Planning Act* and the development of the Subject Lands are of significant importance to City of Vaughan, the Regional Municipality of York and the Province of Ontario as they will provide much needed affordable housing in the area; and

Whereas in the absence of a Zoning Order, the ability to proceed with the redevelopment of the Subject Lands would likely be delayed to 2024 and the need for affordable housing in the City of Vaughan is immediate, as is the need to stimulate the economy;

It is therefore recommended:

- 1. That Council supports and has no objection to the Minister of Municipal Affairs and Housing enacting a Minister’s Zoning Order for the Subject Lands which would permit the lands to be developed for a complete community with the requirement that a minimum of 10% of all residential units represent affordable housing units; and**
- 2. That Council direct staff to work with the owners and the Ministry of Municipal Affairs and Housing to prepare a Minister’s Zoning Order that is consistent with these recommendations; and**
- 3. That this resolution be forwarded to the Minister of Municipal Affairs and Housing as a**

statement of Council's direction and requests and be copied to the Regional Municipality of York and the Toronto and Region Conservation Authority.

Respectfully submitted,

Mayor Maurizio Bevilacqua

Attachments

1. Letter to Mayor and Members of Council from Malone Given Parsons on behalf of Bracor Limited dated October 13, 2020
2. Letter to Mayor and Members of Council from Weston Consulting Inc. on behalf of Crinklewood Developments Inc. dated September 9, 2020
3. Strategic Opportunity for Transit Supportive Development prepared by Malone Given Parsons September 2020
4. Weston Consulting Inc. Planning Rationale dated September 2020

October 13, 2020

MGP File: 19-2929

**Mayor and Members of Council of the City of Vaughan
City of Vaughan**

2141 Major Mackenzie Drive
Vaughan, ON L6A 1T1

**RE: Minister's Zoning Order Request
1950, 1970, 2160, 2180 and 2200 Highway 7 and 137 Bowes Road
Bracor Limited**

On behalf of our client(s), we are pleased to submit a Minister's Zoning Order (MZO) Request for the lands located along the north side of Highway 7 between Keele Street and the rail corridor to the east (Subject Lands). The Subject Lands are municipally known as 1950, 1970, 2160, 2180 and 2200 Highway 7 and 137 Bowes Road. This area is currently developed for low density employment and commercial uses as part of the Keele Employment Area in the City of Vaughan

In support of the MZO Request, please find enclosed the following:

- Draft MZO and,
- Strategic Opportunity for Transit-Supportive Development.

Under Section 47 of the Planning Act, the Minister of Municipal Affairs and Housing to enact zoning regulations. The MZO is being requested to rezone the Subject Lands to permit a high-density mixed-use development including affordable units. It is recommended through this request that the Subject Lands are re-zoned to Corporate Centre (C9) Exception Zone. The Minister will consider requests for such an order if the request is supported by the local municipality. For this reason, we are requesting the support of the City of Vaughan for this MZO and requests Council to correspond with the Minister of Municipal Affairs advising him of that support, by enacting a resolution as follows:

It is therefore recommended:

- that Council supports and has no objection to the Minister of Municipal Affairs and Housing to issue a MZO, for the zoning to be in place to allow for the Subject Lands to be developed for Mixed Use;
- that this resolution be forwarded to the Minister of Municipal Affairs and Housing as a statement of Council's direction and requests; and copied to the Regional Municipality of York; and,
- that council ratify the action taken.

Subject Site and Surrounding Area

The Subject Lands are municipally known as 1950, 1970, 2160, 2180 and 2200 Highway 7 and 137 Bowes Road. The Subject Lands are bounded by Keele Street, Highway 7, the railway line to the east and the minor watercourse to the north. A Major Transit Station Area (MTSA) is located at both Keele Street and Highway 7 (VIVA) and at Bowes Road and Highway 7 (proposed GO Station).

The Subject Site have no environmental significance and does not contain any Areas of Natural and Scientific Interest, Provincially Significant Wetlands, Provincially Significant Woodlands, or any other natural heritage features. The lands are designated within an Area of Employment (Keele Employment

Park). A linear watercourse/environmental area runs parallel to Highway 7 from Keele Street to the rail corridor immediately north of the Subject Site, which generally provides a natural limit between the Highway 7 corridor and the Keele Employment Park to the north.

The Subject Lands are logically separated by the surrounding employment uses by the major arterial roads (Highway 7 and Keele Street) and the minor watercourse to the north and provide a logical continuation of the proposed mixed use community east of the rail line. Furthermore, the CN MacMillan Yard is located over a kilometre west of the Subject Lands and poses no compatibility issues with the potential future development of the site as a high-density mixed-use development, which will be planned in the context of two MTSA's.

Conceptual Development Plan

The proposed development plan envisions an overall density of 7 Floor Space Index (FSI) would yield approximately 7.5 million square feet of building space with a potential total to accommodate 8,600 residential units, 15,000 people and significant building area for office, retail, and community uses. A minimum of 10% of all residential units will be delivered as affordable as a requirement for redevelopment. A mixed-use commercial/office development is envisioned at the corner of Keele Street and Highway 7, and commercial and employment uses.

A Strategic Location for Transit Oriented Development

In *A Place to Grow: Growth Plan for the Greater Golden Horseshoe 2019*, as amended ("the Growth Plan"), MTSA's are to be delineated in a transit-supportive manner that maximizes the size of the area and the number of potential transit users that are within walking distance of the station. The Keele/Highway 7 MTSA is estimated as being developed at a density of 45 people and jobs per hectare (which falls below the Province's 50 people and jobs per hectare required to support basic bus service.) The Subject Lands are at the eastern most portion of the draft MTSA being considered by York Region, where these properties represents the best and most immediate opportunity for redevelopment in the MTSA to immediately deliver new housing and jobs in an area that should maximize the potential transit users, realize transit supportive development and leverage the Provincial investment in transit.

Vaughan Council agrees this area is an important node to support the major transit infrastructure and recently supported the employment conversion for the Regional Corridor/ MTSA Lands and the properties at the southeast corner of Keele Street and Highway 7 at its meeting on May 20, 2020.

This corridor can be redeveloped as a mixed use community without compromising the viability and function of the Employment Area to the north, which is separated from the Highway 7 corridor by a minor watercourse and environmental area on the northern boundary of the Subject Lands. Moreover, a mixed-use development with new residential and community uses will benefit the existing single detached neighbourhood south of Highway 7 and is more compatible than the existing low-density employment commercial uses.

The Subject Site is a prime opportunity to provide high-density residential apartments, a minimum 10% of which will be affordable units, along with retail and community serving uses. The Region has been planning for MTSA's and delineated a draft boundary which included the Subject Lands in 2019. Given the lengthy and complicated process required to complete the ongoing Municipal Comprehensive Review and implement the review through the City of Vaughan's Official Plan, it is likely that the site may not be able to redevelop and provide the proposed housing until 2024 or later. Immediate zoning of the site for high density mixed use would provide an opportunity to deliver transit supportive development on the site and provide the City with much needed housing stock in the near future. It is our understanding that the owner immediately after a successful rezoning, the owner will submit a site plan application, which will help meet this objective. It is our opinion that the Subject Lands should be zoned for high density mixed-use development to enable development planning to proceed as soon as possible. This will accelerate the

delivery of transit-supportive development and housing, including affordable housing in for this strategic growth area by years.

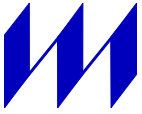
Please contact the undersigned if you have questions with respect to the above.

Yours very truly,

MALONE GIVEN PARSONS LTD.

A handwritten signature in blue ink, appearing to read 'Matthew Cory', is written over a horizontal line.

Matthew Cory, MCIP, RPP, PLE, PMP
Principal



**WESTON
CONSULTING**

planning + urban design

Development Planning Department
City of Vaughan
2141 Major Mackenzie Drive
Vaughan, Ontario L6A 1T1

September 9, 2020
File 9112

Attn: Mayor Bevilacqua and members of City Council

Dear Sir,

**RE: Minister Zoning Order Request – Planning Rationale
163 and 175 Bowes Road**

Weston Consulting is the planning consultant for the owner of the properties municipally known as 163 and 175 Bowes Road in the City of Vaughan (herein referred to as the 'subject lands'). The subject lands are located at 163 and 175 Bowes Road at the intersection of Oster Lane in the City of Vaughan. The Concord GO Secondary Plan designates the lands as *General Employment* and *Natural Areas*. Surrounding land uses are designated *General Employment* to the north, High-Rise Mixed Use to the east and *Employment Commercial Mixed-Use* to the south. The City of Vaughan Zoning By-law 1-88 zones the subject lands as *General Employment Area (EM2)*.

The enclosed materials are prepared in support of a Minister's Zoning Order Request (MZO), planning tool available under Section 47 of the *Planning Act* allowing the Minister of Municipal Affairs and Housing to enact zoning regulations and grant consents generally under Section 34 and Section 50(4). The enclosed rational is submitted to request that an MZO is enacted to re-zone the subject lands to permit a mixed-use development. It is recommended through this request that the subject lands are re-zoned from *General Employment (EM2)* to *Corporate Centre (C9)* Exception Zone. It is the intention of the request to re-zone the subject lands to permit a mixed-use development and accommodate new housing options, including a significant portion of affordable units, in the City of Vaughan.

The Concept Plan prepared in support of the MZO illustrates the proposed redevelopment of the subject lands. The Concept Plan contemplates several mid-rise mixed-use buildings, with heights ranging from 6 to 40 storeys. The proposed mixed-use development considers the inclusion of ground floor retail/commercial uses, office uses and residential uses. Of the 2,907 proposed units, 10% will be dedicated as affordable resulting in 290 attainable/ affordable units. A total estimated Gross Floor Area (GFA) of 239,366 square metres is proposed and provides the opportunity to incorporate a mix of office uses, retail uses.

Following our discussion on July 22, 2020, the enclosed materials have been prepared in support of a Minister's Zoning Order Request:

1. Minister's Zoning Order Request – Planning Rationale;
2. Development Concept Plan; and
3. Drafting Zoning By-law Exceptions and Schedule.

Based on our review of the existing and planned land use context and planning policy, it is our opinion that the proposed MZO request is based on good planning and urban design principles and seeks to enhance the character of the surrounding area and the establishment of a complete community centre around higher-order transit. The Concept Plan identifies how redevelopment will intensify an underutilized parcel of land in a manner that respects the existing and planned context of the surrounding area to support Provincial and Regional transit initiatives. It is our opinion that the proposed MZO request should proceed through the process prescribed by the Planning Act.

We trust that the enclosed materials are satisfactory and request that they are reviewed at the earliest available opportunity. Should you have any questions or require any additional information, please contact the undersigned at extension 266 or Bryanne Robinson at extension 296.

Yours truly,

Weston Consulting

Per:

Martin Quarcoopome, BES, MCIP, RPP
Associate

A Strategic Opportunity for Transit Supportive Development

**1950, 1970, 2160 and 2180 Highway 7 and 137, 163 and 175 Bowes Road
City of Vaughan, ON**

Prepared by:

Malone Given Parsons Ltd
140 Renfrew Drive
Suite 201
Markham ON L3R 6B3

Prepared for:

Bracor Limited
2800 Highway 7
Concord, ON L4K 1W8

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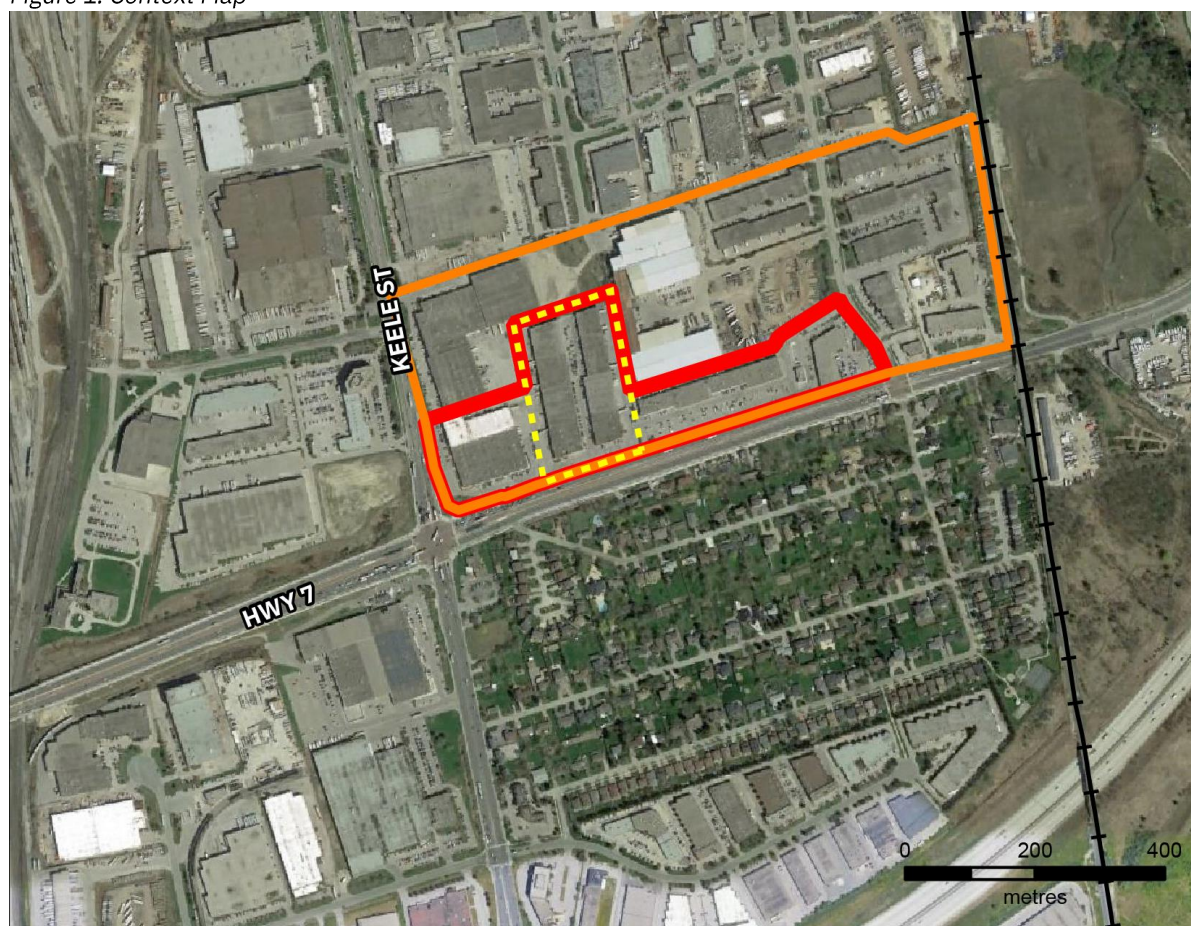
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Executive Summary

The Block Plan Lands are located along the north side of Highway 7 between Keele Street and the rail corridor to the east, as shown in the figure below. This area is currently developed for low density employment and commercial uses as part of the Keele Employment Area in the City of Vaughan. Within the Block Plan Lands is a property, municipally known as 2160 and 2180 Highway 7, which is owned by Bracor Limited (herein referred to as the 'Subject Site'). This area provides a strategic opportunity to achieve high density development, provide affordable housing units (housing that is affordable to the average family income level, which is consistent with the Provincial Policy Statement) and community uses. Affordable as per the Provincial Policy Statement housing means for which the purchase price results in annual accommodation costs which do not exceed 30% of gross annual household income for low and moderate income households; or housing for which the purchase price is at least 10% below the average purchase price of a resale unit in the regional market area.

Figure 1: Context Map



-  Block Plan Lands
-  Regional Corridor/MTSA
-  Subject Site

Redevelopment of this area is critical to provide transit supportive development on the Highway 7 priority

transit corridor between the Keele/Highway 7 Major Transit Station Area (MTSA) on the west and a future GO station to the east. Highway 7 has seen significant investment in higher-order transit, which currently operates in the area and remains underutilized; maximizing the amount of people and jobs in this portion of Highway 7 is good planning and will allow future residents and employees to make use of existing and planned transit infrastructure. Options for transit include the Keele/Highway 7 MTSA on the Highway 7 BRT Rapidway (two stops from the Vaughan Metropolitan Centre subway station, York Region Bus Transit stop at Bowes Road and Highway 7, and a future GO station on the rail corridor immediately east of Bowes Road. The proposed zoning of the Subject Site allows for high-density mixed-use development that will provide significant economic opportunities and benefits to the immediate and surrounding area adjacent to Highway 7.

In *A Place to Grow: Growth Plan for the Greater Golden Horseshoe 2019* (“the Growth Plan”), MTSA’s are to be delineated in a transit-supportive manner that maximizes the size of the area and the number of potential transit users that are within walking distance of the station. The Keele/Highway 7 MTSA is estimated as being developed at a density of 45 people and jobs per hectare (which falls below the Province’s 50 people and jobs per hectare required to support basic bus service.). The Regional Corridor / MTSA Lands are located within the eastern portion of the draft MTSA being considered by York Region. These properties represent the best and most direct opportunity for redevelopment in the MTSA to immediately deliver new housing and jobs in an area. The redevelopment would also maximize potential transit users, realize transit supportive development, and capitalize on leverage the Provincial investment in transit.

Vaughan City Council believes that this area is an important node along the Highway 7 Corridor to support the major transit infrastructure. Council recently supported the employment conversion request for the Regional Corridor / MTSA Lands and the properties at the southeast corner of Keele Street and Highway 7 at its meeting on May 20, 2020.

Beyond its proximity to Keele Street and Highway 7, the Regional Corridor / MTSA and Block Plan Lands can be developed in the context of realizing a new mixed-use community. The conceptual plan for the Regional Corridor / MTSA for the area envisions a contiguous mixed-use development from Keele Street, east to the rail line, generally establishing a redevelopment of the Highway 7 Corridor for the lands designated Employment Commercial Mixed-Use in the Vaughan Official Plan. The corridor can be redeveloped as a mixed-use community without compromising the viability and function of the Employment Area to the north, which is separated from the Highway 7 corridor by a minor watercourse and environmental area north of the subject lands. Additionally, a mixed-use high-density development with new residential and community uses, will benefit the existing single detached neighbourhood south of Highway 7 and is more compatible than the existing low density employment/commercial uses.

The Subject Site is a prime opportunity through its redevelopment to provide a significant supply of housing of high density apartments, of which a minimum of 10% will be affordable housing units, along with providing the appropriate mix of jobs, local services, retail and public service facilities.

The Regional Municipality of York has been planning for MTSA’s and delineated 18 MTSA’s within the City of Vaughan. A draft boundary included the Subject Site since early 2019. Given the lengthy and complicated process required to complete the ongoing Municipal Comprehensive Review and implement this review through the City’s Official Plan, it is likely that the site may not be able to redevelop and provide housing until 2024 or later. Immediate zoning of the site for high density mixed use would provide an opportunity to deliver transit supportive development to the site and provide the City with much needed housing supply. It is our understanding that the owner, following a successful rezoning, will submit a site

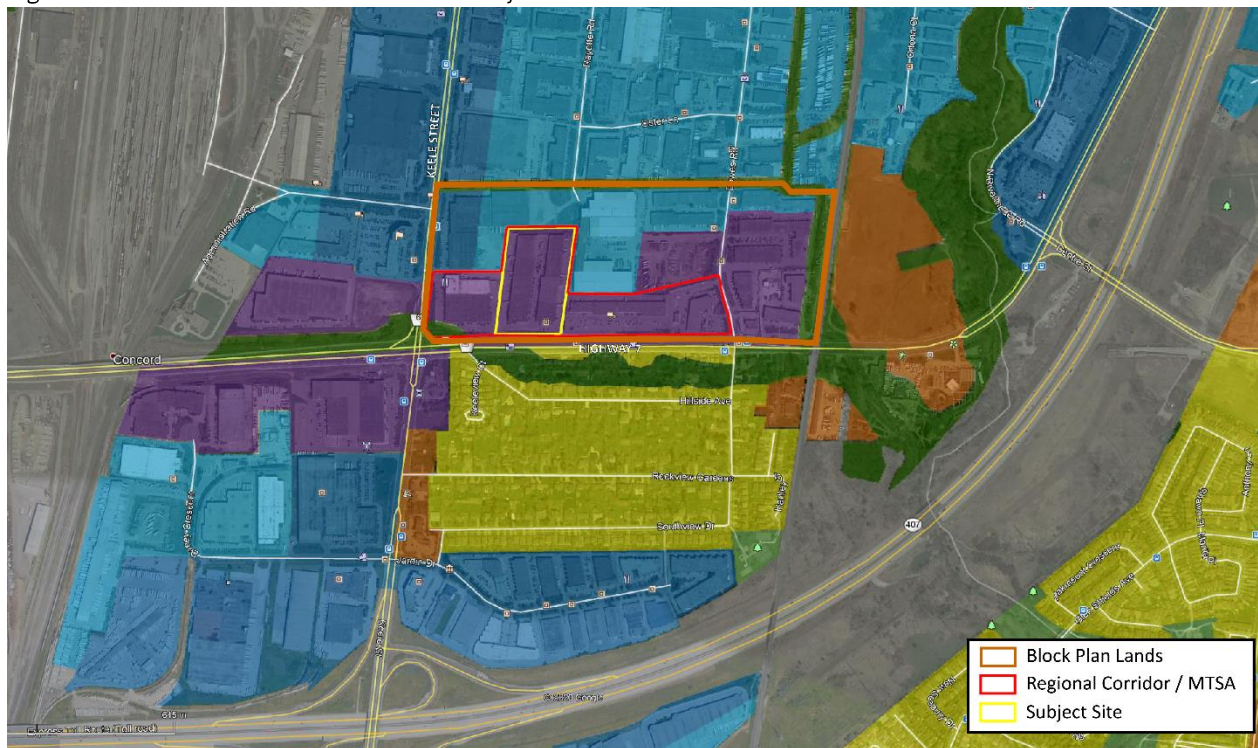
plan application immediately. It is our opinion that the Subject Site should be zoned for high density mixed-use to enable development planning to proceed as soon as possible. This will expedite the delivery of transit-supportive development and housing, including affordable housing and improve the existing community in this strategic growth area.

Introduction

1.1 Subject Site and Surrounding Area

The Subject Site known as 2160 and 2180 Highway 7, is located within the Regional Corridor / MTSA Lands and is comprised of one parcel totalling approximately 3.9 hectares. The Regional Corridor / MTSA Lands are located at the northeast corner of Highway 7 and Keele Street and are comprised of four parcels totalling approximately 10.6 hectares (*Figure 1*). The Block Plan Lands are bounded by Keele Street, Highway 7, the railway line to the east and the minor watercourse to the north.

Figure 2: Location of Block Plan Lands and Subject Site



1.2 Site Attributes and Surrounding Uses

The Block Plan Lands are designated Employment Commercial Mixed-Use and General Employment in the Vaughan Official Plan, and generally include the lands north of the Highway 7 Corridor between Keele Street and Bowes Road. The Subject Site contain existing employment and commercial users in two single storey buildings.

The Subject Site have no environmental significance and does not contain any Areas of Natural and Scientific Interest, Provincially Significant Wetlands, Provincially Significant Woodlands, or any other natural heritage features. The lands are designated within an Area of Employment (Keele Employment Park).

Located immediately south of the Block Plan Lands is a low-density residential subdivision. Employment and commercial uses currently occupy buildings to the north, west and east of the property. A linear watercourse/environmental area runs parallel to Highway 7 from Keele Street to the rail corridor immediately north of the Subject Site, which generally provides a natural limit between the Highway 7 corridor and the Keele Employment Park to the north.

The Block Plan Lands are logically separated by the surrounding employment uses by the major arterial roads (Highway 7 and Keele Street) and the minor watercourse to the north and provide a logical continuation of the proposed mixed use community east of the rail line. Furthermore, the CN MacMillan Yard is located over a kilometre west of the Subject Site and poses no compatibility issues with the potential future development of the site as a high-density mixed-use development, which will be planned in the context of two MTSA's.

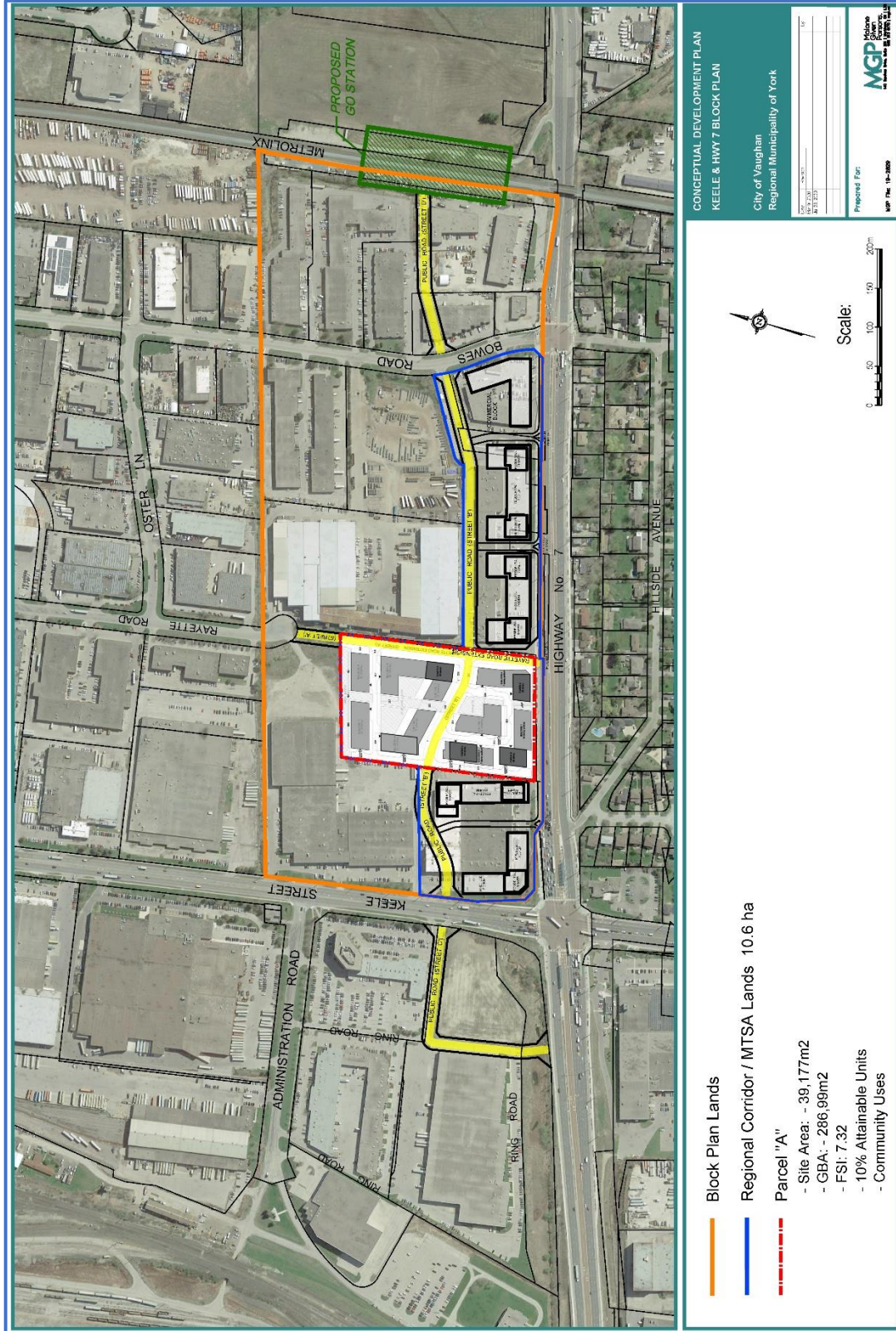
1.3 Conceptual Development Plan

A preliminary concept plan has been prepared by Malone Given Parsons Ltd. (*Figure 3*). The Subject Site is envisioned to develop as part of the overall redevelopment and intensification of the north Highway 7 corridor, where the Regional Corridor / MTSA Lands (and the larger Block Plan lands) can provide a connected mixed-use community between Keele Street and Bowes Road. Key elements of the redevelopment plan include:

- 1) The Regional Corridor / MTSA Lands total approximately 10.6 hectares. It is estimated that an overall density of 7 Floor Space Index (FSI) would yield approximately 7.5 million square feet of building space with a potential total to accommodate 8,600 residential units, 15,000 people and significant building area for office, retail, and community uses. A minimum of 10% of all residential units will be delivered as affordable as a requirement for redevelopment. A mixed-use commercial/office development is envisioned at the corner of Keele Street and Highway 7, and commercial and employment uses on Bowes Road provide appropriate uses compatible with the existing uses on Bowes Road.
- 2) The Subject Site has the ability to provide approximately 2.7 million square feet of development. It is anticipated that 150,000 square feet would be reserved for community uses, commercial and parking in the podiums, and approximately 3,600 units and approximately 6,000 people within walking distance of the Keele Street and Highway 7 MTSA. A minimum of 10% of the units would be committed to be affordable housing. This is a significant contribution to the mix and range of housing at a transit supportive density, including the delivery of affordable housing for the City and Region's supply.

The conceptual development plan illustrates how the Subject Site can be redeveloped today, while preserving the opportunity for a larger redevelopment concept along the north portion of the Highway 7 corridor.

Figure 3 Preliminary Concept Plan



1.4 A Strategic Location for Transit Oriented Development

In *A Place to Grow: Growth Plan for the Greater Golden Horseshoe 2019* (“the Growth Plan”), MTSA’s are to be delineated in a transit-supportive manner that maximizes the size of the area and the number of potential transit users that are within walking distance of the station. The Keele/Highway 7 MTSA is estimated as being developed at a density of 45 people and jobs per hectare (which falls below the Province’s 50 people and jobs per hectare required to support basic bus service.) The Regional Corridor / MTSA Lands are at the eastern most portion of the draft MTSA being considered by York Region, where these properties represents the best and most immediate opportunity for redevelopment in the MTSA to immediately deliver new housing and jobs in an area that should maximize the potential transit users, realize transit supportive development and leverage the Provincial investment in transit. Vaughan Council agrees this area is an important node to support the major transit infrastructure and recently supported the employment conversion for the Regional Corridor / MTSA Lands and the properties at the southeast corner of Keele Street and Highway 7 at its meeting on May 20, 2020.

Beyond its proximity to Keele Street and Highway 7, the Subject Site can be developed in the context of the Regional Corridor / MTSA and Block Plan Lands to realize a new mixed-use community in the area. A conceptual Block Plan for the Regional Corridor / MTSA area illustrates a conceptual block plan that envisions a contiguous mixed use development from Keele Street East to the rail line, generally establishing a redevelopment of the Highway 7 Corridor for the lands designated Employment Commercial Mixed-Use in the Vaughan Official Plan. The corridor can be redeveloped as a mixed use community without compromising the viability and function of the Employment Area to the north, which is separated from the Highway 7 corridor by a minor watercourse and environmental area on the northern boundary of the Block Plan Lands. Moreover, a mixed-use development with new residential and community uses will benefit the existing single detached neighbourhood south of Highway 7 and is more compatible than the existing low-density employment commercial uses.

The Subject Site is a prime opportunity to provide high-density residential apartments, a minimum 10% of which will be affordable units, along with retail and community serving uses. The Region has been planning for MTSA’s and delineated a draft boundary which included the Subject Site in 2019. Given the lengthy and complicated process required to complete the ongoing Municipal Comprehensive Review and implement the review through the City of Vaughan’s Official Plan, it is likely that the site may not be able to redevelop and provide the proposed housing until 2024 or later. Immediate zoning of the site for high density mixed use would provide an opportunity to deliver transit supportive development on the site and provide the City with much needed housing stock in the near future. It is our understanding that the owner immediately after a successful rezoning, the owner will submit a site plan application, which will help meet this objective. It is our opinion that the Subject Site should be zoned for high density mixed-use development to enable development planning to proceed as soon as possible. This will accelerate the delivery of transit-supportive development and housing, including affordable housing in for this strategic growth area by years.

1.5 Building a Complete Community

The Provincial Policy Statement 2020 and Growth Plan both emphasize the need to manage and direct land uses to achieve efficient and resilient development and land use patterns. Healthy, liveable, safe and complete communities are built by promoting efficient development and land use patterns, accommodating an appropriate affordable and market-based range and mix of residential types (including single detached, multi-unit housing, affordable housing and housing for older persons) employment (including industrial and commercial), institutional (including places of worship, cemeteries, long term-care homes), recreation, parks, open space, and other uses to meet long-term needs and promoting the integration of land use planning, growth

management, transit-supportive development, intensification and infrastructure planning to achieve cost-effective development patterns, optimization of transit investments, and standards to minimize land consumption and servicing costs.

Redevelopment of the Subject Site minimizes land consumption and servicing costs by making efficient use of underutilized land in an area where roads, sanitary and municipal infrastructure exist. The development achieves a cost-effective development pattern by proposing development at a density that efficiently uses the land, services, and surrounding facilities. The development efficiently uses land in an urbanized area reducing the need for future settlement area expansions and proposes a variety of land uses that will help contribute towards a complete community.

1.6 Appropriate Range and Mix of Land Uses

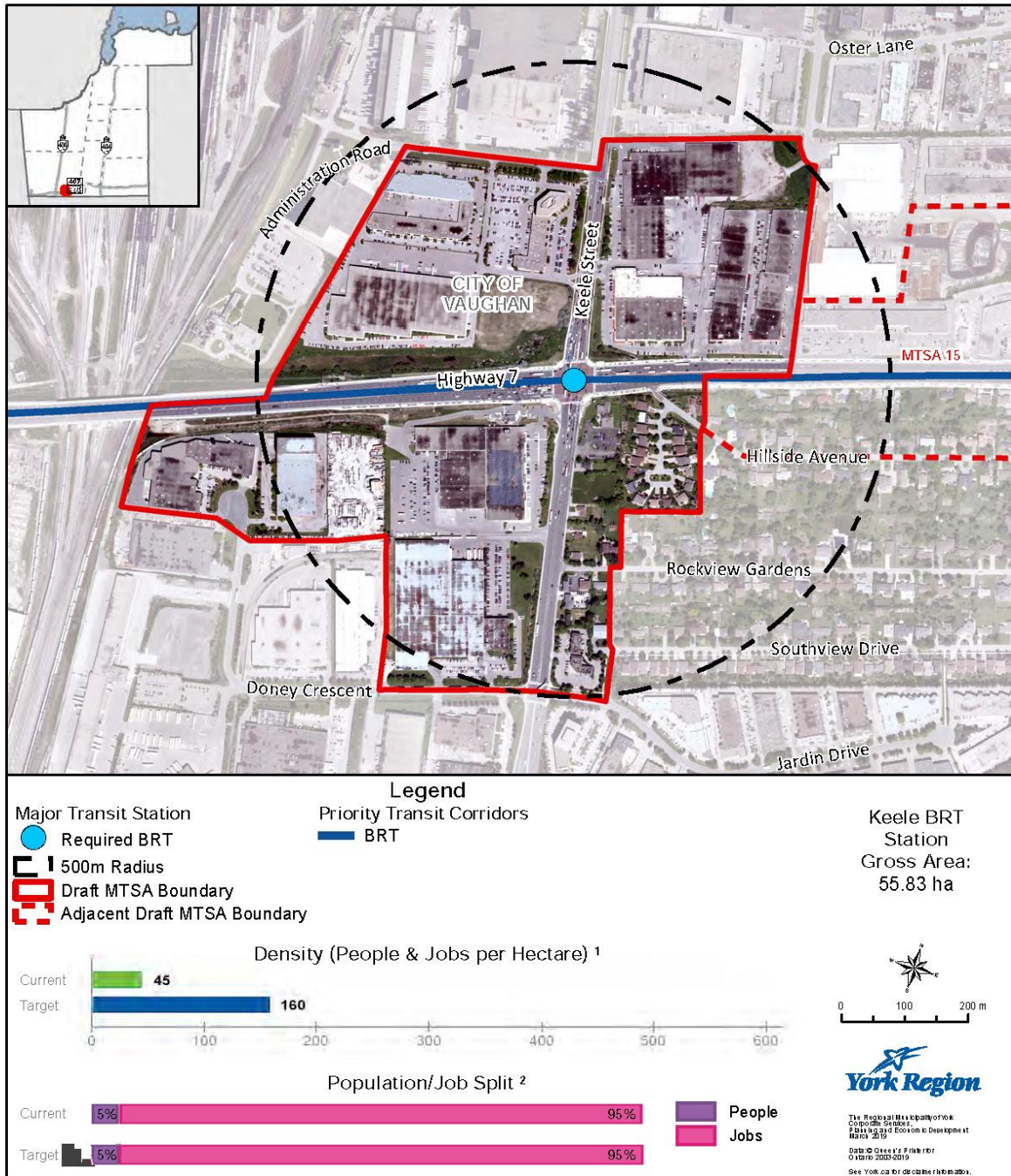
The proposed conceptual development will provide a range of housing types and land uses into the community including affordable housing units that will add to the City and Region's affordable housing stock. It efficiently uses the lands by contemplating the future redevelopment of underutilized lands within the built-up area that is now anticipated for higher density development. This will aid in completing this pocket of the intersection and will provide an immediate and diversified boost to the housing supply in this area of the City of Vaughan where higher order transit investments can be optimized and leveraged. As a result, this will add to the range of housing options available while delivering a compact form of development in the community.

Figure 4: Location of the Subject Site in Relation to the Region's Proposed Keele BRT Station

Keele BRT Station

MTSA 14

On Highway 7 BRT Corridor
Along Highway 7 at Keele Street, Vaughan



¹ Values are rounded to the nearest 5 People & Jobs per Hectare

² Values are rounded to the nearest 5%

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WESTON
CONSULTING
planning + urban design

MINISTER'S ZONING ORDER REQUEST: P L A N N I N G R A T I O N A L E

CRICKLEWOOD
DEVELOPMENTS INC.

163 & 175 BOWES ROAD
CITY OF VAUGHAN

SEPTEMBER 2020
FILE# 9112

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1. INTRODUCTION

Weston Consulting is the planning consultant for the owner of the properties municipally known as 163 and 175 Bowes Road in the City of Vaughan (herein referred to as the 'subject lands'). The subject lands are located at the intersection of Oster Lane on the east side of Bowes Road, north of Highway 7 and west of Highway 407.

This Planning Rationale has been prepared in support of a request for a Minister's Zoning Order (MZO) to enable the re-zoning of the subject lands to permit a mixed-use development and accommodate new housing options, including affordable units, in the City of Vaughan. The purpose of this Rationale is to outline the nature of the request and to evaluate the request in the context of the existing and applicable land use planning policy. Policy documents evaluated as part of this request include the *Planning Act*, the Provincial Policy Statement (PPS), A Place to Grow: Growth Plan for the Greater Golden Horseshoe (Growth Plan), the Regional Municipality of York Official Plan, the City of Vaughan Official Plan, the Concord GO Centre Secondary Plan, and the City of Vaughan Zoning By-law 1-88. In addition, this Report examines policies contained in Bill 197 COVID-19 Economic Recovery Act (2020) and Bill 108 More Homes, More Choice Act (2019).

2. SITE DESCRIPTION AND CONTEXT

2.1 DESCRIPTION OF PROPERTIES

The subject lands are located at the intersection of Oster Lane and Bowes Road in the City of Vaughan (Figure 1) and are legally described as follows:

163 Bowes Road

PT LT 21 PL 7925 VAUGHAN PTS 1 & 2, 64R3185; S/T VA58953 VAUGHAN

175 Bowes Road

PT LT 7 CON 3, PTS 1, 2 & 3 PL 65R23417, S/T EASE OVER PT 2 PL 65R23417 AS IN VA53165; VAUGHAN

The subject lands have a combined area of approximately 5.9 hectares (14.6 acres) and a frontage of approximately 51.2 metres along the east side of Bowes Road. Access to 163 Bowes Road is gained off of Bowes Road and access to 175 Bowes Road is gained through a service road off Oster Lane. The subject lands are currently occupied by a truck transportation facility for warehouse, distribution and outdoor storage uses, as well as a blinds retailer.

There are constrained areas on the subject lands due to the presence of a Toronto Region Conservation Authority (TRCA) regulated flood hazard, meander belt, and watercourse. These constraints have been considered in preparation of the Concept Plan (Figure 3) discussed in Section 3 of this Report.



Figure 1: Air Photo of Subject Lands

2.2 REGIONAL AND NEIGHBOURHOOD CONTEXT

The subject lands are situated in the Concord area, in the southeast section of the City of Vaughan, north of Highway 7. Concord is bounded approximately by Rutherford Road to the north, Bathurst Street to the east, Steeles Avenue to the south, and Highway 400 to the west. The subject lands are located north west of the future Concord GO Station area, which has been identified as within Major Transit Station Area (MTSA) 15 by the Region of York. When considering the planned context of the surrounding area, the subject lands offer a large underutilized lot that has the potential for intensification in support of the existing and planned high-order transit infrastructure. The immediate surrounding area is characterized by a mix of employment and industrial land uses, with an established residential neighbourhood located south of Highway 7.

Table 1. Type and Number of Community Services and Facilities

Community Services and Facilities	Number
Elementary Schools	5
Secondary Schools	3
Libraries	5
Parks	3
Places of Worship	1
Social Services	5
Child Care	6

2.3 COMMUNITY SERVICES AND FACILITIES

The following provides a high-level summary of the existing community amenities within close proximity of the subject lands and determines if the proposed mixed-use will cause undue demand on existing community facilities. The amenities analyzed are those set out in the City of Vaughan’s Community and Facility Impact Study Terms of Reference, which include public parks, community centres, publicly funded schools, private schools, child care facilities, libraries and places of worship.

The study area used for the community facilities review is based on a radius of approximately 2.5km around the subject lands. Services located within the study area are considered to be within walking distance of the subject lands and provide an opportunity to increase pedestrian movement, transit usage and reduce auto dependence. Table 1 provides a high-level inventory of the existing community services and facilities within the study area.

It is also important to note that the Pedestrian and Bicycle Master Plan identifies a variety of pedestrian and bicycle trails throughout the study area. These paths encourage active transportation throughout the community and allow residents to be less dependent on motorized vehicles.

The study area offers a wide range of community services and facilities to suit the needs of residents within the area. It is our opinion that the requested MZO will provide the opportunity for the subject lands to assist in supporting the City’s investment for existing facilities and will increase their viability. It is our opinion that the existing inventory of community services and facilities is sufficient to support additional residents.

Further, the Concord GO Centre Secondary Plan (further discussed in Section 5.7 of this Report) outlines the potential for the implementation of future services and facilities that will contribute to the creation of a complete community. The Secondary Plan contemplates a new Neighbourhood Park east of the subject lands with the potential for additional open and recreation spaces on the subject lands.

2.4 TRANSPORTATION NETWORK

The Concord GO Centre Secondary Plan identifies Bowes Road as Major Collector, which is intended to collect and distribute traffic, provide a supportive role to Arterial Streets, and support active ground floor uses. A sidewalk exists along the east side of Bowes Road, adjacent to the portion of the subject lands that front onto Bowes Road. The Concord GO Centre Secondary Plan identifies Highway 7 as a Regional Corridor and a Regional Rapid Transit Corridor. Transit Corridor's are intended to have the highest intensity uses. The Secondary Plan also contemplates Proposed New Road Links which includes the extension of Ortona Court (east of the subject lands and rail line) south to Highway 7. As part of this new road network, a new road is also planned from the Ortona Court extension, westward across the rail corridor, to Bowes Road. A proposed alignment is illustrated on the provided

Concept Plan (Figure 3), connecting to Ostler Lane. This new road is integral to unlocking the development potential of the subject land by improving transportation capacity and allowing for the potential of future transit through the subject lands.

The subject lands are well served by existing and planned local and inter-regional transit options including York Region Transit (YRT) and GO Transit (Figure 2). The Barrie GO Line runs adjacent to the subject property's eastern extent.

A potential GO Station has been identified within close proximity south of the subject lands on the Barrie GO Line. Rezoning of the subject lands will support the investments made by Metrolinx for the development of the new station.

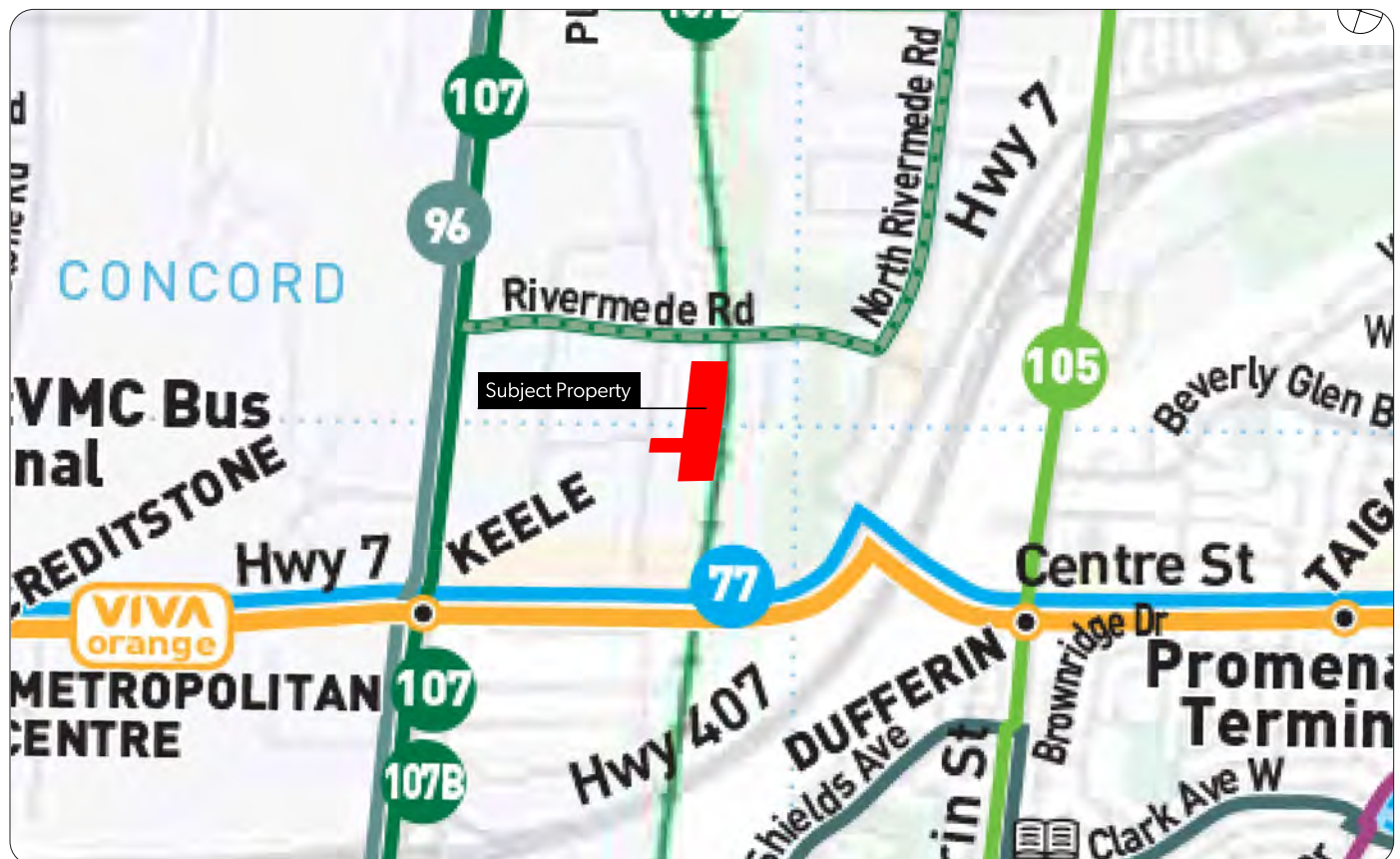


Figure 2: YRT Servicing Map

The surrounding area is well served by YRT with bus stops located along Highway 7 and Keele Street. The existing YRT transit stops will provide future residents with access to the Vaughan Metropolitan Centre (VMC), downtown Toronto and the greater surrounding area. YRT's VIVA Orange Bus Rapid Transit (BRT) route is closely accessible to the subject lands and extends along Highway 7 from its west terminus at Martin Grove to its east terminus at the Richmond Hill Centre Terminal. The nearest bus stop connecting to this service is located at Keele Street and Highway 7, approximately 1.4 km from the subject lands.

3. DESCRIPTION OF MINISTER ZONING ORDER REQUEST AND CONCEPT PLAN

A Minister's Zoning Order (MZO) is a planning tool available under Section 47 of the *Planning Act* allowing the Minister of Municipal Affairs and Housing to enact zoning regulations and grant consents generally under Section 34 and Section 50(4). MZOs have the effect of establishing land use permissions and development controls that can be implemented in any area of the Province.

The enclosed rationale is submitted to request that an MZO is enacted to re-zone the subject lands to permit a mixed-use development. It is recommended through this Report that the subject lands are re-zoned from *General Employment (EM2)* to *Corporate Centre (C9)* Exception Zone to permit the appropriate redevelopment of the site for a comprehensive, mixed use development.

Figure 3 provides a Concept Plan for the potential redevelopment of the subject lands. The Concept Plan contemplates the development of seven mid-rise mixed-use buildings, with heights ranging from 6 to 40 storeys. The proposed mixed-use development considers the inclusion of ground floor retail/commercial uses, office uses and residential uses.

The proposed Concept Plan contemplates the inclusion of 2,907 units; 10% of these units will be dedicated as affordable resulting in 290 attainable units. A total estimated Gross Floor Area (GFA) of 123,399 square metres is proposed and provides the opportunity to incorporate a mix of office uses, retail uses.

Privately-owned publicly accessible space (POPS) and the provision of parks and outdoor amenity space is included on the Concept Plan. An estimated area of 14,868 square metres for parks and POPS is proposed, with an additional 1,027 square metres designated for a future plaza. Inclusion of these outdoor spaces will allow for a pedestrian oriented environment that provides connections to the proposed Concord GO Station and anticipated redevelopment along Highway 7.

4. SUBJECT LANDS - EMPLOYMENT LANDS CONVERSION

As part of their Municipal Comprehensive Review (MCR), York Region is working to define Major Transit Station Area (MTSA) boundaries. The Region's preliminary analysis has identified a portion of the Concord GO Centre Secondary Plan area as within MTSA 15. Weston Consulting, on behalf of the landowner, submitted correspondence to the Region for employment conversion to support MTSA 15. At this time, the Region has provided partial support of the Conversion Request while City of Vaughan Council has endorsed the full conversion of the entire subject lands.

5. PLANNING POLICY FRAMEWORK

The following provides information regarding the applicable land use planning policies and evaluates the proposed MZO request in the context of the planning policy framework. The following policies have been considered:

- The *Planning Act*;
- The Provincial Policy Statement (2020);
- A Place to Grow: The Growth Plan for the Greater Golden Horseshoe (2019);
- Regional Municipality of York Official Plan, 2010 (2019 Consolidation);
- City of Vaughan Official Plan (2010);
- Concord GO Centre Secondary Plan, 2015 (2019 Consolidation); and
- The City of Vaughan Zoning By-law No. 1-88.

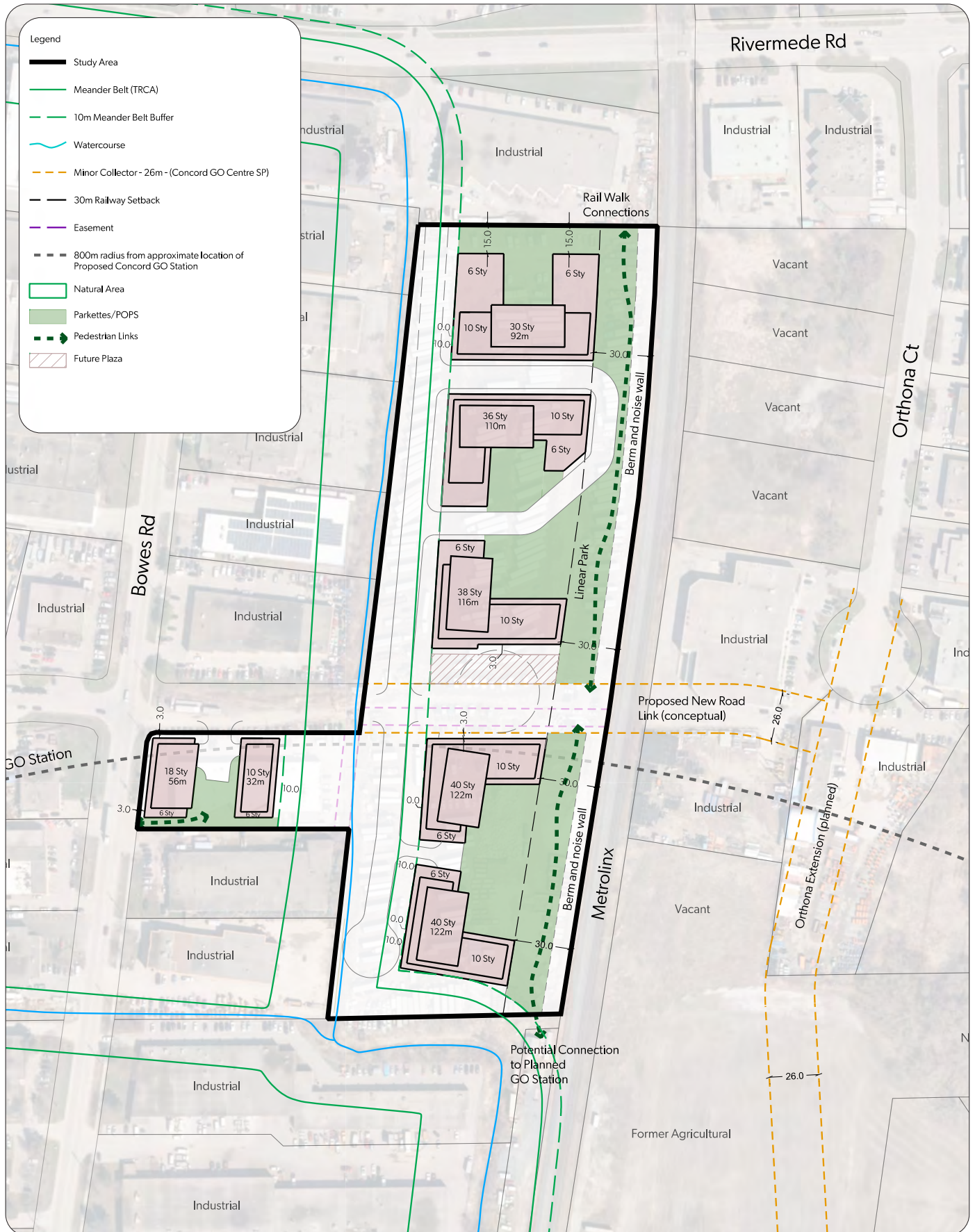


Figure 3: Concept Plan Prepared by Weston Consulting

5.1 PLANNING ACT

The Planning Act provides the overarching authority for planning and planning related matters in the Province of Ontario, as it provides the general direction for all land use planning decisions made. Section 47 of the of the Planning Act permits the Minister to issue a Zoning Order. Specifically, subsection 1 directs that:

The Minister may by order,

- a. *in respect of any land in Ontario, exercise any of the powers conferred upon councils by section 34, 38 or 39, but subsections 34 (1) to (34) do not apply to the exercise of such powers; and*
- b. *in respect of any land in Ontario, exercise the powers conferred upon councils by subsection 50 (4). R.S.O. 1990, c. P.13, s. 47 (1); 1994, c. 23, s. 27 (1).*

The policies and direction outlined in Section 47 of the *Planning Act* permits a request for an MZO. It is our opinion that the proposed MZO request enclosed in this Report conforms to the policies of the *Planning Act*.

5.2 PROVINCIAL MANDATES

5.2.1 BILL 108 MORE HOMES, MORE CHOICE ACT (2019)

On May 2, 2019 *Bill 108 More Homes, More Choice Act* was introduced by the Minister of Municipal Affairs and Housing and received Royal Assent on June 6, 2019. Bill 108 reflects the Government of Ontario's desire to increase the supply of housing and to make housing more affordable.

Bill 108 addresses the challenge that residents are facing in terms of finding and affording housing within the Province. Through Bill 108, the Province hopes to make it easier for municipalities, non-profits and private firms to increase housing supply. The Province introduced and passed this Bill to support the continuous demand for affordable housing through the introduction of policies that support the growing need for housing supply.

The proposed MZO request supports the Province's vision to increase housing supply through intensification. The City of Vaughan is recognized as one of the fastest growing communities in Ontario, with increased demands for available and affordable housing. The MZO request will enable the development of housing options within proximity to higher order transit, local and regional transit and within an MTSA, which further contributes to the Province's goals outlined in Bill 108. As previously noted, a minimum of 10% of the constructed units will be reserved for affordable housing.

5.2.2 BILL 197 COVID-19 RECOVER ACT (2020)

On July 8, 2020 Bill 197, the COVID-19 Economic Recovery Act was released to stimulate the economy as the Province navigates the COVID-19 pandemic. The Bill's policy direction to increase the supply of housing and gives municipalities, non-profit housing providers and the private sector more tools and greater predictability with respect to increasing the housing supply. Moreover, Bill 197 highlights the Province's priority transit projects and emphasizes the importance of transit-oriented development through the introduction of a new Transit Oriented Communities Act, which enables the Province to identify development lands and projects adjacent to transit as high priority intensification.

The proposed request for an MZO supports the Province's goals to increase housing in close proximity of transit projects. The subject lands are located within the Concord GO Centre Secondary Plan, which contains a proposed GO transit station and accessibility to local transit lines.

5.3 PROVINCIAL POLICY STATEMENT (2020)

The Provincial Policy Statement (PPS) provides policy direction on matters of provincial interest related to land use planning and development. The PPS encourages efficient land use planning and growth management to create and maintain strong communities and a healthy environment, while encouraging long term economic growth. The PPS also encourages and support intensification, infill and redevelopment through the efficient use of existing infrastructure and public service facilities and requires that municipalities plan for an appropriate range and mix of land uses and built forms.

Managing and Directing Land Use to Achieve Efficient and Resilient Development and Land Use Patterns

The PPS provides direction related to “Building Strong Healthy Communities”. It encourages a variety of land uses and built forms within communities and encourages initiatives that make efficient use of infrastructure. Redevelopment and intensification is also encouraged. Section 1.1.1 provides policy direction for managing and directing land use to achieve efficient and resilient development and land use patterns.

It is our opinion that the policies outlined in Section 1.1.1 and 1.1.2 support the proposed MZO request. The policies support development within Settlement Areas through the provision of a range and mix of residential units, efficient land uses, accessibility to servicing and transit, and the promotion of development and land use patterns that conserve biodiversity. The application of an MZO will allow the subject lands to contribute increased densities along a future GO transit corridor, within an area designated by the Growth Plan as a *Built-Up Area*, and will seek to make use of currently under-utilized lands.

Housing

Section 1.4.1 of the PPS provides direction for an appropriate range and mix of housing types and densities in order to meet the current and projected needs of residents. Additionally, Section 1.4.3 directs the development of new housing options towards locations where an appropriate level of infrastructure and public facilities exist. The proposed MZO request is consistent with the housing policies of the PPS as it will provide the opportunity for new housing within an existing Settlement Area that is well serviced by public transportation. The subject lands will be permitted to provide a range and mix of housing types at a high density. The proposed MZO request reduces the demand for greenfield development and outward expansion by redeveloping an underutilized parcel within a future Major Transit Station Area, which satisfies key development principles of the PPS. Additionally, it is intended for the subject lands to contribute to affordable housing options within the City of Vaughan.

Infrastructure and Public Facilities

The infrastructure policies of the PPS are outlined in Section 1.6. Existing infrastructure and public service facilities are to be maximized, wherever possible, before developing new infrastructure and public service facilities. The Concord GO Centre Secondary Plan Background Study reveals that there is a 600 mm diameter storm sewer and a 300 mm diameter sanitary sewer located on Bowes Road. It is the intent that the redevelopment of the subject lands will utilize municipal services in a manner that protects human health and the natural environment; this infrastructure will be upgraded to support the redevelopment of the lands.

Transportation System

The relationship between transportation infrastructure and growth management is a primary consideration found throughout the PPS, primarily in Section 1.6.7. The subject lands are located in an area that is well serviced by public transit and is in close proximity to a number of future higher-order transit services. The PPS also encourages land use patterns that promote alternative modes of transportation.

5.4 A PLACE TO GROW: GROWTH PLAN FOR THE GREATER GOLDEN HORSESHOE (2019)

A Place to Grow: Growth Plan for the Greater Golden Horseshoe (Growth Plan) provides policy direction to support the development of strong, prosperous communities and assist in guiding future growth within the Greater Golden Horseshoe (GGH). The Growth Plan addresses potential barriers to increased housing supply, job creation and attracting investments. In particular, policies in regards to intensification have been updated to reflect the Province's objective of supporting provincial transit investments, planned growth rates and the local realities of different communities throughout the Province. In doing so, intensification is encouraged to take place generally throughout the delineated built-up areas and existing communities that have access to transit and servicing infrastructure. In May of 2019, the Province released a revised version of the Plan which came into effect on May 16, 2019, and is applicable to the subject lands.

The Growth Plan seeks to create complete communities that are designed to promote healthy living while meeting the needs of people throughout their lifetime. The Plan has established minimum growth targets for municipalities within the Greater Golden Horseshoe; Schedule 3 of the Growth Plan establishes a target of 1,790,000 people and 900,000 jobs by the year 2041 for the Region of York.

Where and How to Grow

Section 2.2 of the Growth Plan addresses managing growth and the determination of how and where to grow. The purpose of the Section is to provide direction for an urban form that will optimize infrastructure, particularly along transit and transportation corridors, to support the achievement of complete communities through a more compact built form.

Policy 2.2.1.4 states that within the Built Up-Area, the policies of the Growth Plan will support the achievement of complete communities. The subject lands present the opportunity to be redeveloped for additional residential housing options, contributing to the minimum intensification target of all residential development occurring within the Built-Up Area. The proposed MZO request is found to be consistent with the policies of Section 2.2.1.4 as it will contribute to a diverse range and mix of housing options for a range of income levels, that can be supported by existing and future residents of the City of Vaughan. The subject lands allow for convenient access to public services and facilities, and will allow for the development of a high quality, compact built form.

Transit Corridors and Station Areas

It is important to note that the proposed Concord GO Transit Station (discussed in Section 5.7 of this Report) is planned to be located within 800 metres of the subject lands. The Growth Plan defines MTSA as *"the area including and around any existing or planned higher order transit station or stop within a settlement area; or the area including and around a major bus depot in an urban core. Major transit station areas generally are defined as the area within an approximate 500 to 800 metre radius of a transit station, representing about a 10-minute walk"*. As part of their Municipal Comprehensive Review (MCR), York Region is working to define Major Transit Station Area (MTSA) boundaries. The Region's preliminary analysis has identified a portion of the subject lands within the MTSA boundary.

Through inclusion of the subject lands within the MTSA, redevelopment will contribute to the growth and intensification intended for the area. Based on the direction of the Growth Plan, Major Transit Station Areas on Priority Transit Corridors will be planned for a minimum density target of *“160 residents and jobs combined per hectare for those that are serviced by light rail transit or bus rapid transit”* (Section 2.2.4.3b). The proposed MZO request will support the MTSA policies outlined in the Growth Plan and will assist in supporting the development of higher order transit within the City of Vaughan and York Region as a whole.

Housing

Section 2.2.6 of the Growth Plan outlines policies in relation to providing housing to meet the minimum intensification and density targets established by municipalities in order to create complete communities. As the subject lands are located in an area comprised primarily of employment and industrial uses, the proposed Concord GO Station presents the opportunity for revitalization through redeveloped for mixed-uses. The subject lands provide a large, under utilized parcel of land that will contribute to the achievement of density requirements of the Growth Plan. The subject lands present the opportunity to introduce a variety of unit sizes, supporting a range of income levels for current and future residents of the City of Vaughan. It is important to note that it is the intent for redevelopment of the subject lands to include 10% affordable housing.

Policies for Infrastructure to Support Growth

Section 3.2 of the Growth Plan outlines policies for infrastructure to support growth stating that *“Infrastructure planning, land use planning, and infrastructure investment will be co-ordinated to implement this Plan”*. The proposed MZO request conforms to this policy as it is anticipated that existing services will be utilized in a manner that protects human health and the natural environment.

Section 3.2.2 of the Growth Plan expresses the importance of coordinating transportation system planning, land use planning and transportation investment. Section 3.2.3 addresses the movement of people and the priority of public transit transportation infrastructure. The subject lands are located in close proximity of Highway 7 which is identified by the Vaughan Official Plan as a Regional Road and a Regional Rapid Transit Corridor.

The existing and planned transportation network for the surrounding neighbourhood will be further supported through the proposed MZO request, presenting the opportunity for residents to access local neighbourhoods and the greater surrounding area. Additionally, the proposed redevelopment of the subject lands will contribute to the reduction of greenhouse gas emissions and will address the climate change adaptation goals of the Growth Plan, as outlined in Section 4.2.10, through the opportunity of reduced dependence on the personal vehicles and support for existing and planned transit and active transportation infrastructure.

Growth Plan – Amendment 1

On June 16, 2020 the Government of Ontario began consultation on a proposed amendment to the Growth Plan. The update will include changes to population and employment forecasts, the horizon year for planning, and other policies with the goal of increasing housing supply, creating jobs, attracting business investment and better aligning infrastructure. Included in the update is the introduction of Provincially Significant Employment Zones (PSEZ). In May of 2019, changes to the Growth Plan provided policies to enable municipalities to convert employment lands to non-employment uses without Provincial approval to expedite new housing construction. PSEZs were later introduced to ensure employment lands within the PSEZ can only be converted through approval from the Ministry. The proposed MZO seeks to utilize these policies to allow for redevelopment to address housing supply issues within the Province.

In November of 2019, Weston Consulting submitted a letter to the Ministry of Municipal Affairs and Housing, requesting that the subject lands be excluded from the proposed Provincially Significant Employment Zone 10 (York). The request provided justification that the exclusion of the lands will facilitate an efficient use of the lands, contributing to Provincial goals and objects through the Concord GO Centre Secondary Plan and MTSA 15.

5.5 REGIONAL MUNICIPALITY OF YORK OFFICIAL PLAN: 2010 (2019 CONSOLIDATION)

Map 1 – Urban Structure (Figure 4) of the YROP identifies the subject lands as being located within the “Urban Area” and within close proximity of Highway 7, which is identified as a Regional Corridor. The Region’s urbanization goal is “to enhance the Region’s urban structure through city building, intensification, and compact complete communities” (Chapter 5).

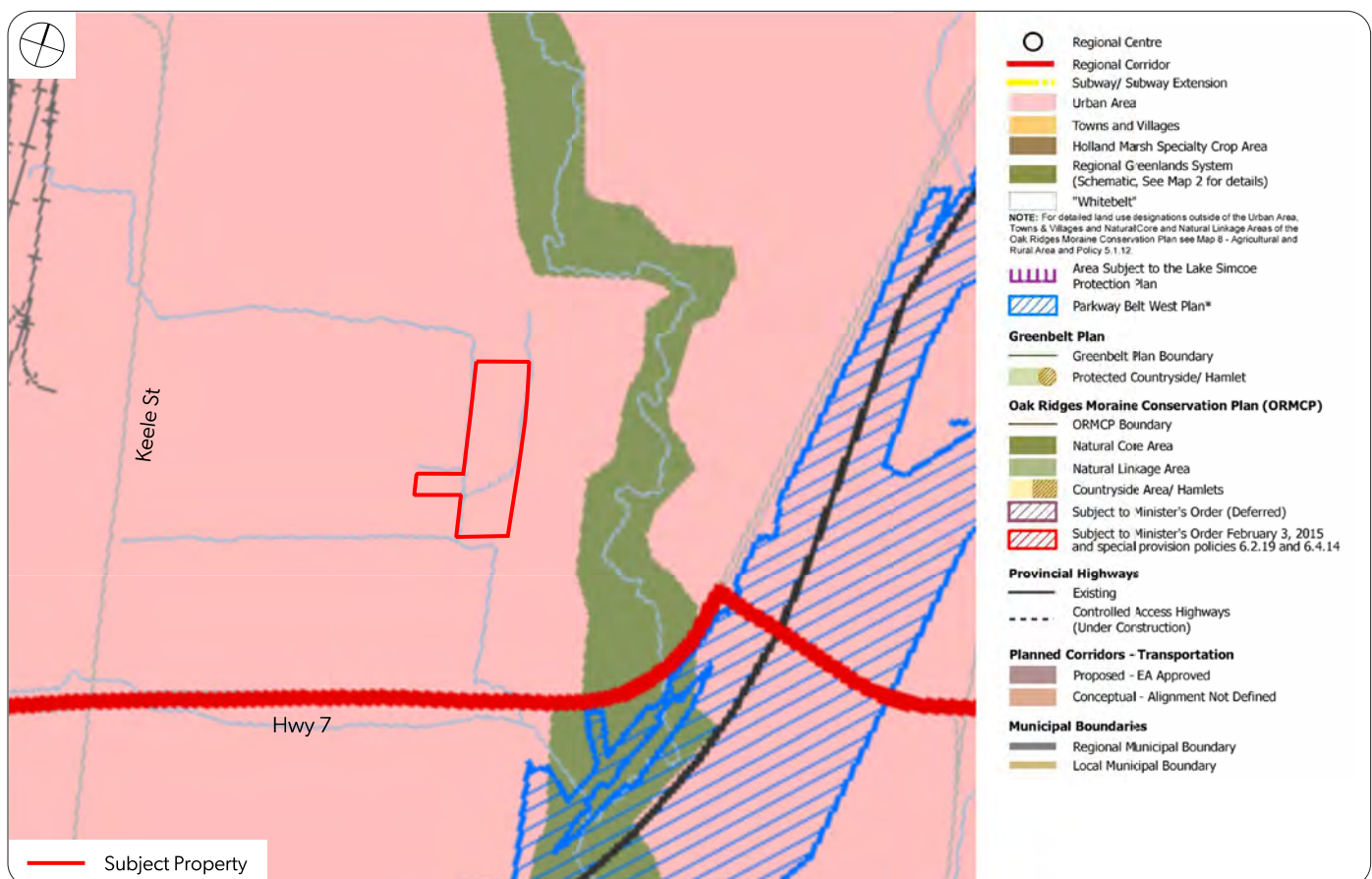


Figure 4: York Region Official Plan Map 1 - Regional Structure

Housing

Section 3.5 of the YROP addresses housing in the Region. The overall housing objective as described in policy is to provide *“a broader variety of housing types and sizes to meet the diverse range of needs of the Region’s residents and workers”*. The YROP also contains policies that promote an appropriate mix and range of acceptable housing to meet the needs of residents and workers. Section 3.5.3 outlines a strategy to ensure an adequate Region wide supply of housing. Additionally, Section 3.5.4 of the YROP directs local municipal Official Plans and Zoning By-laws to permit a mix and range of housing types and Section 3.5.6 directs that:

“a minimum 25 per cent of new housing units across the Region be affordable, be distributed within each local municipality and should be coordinated across applicable local planning areas including secondary plan and block plan areas. A portion of these units should be accessible for people with disabilities. Affordable housing units should include a mix and range of types, lot sizes, unit sizes and tenures to provide opportunity for all household types, including larger families, seniors, and residents with special needs.”

The proposed MZO request considers the healthy community policies of the YROP in providing the opportunity for a comprehensive development with high-quality urban design, access to higher order transit and pedestrian oriented connectivity. The subject lands will provide a large, underutilized parcel that will efficiently and effectively contribute to the Region’s supply of housing, while providing for 10% of affordable units. It is intended for the subject lands to be redeveloped for a mix and range of housing types and tenures, presenting the opportunity for the lands to contribute to the Region’s affordable housing supply.

Forecasting and Phasing Growth

Chapter 5 of the YROP addresses city building and recognizes that York Region is anticipated to experience a significant amount of population and employment growth over the next 25 years. In order to accommodate this, specific policies need to be implemented in local official plans to ensure that this growth is appropriately accommodated from a land use planning perspective.

The City of Vaughan is forecasted to accommodate a population of 416,000 people by 2031. To accommodate the projected growth, the Region has placed an emphasis on intensification within the Built-Up Area in order to maximize the efficiency of existing infrastructure, human services and transit (Section 5.3). In particular, the YROP encourages municipalities to implement their own intensification strategies that meet or exceed the residential intensification targets. Table 2 of the YROP indicates that Vaughan is to achieve or exceed a residential intensification target of 29,300 units by 2031.

The proposed MZO request considers the policies of Section 5.2 by providing the opportunity for the subject lands to be redeveloped for a compact built form with pedestrian access and connectivity to Highway 7, Viva BRT and the future Concord GO Transit Station. Redevelopment of the subject lands for a mixed-use will contribute to the character of the area and sense of place, by providing opportunities for accessibility, and a pedestrian-scale built form.

Section 5.3 of the YROP outlines intensification policies, directing residential development to the built-up area and encouraging 90% of residents to be within 500 metres of a transit stop. Since the lands are situated within the Built-Up Area in an existing Urban Area, the lands are considered an appropriate location to accommodate the growth that is forecasted by the Region. The proposed MZO request will allow the subject lands to contribute to future transit supportive, residential growth within the Urban Area that is anticipated to occur over the next 20 years.

5.6 CITY OF VAUGHAN OFFICIAL PLAN (2010)

The City of Vaughan Official Plan (VOP) defers land use policies to the Concord GO Centre Secondary Plan which designates the subject lands as “General Employment”. As part of the Regional approval of the Secondary Plan, a portion of the subject land and neighbouring lands were deferred for further study as part of the Regional MTSA/ Mobility Analysis. Despite the Deferral, the policies of the applicable parent Official Plan were reviewed.

Planning for Growth

Section 2.1.1 of the VOP provides policy direction for growth management in the City of Vaughan and anticipates that the City of Vaughan will reach 416,000 people and 266,100 jobs by 2031. Figure 2 of the VOP, York Region Population and Employment Forecast – Vaughan, outlines population and employment growth numbers between 2006 and 2031. The proposed MZO request supports the policies of Section 2.1.1.1 as redevelopment of the subject lands will contribute to the minimum residential units through intensification. Redeveloping the lands for mixed land uses will provide for compact built forms and densities, located within close proximity of high order transit systems.

Transportation

Policies related to transportation are discussed in Section 4 of the VOP. Schedule 9 identifies the Bowes Road as a Major Collector. Additionally, the subject lands are located within close proximity of the future Concord GO Station and Highway 7 which is identified as a Regional Arterial Road and designated as a Regional Rapid Transit Corridor on Schedule 9 and 10 of the VOP.

As per the policies of Section 4.1.1, Regional Rapid Transit Corridors are planned to provide higher order transit and multi modal transportation. Intensification and higher densities than what are currently present in the area are required to support the planned transit system and are required to meet the transit modal split outlined in Section 4.1.1.2. Given the proposed Concord GO Station, intensification within the Concord GO Centre Secondary Plan area is critical to support transit ridership and the success of the Highway 7 Rapid Transit Way.

The subject lands are located in close proximity of Highway 7, a Regional Rapid Transit Corridor, and the proposed Concord GO Station. It is the intention of the VOP for the highest intensity uses to be planned in areas serviced by higher-order transit. We are of the opinion that the proposed MZO request will appropriately re-designate the subject lands for mixed-uses, conforming to the intended development hierarchy of the VOP.

Housing Options

Chapter 7 of the VOP outlines the need for human and social services in the creation of sustainable and complete communities. Section 7.1.1.3, it is the policy of Council to *“support and encourage the provision of a full range of housing options across the City to meet the current and future needs of all residents. Vaughan shall plan for a balanced supply of housing that includes diversity in housing type, tenure, and affordability.”*

Section 7.5.1 of the VOP outlines a strategy for increasing housing choices by type, tenure and affordability and by encouraging a full range of housing options across the housing spectrum and requiring that 25% of all new housing be affordable. The proposed MZO request considers the housing policies of the VOP and will provide the opportunity for a comprehensive development that provides for a wide range and mix of housing options to provide housing to a range of family sizes, tenures and incomes including 10% of affordable housing units.

5.7 CONCORD GO CENTRE SECONDARY PLAN, 2015 (2019 CONSOLIDATION)

The Concord GO Centre Secondary Plan is described in the Secondary Plans as *“a Local Centre in the City of Vaughan that will provide opportunities for a mix of uses that will be developed around a multi-modal transportation network.”*. The Secondary Plan designates the subject lands as “General Employment” (Figure 6). As noted in Section 4 of this Report, the subject lands are also currently under consideration for an employment lands conversion request.



Figure 5: Concord GO Centre Secondary Plan Schedule B - Land Use

General Land Use Policies

Section 3.1 of the Secondary Plan notes that the Secondary Plan is intended to accommodate approximately 4000 to 8000 people in order to accommodate a portion of the projected population growth in the City of Vaughan to 2031. It also notes that the City shall work with York Region to develop an affordable housing implementation framework, including the requirement that 35% of the new housing units be affordable housing units. Housing shall be comprised of a range of housing forms and tenures and include affordable housing units for low and moderate income households.

The proposed MZO supports the general land use policies of the Secondary Plan. Re-zoning the subject lands to allow for a mix of uses will contribute to the Secondary Plan's minimum residential and employment growth targets for the area. In addition, it is the intent to redevelop the subject lands to include affordable housing options that will contribute to the Secondary Plan's requirement that 35% of all units be affordable.

High-Rise Mixed Use

Section 3.3 of the Secondary Plan provides policy direction for the "High-Rise Mixed-Use" land use designation. The designation is "intended to provide for higher density and mixed-use development that is pedestrian oriented in close proximity to future modes of transit." The "High-Rise Mixed-Use" designation permits residential units, retail uses, office uses and hotels. High-rise, mid-rise, townhouse, and stack townhouse building types are permitted. In addition, Section 3.3.5 states:

3.3.5 At grade uses shall predominantly consist of retail uses, which include retail, eating establishments, service commercial uses, business and professional offices, community facilities and day care facilities. A minimum of 60% of the building frontage facing an arterial or collector street shall consist of at-grade retail uses, except where a specific provision of this plan limits the amount of retail or commercial floor area within a defined area.

The proposed MZO request will provide the opportunity to redevelop the subject lands for mixed-use buildings, which will incorporate retail uses at grade. This will provide for a pedestrian oriented, comprehensive redevelopment that contributes to the economic vitality of the area.

Section 3.6 recognizes that the Concord GO Local Centre has the potential to become an MTSA as a result of the planned Viva Bus Rapid Transit Service and the Barrie GO Rail Line. The Secondary Plan recognizes the potential for the MTSA to be considered a Gateway Hub “*which are located at the interchange of two or more current or planned rapid transit lines*”, through the addition of the Concord GO Transit Station. The VOP and Secondary Plan plans for this future role as the area has been recognized by the designation of the area as a Local Centre.

Deferral Area A – Amendment 8 to the Concord GO Secondary Plan

The subject lands are within Deferral Area A which is the result of the Region’s approval of the Secondary Plan. This area is to be further studied as part of the Region’s MCR/ MTSA/ Mobility Hub analysis. The Mobility Hub Study will include consideration of mixed-use residential, commercial and employment uses consistent with the Metrolinx Mobility Hub Guidelines. At the time of writing this Report, the Mobility Hub Study had yet to take place, yet confirms that there is an opportunity for higher-order land uses and development in this area.

5.8 CITY OF VAUGHAN ZONING BY-LAW 1-88

The subject lands are currently zoned *General Employment Area Zone (EM2)* under the regulation of the City of Vaughan Zoning By-law 1-88 (Figure 7). The uses permitted within the EM2 zone include sport facilities, autobody repair shops, building supply outlet, car brokerage, contractor’s yard, meat packaging, scrap paper storage, service or repair shop and truck terminal. Residential or mixed uses, as contemplated, are not permitted.

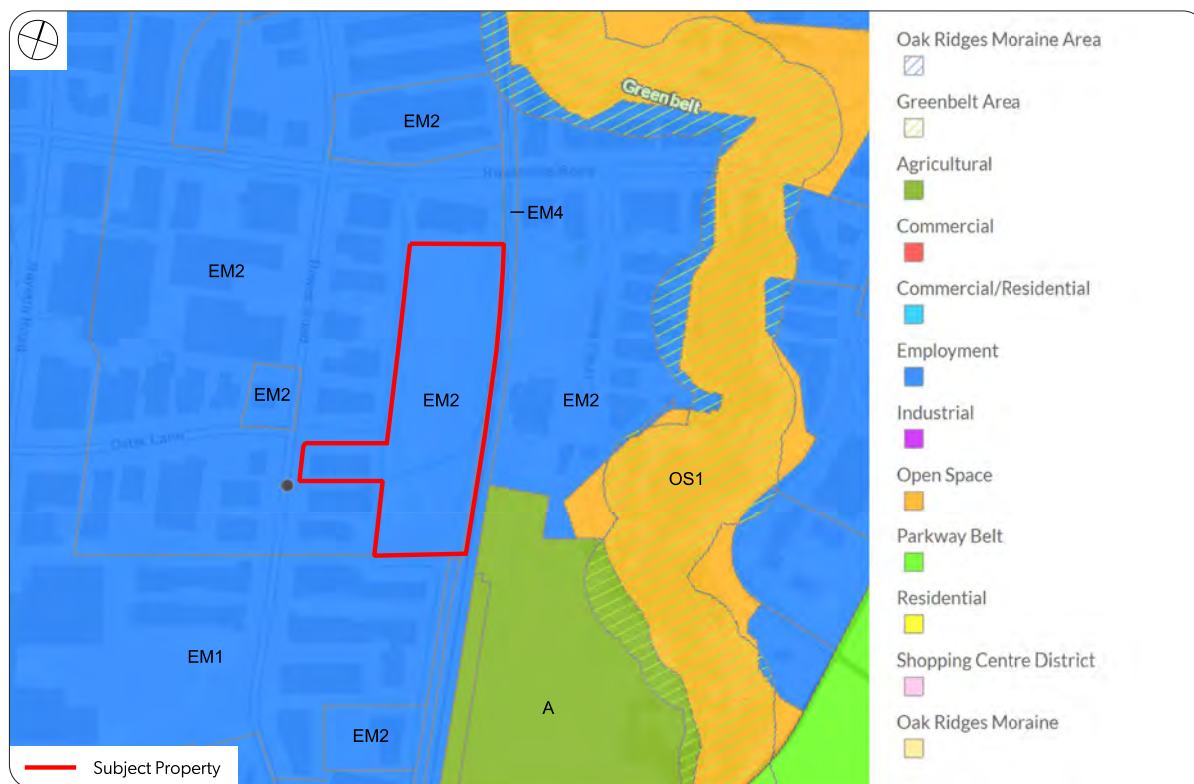


Figure 6: City of Vaughan Zoning By-law 1-88 Map

In order to implement the redevelopment of the subject lands and permit the intended mixed-uses and built form, Weston Consulting is formally requesting an MZO to rezone the lands for mixed-uses. It is our opinion that the appropriate zoning category for the subject lands is the *Corporate Centre (C9)* and request that the lands are rezoned to C9-X, to permit any site-specific provisions that may be required. Permitted uses in the C9 zone include Mixed Use Development, Retail Store, Office Building, and Apartment Dwelling. It is acknowledged that the C9 zone is primarily used in the Vaughan Metropolitan Centre (VMC), however this zone is the most recent transit supportive zone. It is the intention of the City to support development around major transit stations such as subway stations and GO stations.

A Draft Zoning By-law Amendment Schedule has been provided in Appendix A of this Report in support of the proposed MZO request.

5.9 DRAFT VAUGHAN CITY-WIDE COMPREHENSIVE ZONING BY-LAW

The City of Vaughan is undertaking a City-wide comprehensive review of its Zoning By-law that aims to create a progressive By-law with updated, contemporary uses and standards. Under the Draft Comprehensive Zoning By-law, the subject property is zoned *Employment (EM2)* (Figure 8). Uses permitted in the proposed EM2 zone include automobile repair services, building supply outlets, commercial schools, distribution facility, equipment sales, manufacturing or processing facilities, transportation terminal and warehouse facilities.

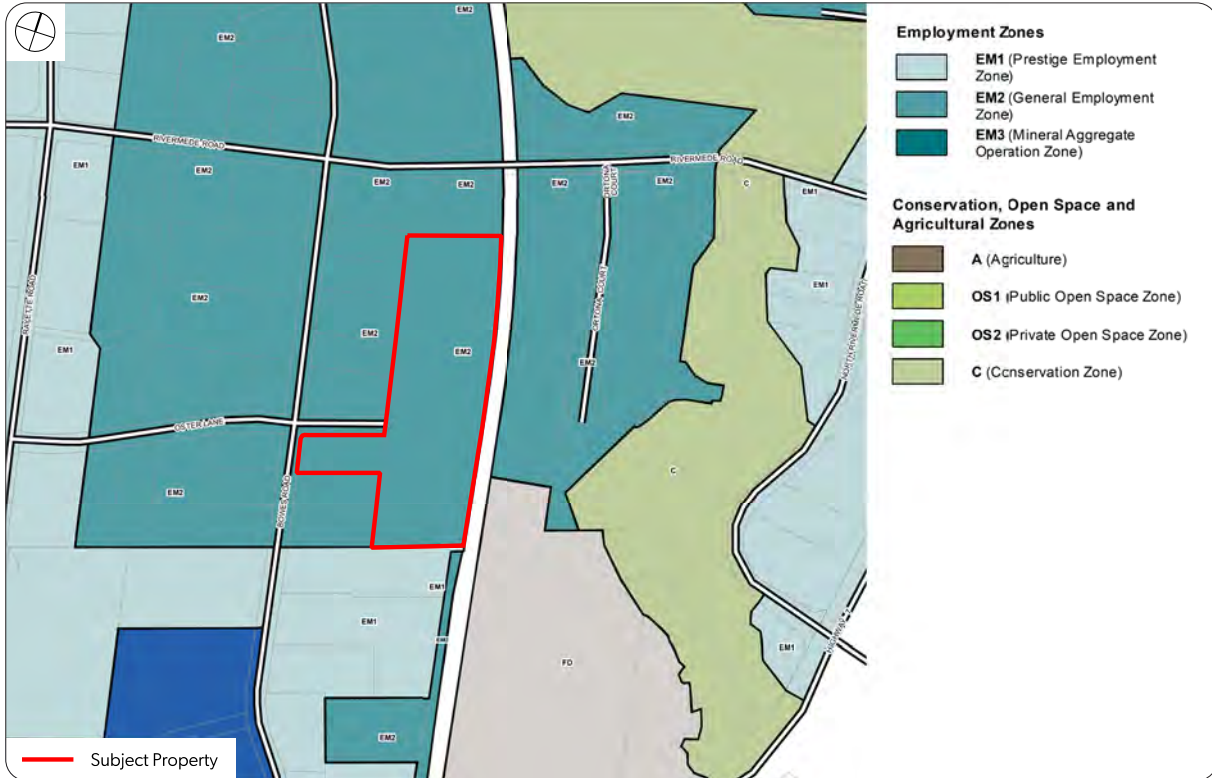


Figure 7: Draft City of Vaughan Zoning By-law Map

Should the Draft Comprehensive Zoning By-law be approved prior to the MZO, it is our opinion that the *High-Rise Mixed-Use Zone (HMU)* will be appropriate for the subject lands. The HMU zone permits Apartment Dwellings, Retail uses, Office in mixed use buildings. The application of the HMU zone to the subject lands will bring the lands into conformity with the proposed *High-Rise Mixed-Use* land use designation under the Concord GO Centre Secondary Plan, at the time that the Draft City Zoning By-law is approved.

6. PLANNING RATIONALE AND ANALYSIS

6.1 COMPATIBILITY

Under the Concord GO Centre Secondary Plan, the proposed MZO request will provide the opportunity for the lands to be re-zoned for high density mixed- uses which is intended to provide a broad mix of uses with a concentration of retail spaces on the ground floor to create a pedestrian friendly development. The Concept Plan presented in Section 3 of this Report demonstrates how this built form can be extended to the west side of the Barrie GO Line to create a comprehensive continuation of mid-rise and high-rise buildings. The redevelopment of the subject lands will respect the existing employment lands while also providing new employment opportunities to the surrounding area, in addition to the potential for new residential units, including a significant portion of affordable units.

The planned context outlined in the Concord GO Centre Secondary Plan envisions variations of built form, consisting primarily of high-rise and mid-rise mixed-use developments. The subject lands present the opportunity for a compatible redevelopment, considering the proposed built context envisioned for the area. It is our opinion that the Concept Plan (Figure 3) compliments the planned surrounding context and the anticipated redevelopment of the area. Therefore, the proposed MZO request is found to be consistent with the planned built form and context anticipated through the Concord GO Secondary Plan.

6.2 PROVINCIAL AND MUNICIPAL POPULATION PROJECTIONS

The planning policy regime that is applicable to the subject lands outlines projections for population growth in York Region and the City of Vaughan. Schedule 3 of the Growth Plan establishes a target of 1,790,000 people by the year 2041 for the Region of York. Additionally, the VOP notes that the City of Vaughan is forecasted to accommodate a population of 416,000 people by 2031 and the Concord GO Centre Secondary Plan is intended to accommodate approximately 4000 to 8000 people in order to accommodate a portion of the projected population growth in the City of Vaughan to 2031.

The Growth Plan also establishes a minimum density target of 160 residents and jobs combined per hectare for those areas serviced by light rail transit or bus rapid transit and 150 residents and jobs combined per hectare for those that are served by the GO Transit rail network. Both BRT and GO Transit service is planned within 800m of the subject lands.

The Concept Plan (Figure 3) provides for a total of 2,907 units anticipating that the subject lands can contribute to the MTSA, meeting the anticipated intensification target outlined by the Growth Plan and the Concord GO Centre Secondary Plan's intent to accommodate approximately 4000 to 8000 people. We are of the opinion that the Concept Plan proposes a reasonable and appropriate form of intensification for the subject lands, when considering the policies for MTSA areas. Additionally, we believe that the lands are considered an appropriate location to accommodate the growth that is forecasted for the Region of York, the City of Vaughan and the Concord GO Station area. The proposed MZO request will allow the subject lands to contribute to future residential growth that is anticipated to occur over the next 10 to 20 years.

6.3 ECONOMIC IMPACT

The applicable planning policy also provides projections for job growth in York Region and the City of Vaughan. Schedule 3 of the Growth Plan establishes a target of 900,000 jobs by the year 2041 for the Region of York. Additionally, the Concord GO Centre Secondary Plan area is intended to accommodate approximately 8,000 to 10,000 jobs at full build-out, creating the opportunity for economic prosperity, supporting the direction of the applicable planning policy.

It is our opinion that the MZO will permit the subject lands to be optimized for mixed-uses, creating the opportunity for economic prosperity and supporting the applicable planning policies. It is the intention for the subject lands to provide for retail, commercial, hotel and office opportunities, and emerging trends in employment, such as work from home, and/or shared office space etc, which will assist in meeting the anticipated employment targets of 8,000 to 10,000 jobs for the Concord GO Centre Secondary Plan.

6.4 AFFORDABLE HOUSING

The planning policy framework provides direction for the provision of a range of housing options. It is recognized that additional growth shall be permitted within an existing settlement area that is well serviced by public transportation and municipal infrastructure, water and sanitary services. Additionally, the applicable planning policy provides direction for the implementation of a diversity and mixture of building typologies and a range of unit sizes.

The Vaughan Official Plan states that the City shall work with York Region to develop an affordable housing implementation framework, including the requirement that 35% of the new housing units be affordable housing units. It is the intent for the subject lands to be redeveloped for mixed-uses and will include the implementation of affordable housing units comprised of a range of housing forms and tenures, including affordable units for low- and moderate-income households. The proposed MZO has regard for the policies set out by the applicable land use planning policy regime, including Bill 108 and Bill 197, with regards to affordable housing.

6.5 TRANSPORTATION

The subject lands are serviced by a range of existing and proposed public transportation options. The proposed Concord GO Station and the Viva Bus Rapid Transit Station on Highway 7 will provide new residents and business with convenient and direct access to other areas of the City and to the greater surrounding area. The subject lands are also partially included in MTSA area 15. Through request for the inclusion of the entirety of the subject lands within the MTSA, redevelopment will contribute to the growth and intensification intended for the area.

The proposed MZO request intends to make efficient use of the surrounding road network which identifies Bowes Road as a Major Collector in the Concord GO Centre Secondary Plan. Redevelopment of the subject lands will provide future residents with convenient access to the surrounding road network. Future residents, visitors and customers will also make efficient use of the various transit and transportation options within close proximity of the lands. Redevelopment of the subject lands will help to reduce the need for long distance commuting and will increase modal share of transit, walking and cycling within the proposed Concord GO Local Centre.

6.6 SERVICING

The land use planning policy applicable to the subject property encourages intensification, infill and redevelopment through the efficient use of land, where infrastructure and public service facilities are accessible and available. These policies support development within settlement areas that provide intensification through the development of a range and mix of residential units. It is the intent for the subject lands to utilize existing services in a manner that protects human health and the natural environment.

6.7 URBAN DESIGN

Vaughan Metropolitan Centre Urban Design Guidelines
The Vaughan Metropolitan Centre Urban Design Guidelines (“Design Guidelines”) were used to inform the development of the conceptual plan for the subject lands. The Design Guidelines are the most recent transit supportive guidelines approved by the City to guide development of this nature. The subject lands present the opportunity to contribute to the sense of place and character envisioned for the Concord GO Local Centre. The proposed Concept Plan supports the vision for the Vaughan Metropolitan Centre [VMC], and integrates the following key design principles:

Transit-oriented

The Concept Plan achieves a high level of permeability, ensuring connectivity with adjacent lands while supplying a density supportive of transit infrastructure.

Walkable

The Concept Plan proposes a new pedestrian linkage running parallel to Metrolinx. The Concept Plan offers a finer urban grain than exists within the current context, introducing new opportunities for pedestrian circulation. Minimum setbacks are observed to facilitate a compact, traversable and legible site layout.

Accessible

The proposed built form are of a scale suitable to accommodate extensive bicycle parking and storage. This will support commercial and residential uses on site. The proposed new road layout ensures that sight lines at grade are unobstructed, promoting ease of navigation. Efficient utilization of the land ensures that the integration of strategic underground parking structures will be easily accessible for future workers, visitors and residents.

Diverse

The Concept Plan delivers a balanced range of building scales and typologies, unified through a strong height and

massing rationale. Height is concentrated most towards the proposed GO station, while defining a new street wall adjacent to underutilized, industrial sites. The Design Guidelines are inherently flexible, enabling opportunities to creatively explore a variety of architectural expressions and typologies to support a range of amenities and recreation.

Vibrant

The massing rationale of the Concept Plan provides a strong podium frontage along new streets. This mid-rise condition supports a human scaled environment at grade. This provides opportunities for architecturally compelling frontages to engage the public realm. A future plaza is proposed at the core of the site, framed by appropriate densities to support the activation of communal space.

Green

The Concept Plan is sensitively structured around natural areas. Building orientation and layouts generate complimentary open spaces, balancing the natural space with proposed parkettes and publicly accessible open spaces [POPS]. As a generous proportion of the Concept Plan, green spaces will support the performance of sustainability criteria for the new development.

Beautiful

The proposed diversity of built form is a foundation for high-quality architectural design. POPS and walkable streets provide opportunities for detailed elements, compelling materiality and the integration of public art.

7. CONCLUSION

Based on our review of the existing and planned land use context and planning policy, it is our opinion that the proposed MZO request is based on good planning and urban design principles and seeks to enhance the character of the surrounding area and the establishment of a complete community. The Concept Plan identifies how redevelopment will intensify an underutilized parcel of land in a manner that respects the existing and planned context of the surrounding area. It is our opinion that the proposed MZO request should proceed through the process prescribed by the *Planning Act*.

APPENDIX A: ZBA SCHEDULE A

C9 Corporate Centre Zone (C9-XX) Exception Zone
(Part 2 – Schedule INSERT SCHEDULE LETTER)

4. (1) This section applies to the lands located in the area shown as Corporate Centre Zone (C9-XX) Exception Zone on the map described in section 2.

(2) Every use of land and every erection, location or use of any building or structure is prohibited on the lands described in subsection (1), except for,

(a) The following uses are permitted, subject to subsection (b):

Non Residential

i. Office Building

ii. LCBO Outlet

iii. Brewers Retail Outlet

iv. Business and Professional Office

v. Hotel, Motel, Convention Centre

vi. Banquet Hall, including an eating establishment provided that said eating establishment does not exceed 20% of the GFA of the banquet hall

vii. Car Rental Service

viii. Club or Health Centre

ix. Eating Establishment with or without Outdoor Patio

x. Eating Establishment, Convenience with or without Outdoor Patio

xi. Eating Establishment, Take-out

xii. Tavern

xiii. Bank or Financial Institution

xiv. Mixed Use Development

xv. Personal Service Shop

xvi. Pharmacy

xvii. Photography Studio

xviii. Print Shop

xix. Place of Entertainment including a multi-screen cinema complex

xx. Retail Store with a gross floor area of less than 9,290 sq.m

xxi. Supermarket with a gross floor area of less than 9,290 sq.m

xxii. Retail Warehouse with a gross floor area of less than 9,290 sq.m

xxiii. Place of Amusement

xxiv. Technical School

xxv. Video Store

xxvi. Veterinary Clinic

xxvii. Recreational Uses as defined in Section 2 of By-law 1-88

xxviii. Service or Repair Shop with a maximum gross floor area of 600 sq.m or less

xxix. Office and Stationery Supply, Sales, Service and Rental

xxx. Multi Unit Storage Building

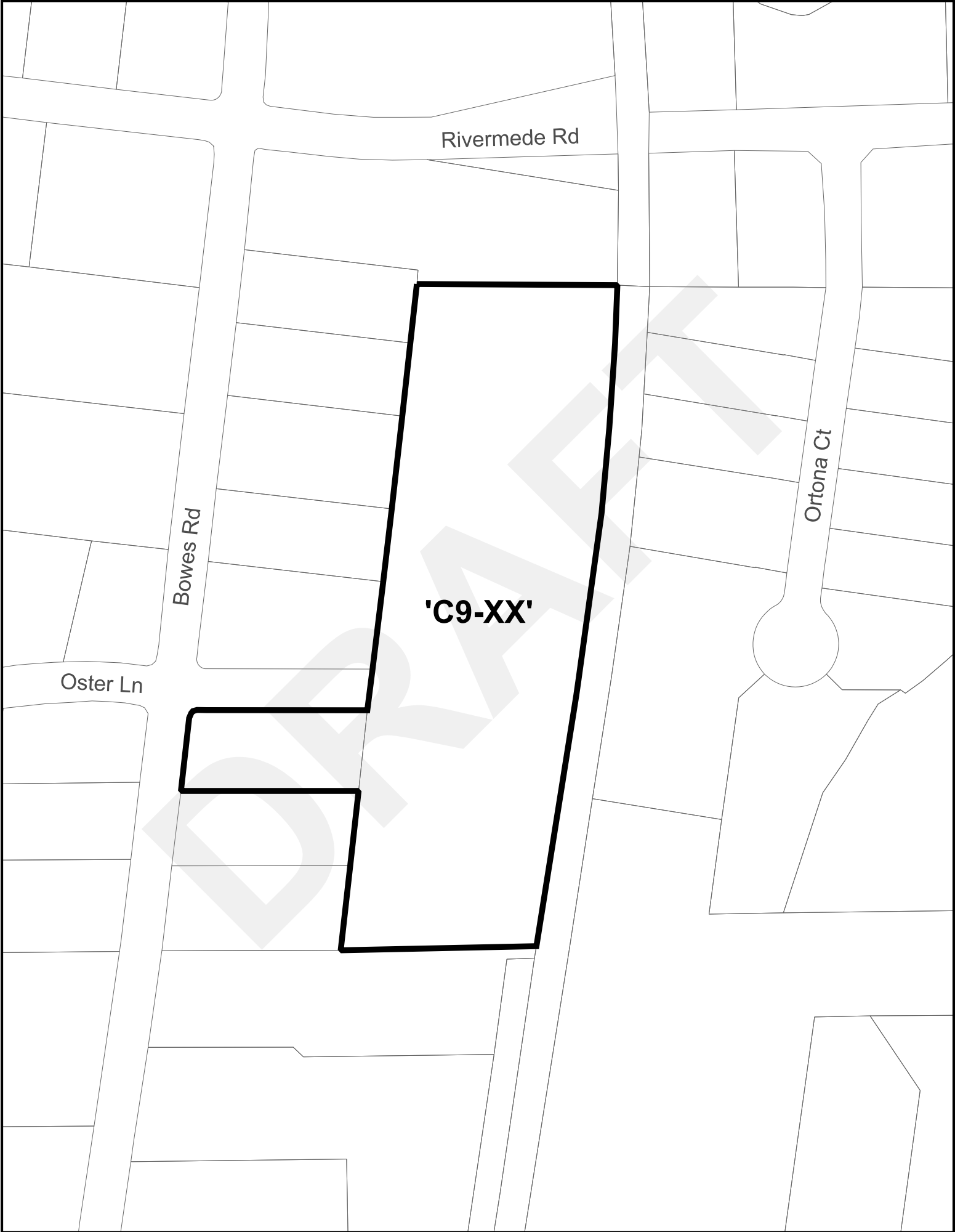
Residential

i. Apartment Dwelling

A minimum of 10% of the dwelling units shall be Affordable Housing.

(3) Only the following zoning requirements for the lands described in subsection (1) applies:

1. Minimum Lot Area: 5,200m².
2. Minimum Lot Frontage: 45 metres
3. Minimum Yard Setbacks are:
 - i) Front – 3.0 metres
 - ii) Interior Side – 1.5 metres
 - iii) Exterior Side – 3.0 metres
 - iv) Rear Side – 3.0 metres
4. Maximum Building Height: 122 metres
5. Build to Zone: 0m to 6.0m
6. Maximum Density: 6.0 Floor Space Index



THIS IS SCHEDULE 'A'
TO BY-LAW NO. ____ 20

MAYOR

CLERK



LANDS SUBJECT TO AMENDMENT
FROM 'EM2' TO 'C9-XX'

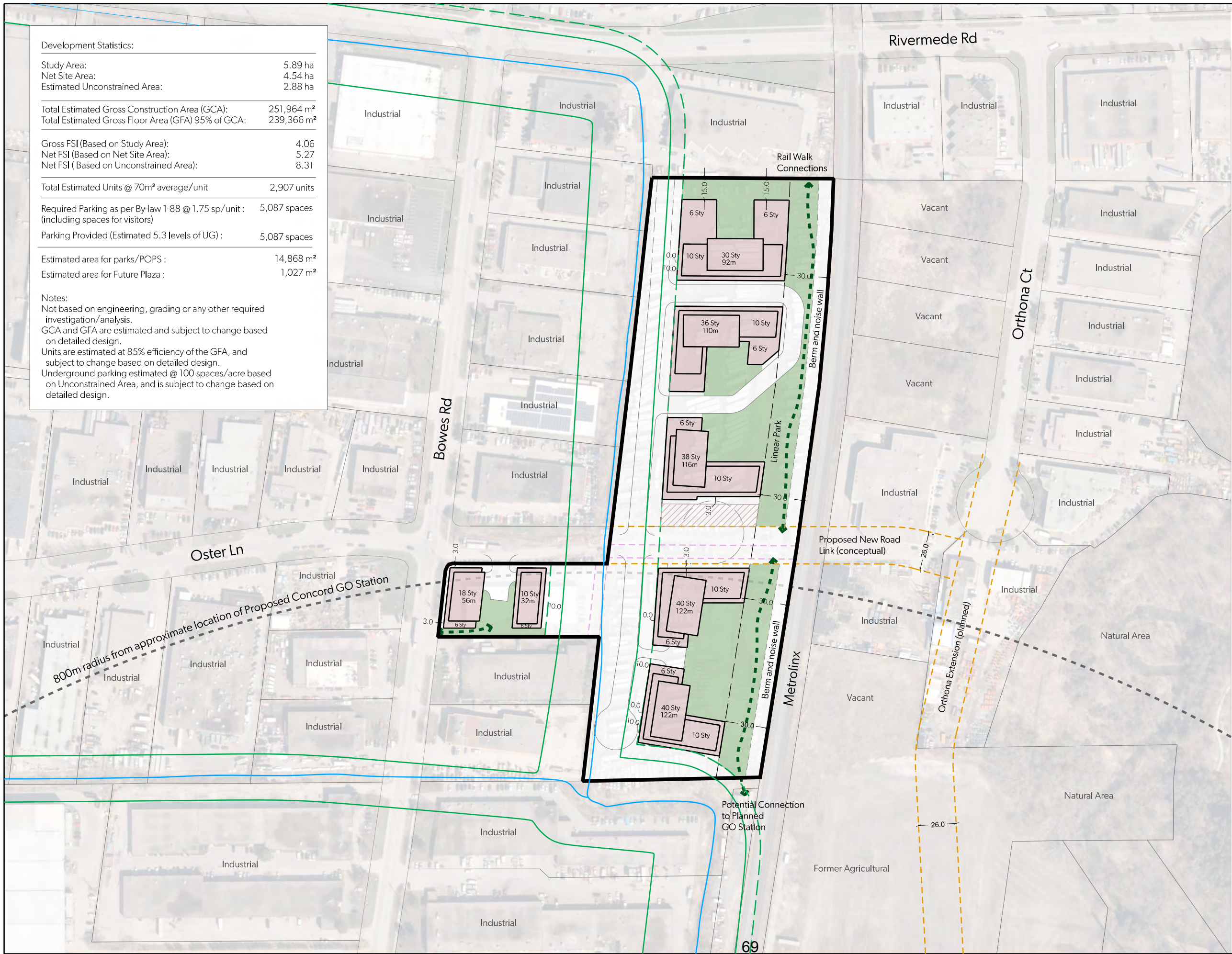


Not to scale

FILE No: _____
APPLICANT: HAZELTON DEV. HOLDINGS INC.,
CRICKLEWOOD DEVELOPMENTS INC.
LOCATION: 163, 175 BOWES ROAD
PT LT 21 PL 7925 VAUGHAN PTS 1 & 2, 64R3185
PT LT 7 CON 3, *PTS 1, 2 & 3 PL 65R23417
CITY OF VAUGHAN
REGIONAL MUNICIPALITY OF YORK

Development Statistics:	
Study Area:	5.89 ha
Net Site Area:	4.54 ha
Estimated Unconstrained Area:	2.88 ha
Total Estimated Gross Construction Area (GCA):	251,964 m²
Total Estimated Gross Floor Area (GFA) 95% of GCA:	239,366 m²
Gross FSI (Based on Study Area):	4.06
Net FSI (Based on Net Site Area):	5.27
Net FSI (Based on Unconstrained Area):	8.31
Total Estimated Units @ 70m² average/unit	2,907 units
Required Parking as per By-law 1-88 @ 1.75 sp/unit :	5,087 spaces
(including spaces for visitors)	
Parking Provided (Estimated 5.3 levels of UG) :	5,087 spaces
Estimated area for parks/POPS :	14,868 m²
Estimated area for Future Plaza :	1,027 m²

Notes:
Not based on engineering, grading or any other required investigation/analysis.
GCA and GFA are estimated and subject to change based on detailed design.
Units are estimated at 85% efficiency of the GFA, and subject to change based on detailed design.
Underground parking estimated @ 100 spaces/acre based on Unconstrained Area, and is subject to change based on detailed design.



- Legend
- Study Area
 - Meander Belt (TRCA)
 - 10m Meander Belt Buffer
 - Watercourse
 - Minor Collector - 26m - (Concord GO Centre SP)
 - 30m Railway Setback
 - Easement
 - 800m radius from approximate location of Proposed Concord GO Station
 - Natural Area
 - Parkettes/POPS
 - Pedestrian Links
 - Future Plaza

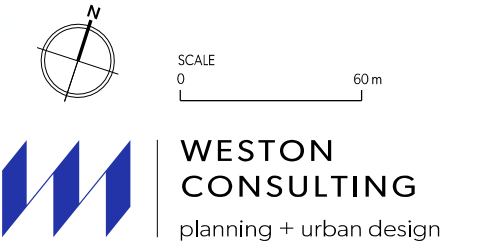
Notes:

- Parcel fabric referenced from York Region open data, subject to confirmation by survey.
- Areas and dimensions are approximate and subject to confirmation by survey.
- Meander Belt digitized from TRCA Regulation Mapping (October, 2019).
- Buffers from hazard features per Section 7.3.1.4 (b) of TRCA Living City Policies (November, 2014).
- Rail setback per Metrolinx Adjacent Development Guidelines (April 2013).
- Easement on 163 Bowes Rd relates to storm/sanitary/watermain construction and maintenance.
- Easement on 175 Bowes Rd relates to sanitary/watermain construction and maintenance.
- Minor Collector alignments per City of Vaughan Concord GO Centre Secondary Plan and are approximate.
- Development limits are estimated subject to further environmental assessment.
- Air photo from First Base Solutions Inc., 2019 image.

DRAWN / REVISED	
28 AUG 2020	First Draft

DEVELOPMENT CONCEPT

163, 175 BOWES ROAD
CITY OF VAUGHAN
REGIONAL MUNICIPALITY OF YORK



File Number: 9112
Date: 2020-08-28
Drawn By: SD/MH
Planner: MQ
CAD: 9112/concepts/C2_2020-08-28.dgn

WESTON
CONSULTING
planning + urban design

Drawing
C2



WESTON
CONSULTING

planning + urban design

MEMBER'S RESOLUTION

Meeting/Date	COUNCIL – October 21, 2020
Title:	REQUEST FROM JANE STREET NOMINEE INC. AND 1406979 ONTARIO LIMITED FOR A MINISTER'S ZONING ORDER FOR LANDS IN BLOCK 34 EAST MUNICIPALLY KNOWN AS 11260 & 11424 JANE STREET
Submitted by:	MAYOR MAURIZIO BEVILACQUA

Whereas Vaughan Council received a communication from the Cortel Group dated October 16, 2020 [Attachment 1] sent on behalf of Jane Street Nominee Inc. and 1406979 Ontario Limited (the 'Owners') which advises Council that the Owners will be requesting from the Province a Minister's Zoning Order to zone the lands located at 11260 & 11424 Jane Street (the 'Subject Lands') "EM1 - Prestige Employment Area Zone" and "OS5 - Open Space Environmental Protection Zone" within Block 34 East to permit employment uses, accessory office uses, and the long term protection of the environmental features; and

Whereas the proposed employment use is consistent with the policies of the Provincial Policy Statement, 2020 and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe, 2019, as amended, by locating an employment use in a settlement area, in proximity to a major goods movement facility (Highway 400) and utilizes existing and planned infrastructure; and

Whereas the York Region Official Plan 2010 (the 'YROP') guides economic, environmental and community building decisions across York Region. The Subject Lands are designated as "Urban Area" on the YROP Map 1 "Regional Structure" and shown as Strategic Employment Lands on YROP Figure 2; and

Whereas, the Subject Lands are located in the Block 34 East Planning Area known as the Highway 400 North Employment Lands Secondary Plan included as Section 11.4 of Volume 2 of the Vaughan Official Plan 2010 and designated as Prestige Areas, General Employment Area, Employment Area Activity Centre, Significant Interface Area, and Potential Valley and Stream Corridor; and

Whereas the Ministry of Natural Resources and Forestry ('MNRF') has identified wetlands located on the Subject Lands as part of the Provincially Significant East Humber River Wetland Complex and the site contains valley/stream features and a woodland; and

Whereas the Toronto and Region Conservation Authority ('TRCA') administers a "Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation", approved by the MNRF and known as Ontario Regulation 166/06; and

Whereas in conformity with Ontario Regulation 166/06, the extent of any flood or erosion hazard be assessed/delineated by the Owner through site-specific investigations and technical reports by a qualified professional, in accordance with Provincial and TRCA standards, to the satisfaction of the TRCA; and

Whereas in conformity with Ontario Regulation 166/06 and the Vaughan Official Plan 2010, the function and extent of all wetland, valley/stream and woodland features located on the Subject Lands be assessed by the Owner through site-specific field investigations and technical reports by a qualified professional, in accordance with Provincial and TRCA standards, to the satisfaction of the TRCA and City; and

Whereas the proposed employment zone will facilitate significant economic investment for the City of Vaughan including quality employment opportunities and construction and permanent jobs; and

Whereas the Minister of Municipal Affairs and Housing has the power to enact and impose a Zoning Order on any land in Ontario, in accordance with Section 47 of the *Planning Act* and the development of the Subject Lands for employment uses are of significant importance to City of Vaughan, the Regional Municipality of York and the Province of Ontario.

It is therefore recommended:

- 1. That Council supports and has no objection to the Minister of Municipal Affairs and Housing enacting a Minister's Zoning Order for the Subject Lands which would permit the lands to be developed for employment uses and provide for the protection of the environmental features; and***
- 2. That the Owners work with the TRCA and the MRNF to undertake the appropriate studies to address the environmental considerations, including compensation, as may be appropriate; and***
- 3. That the Minister's Zoning Order be amended by the Owner through a future zoning amendment application, if necessary, to incorporate appropriate open space zone(s) to protect any environmental features as may be determined through the required technical reports; and***
- 4. That Council direct staff to work with the Owner and the Ministry of Municipal Affairs and Housing to prepare a Minister's Zoning Order that is consistent with these recommendations; and***
- 5. That this resolution be forwarded to the Minister of Municipal Affairs and Housing as a statement of Council's direction and requests, and be copied to the Regional Municipality of York, TRCA and the MRNF.***

Respectfully submitted,

Mayor Maurizio Bevilacqua

Attachments

1. Cortel Letter to Mayor and Members of Council, dated October 19, 2020.



CORTEL GROUP

MAIL: 2800 Hwy #7 W. Suite 301, Vaughan, ON. L4K 1W8 | OFFICE: 905.695.0800 | FAX: 905.695.0801 | WEB: cortelgroup.com

October 16, 2020

Attention: Mayor Maurizio Bevilaqua and Members of Vaughan Council
City of Vaughan
2141 Major Mackenzie Drive
Vaughan Ontario

RE: REQUEST FOR MINISTERIAL ZONING ORDER – City of Vaughan

1406979 Ontario Limited and Jane Street Nominee Inc.

11260 + 11424 Jane Street - Part of the East Half of Lot 30, Concession V and Part of the East Half of Lot 29, Concession V

Dear Mayor Bevilaqua and Members of Council,

The Cortel Group is the development manager and consultant for the lands located at 11260 & 11424 Jane Street in the City of Vaughan (the “Subject Lands”). The Subject Lands are located between Jane Street and Highway 400, on the south side of Kirby Road. The northerly parcel has its frontage on Jane Street. We are pleased to enclose herewith a draft Minister’s Zoning Order (“MZO”) which we are proposing for the Subject Lands. The request for the MZO will be submitted to the Minister. The lands are currently owned by Jane Street Nominee Inc. and 1406979 Ontario Limited, who have both authorized us to make these applications.

As you know, the Minister will consider a request for such an order under section 47 of the Planning Act, if the request is supported by the local municipality within which the land is located. For this reason, the Owner requests the support of Council for the City of Vaughan for this MZO and requests Council to correspond with the Minister of Municipal Affairs advising him of that support, by enacting a resolution as follows:

It is therefore recommended:

- That Council supports and has no objection to the Minister of Municipal Affairs and Housing to issue a Minister’s Zoning Order, for the zoning to be in place to allow for the Subject Lands to be developed for Employment Uses; and
- That this resolution be forwarded to the Minister of Municipal Affairs and Housing as a statement of Council’s direction and requests; and copied to the Regional Municipality of York, Toronto and Region Conservation Authority, and Ministry of Natural Resources and Forestry; and,
- That council ratify the action taken

Attributes and Surrounding Area

The subject lands are 78.9 hectares (194.9 acres) in size combined. They are located at the north end of Block 34 East. They are currently used for agriculture and are generally flat. The lands to the immediate

south of the Subject Lands are the subject of a zoning and plan of subdivision application (DA.19.072; Z.19.007 and 19T-19V002) and are similarly the subject of a request for a Minister's Zoning Order which council supported by resolution on March 9, 2020. They are owned by 1406979 Ontario Limited and Jane Street Nominee Inc.

The Subject Lands are within the Highway 400 North Employment Lands Secondary Plan and are subject to the policies of OPA 450.

Conceptual Development Plan

The proposed development is comprised of several proposed Industrial Buildings ranging in size from approximately 530,000 square feet to 803,000 square feet. The number of buildings proposed presently is 6. In total the buildings to be constructed on the Subject Lands will have a gross floor area (GFA) of approximately 3,444,593 square feet (320,013 m²) with parking provided for employees and visitors. The development also includes several accessory structures.

The proposed Minister's Zoning Order seeks to re-zone the lands from 'A - Agricultural' to "EM1 – Prestige Employment Area Zone" and "OS5 - Open Space environmental Protection Zone". The proposed zoning is to permit the employment use, accessory office use, and the long-term protection of the environmental features. The Prestige Employment Area, which include warehousing, and accessory office uses to an employment use. No buildings or structures are permitted within the OS5 Open Space Conservation Zone other than for conservation or flood control projects including stormwater management facilities.

A proposed Conceptual Site Plan for both parcels of land comprising the Subject Lands is enclosed as Appendix "1".

A Strategic Location for Employment

The lands are located along a major north-south transportation corridor (Highway 400) which will connect directly with the proposed new GTA West Corridor, a major east-west transportation corridor. These lands therefore have very significant strategic importance in the GTA and in the province for the movement of people and goods throughout Ontario. It goes without saying, that these are two strategic parts of a healthy and vibrant economy for Ontario and one which we know Vaughan has a vested interest in promoting, especially in these trying times of Pandemic.

The Provincial Policy Statement (2020) and the Growth Plan (2019) both support these important goals of economic development and competitiveness by encouraging and fostering employment uses to meet the long-term needs of the province. They support the integration of good land use planning with the achievement of equally important economic development goals of attracting employment and investment to Ontario and to Vaughan. To that end, it is estimated that the proposals for these In that respect, these two parcels of land will result in 15,000 construction related and spinoff jobs in the short to medium term and 4500 permanent full time jobs in the long term. This is exactly the kind of economic initiative that is needed in Vaughan and in Ontario right now.

The proposal will also assist both Vaughan and York Region to achieve the Strategic Employment Designation policy goals of the York Region and local Vaughan 2010 Official Plans. This proposal will facilitate Vaughan and York Region achieving their Growth Plan employment targets.

