**ITEM 6.28:** 

#### COMMITTEE OF ADJUSTMENT REPORT MINOR VARIANCE APPLICATION A241/22

60 Winges Rd. Unit 3, Woodbridge

#### **COA REPORT SUMMARY**

## THIS REPORT CONTAINS COMMENTS FROM THE FOLLOWING DEPARTMENTS & AGENCIES:

\*Please see **Schedule B** of this report for a copy of Staff and Agency correspondence.

Additional comments from departments and agencies may be received after the publication of the Staff Report. These comments will be processed as an addendum and posted on the City's Website.

DEPARTMENTS	Circulated	Comments Received	Conditions	Nature of Comments
Committee of Adjustment	Х	X		General Comments
Building Standards -Zoning Review *Schedule B	Х	Х		General Comments
Building Inspection (Septic)	Х			No Comments Recieved to Date
Development Planning *Schedule B	Х	Х		Recommend Approval/No Conditions
Development Engineering	X	X		Recommend Approval/No Conditions
Parks, Forestry and Horticulture Operations	X	X		No Comments or Concerns
By-law & Compliance, Licensing & Permits	X	X		No Comments or Concerns
Development Finance	X	X		No Comments or Concerns
Real Estate				
Fire Department	X			No Comments Recieved to Date
AGENCIES	Circulated	<b>Comments Received</b>	Conditions	Nature of Comments
TRCA *Schedule B	Х			No Comments Recieved to Date
TRCA *Schedule B  Ministry of Transportation (MTO) *Schedule B	X			No Comments Recieved to Date
Ministry of Transportation	X	X		No Comments Recieved to Date  General Comments
Ministry of Transportation (MTO) *Schedule B		X		
Ministry of Transportation (MTO) *Schedule B Region of York *Schedule B	X			General Comments
Ministry of Transportation (MTO) *Schedule B Region of York *Schedule B Alectra *Schedule B	X			General Comments General Comments
Ministry of Transportation (MTO) *Schedule B Region of York *Schedule B Alectra *Schedule B Bell Canada *Schedule B	X			General Comments General Comments
Ministry of Transportation (MTO) *Schedule B Region of York *Schedule B Alectra *Schedule B Bell Canada *Schedule B YRDSB *Schedule B	X			General Comments General Comments
Ministry of Transportation (MTO) *Schedule B Region of York *Schedule B Alectra *Schedule B Bell Canada *Schedule B YRDSB *Schedule B	X			General Comments General Comments
Ministry of Transportation (MTO) *Schedule B Region of York *Schedule B Alectra *Schedule B Bell Canada *Schedule B YRDSB *Schedule B YCDSB *Schedule B CN Rail *Schedule B	X			General Comments General Comments
Ministry of Transportation (MTO) *Schedule B Region of York *Schedule B Alectra *Schedule B Bell Canada *Schedule B YRDSB *Schedule B YCDSB *Schedule B CN Rail *Schedule B CP Rail *Schedule B	X X X			General Comments General Comments No Comments Recieved to Date

#### **PUBLIC & APPLICANT CORRESPONDENCE**

\*Please see **Schedule C** of this report for a copy of the public & applicant correspondence listed below.

The deadline to submit public comments is noon on the last business day prior to the scheduled hearing date.

Comments and written public submissions received after the publication of this Staff Report will be processed as an addendum and posted on the City's Website.

All personal information collected because of this public meeting (including both written and oral submissions) is collected under the authority of the Municipal Act, the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA), the Planning Act and all other relevant legislation, and will be used to assist in deciding on this matter. All personal information (as defined by MFIPPA), including (but not limited to) names, addresses, opinions and comments collected will become property of the City of Vaughan, will be made available for public disclosure (including being posted on the internet) and will be used to assist the Committee of Adjustment and staff to process this application.

Correspondence Type	Name	Address	Date Received (mm/dd/yyyy)	Summary
None				

PREVIOUS COA DECISIONS ON THE SUBJECT LAND  *Please see Schedule D for a copy of the Decisions listed below		
File Number  Date of Decision  MM/DD/YYYY  Decision Outcome		
None	==,,,,,,,	

ADJOURNMENT HISTORY	
* Previous hearing dates where this application was adjourned by the Committee and public notice issued.	
None	



#### COMMITTEE OF ADJUSTMENT REPORT MINOR VARIANCE APPLICATION A241/22

60 Winges Rd Unit 3 Woodbridge

FILE MANAGER: Pravina Attwala, Administrative Coordinator - Committee of Adjustment

ITEM NUMBER: 6.28	CITY WARD #: 3
APPLICANT:	Gallu Construction
AGENT:	MacNaughton Hermsen Britton Clarkson Planning Ltd. c/o David McKay
PROPERTY:	60 Winges Road, Unit #3, Woodbridge
ZONING DESIGNATION:	See below.
VAUGHAN OFFICIAL PLAN (2010) DESIGNATION:	Vaughan Official Plan 2010 ('VOP 2010'): "Mid-Rise Mixed-Use"
RELATED DEVELOPMENT	None
APPLICATIONS:	
PURPOSE OF APPLICATION:	Relief from the Zoning By-law is being requested to permit a Public Garage (Automotive Detailing) in Unit # 3.

The following variances have been requested from the City's Zoning By-law:

The subject lands are zoned GMU – General Mixed-Use Zone and subject to the provisions of Exception 14.278 under Zoning By-law 001-2021, as amended.

#	Zoning By-law 01-2021	Variance requested
	This application has been determined to be transitioned in	N/A
	accordance with Subsection 1.6.3.3.2 (a)(f) and therefore is	
	subject to Zoning By-law 1-88, as amended, only.	

The subject lands are zoned C10 – Corporate District Zone and subject to the provisions of Exception 9(477L) under Zoning By-law 1-88, as amended.

	Z	Coning By-law 1-88	Variance requested
•	1 Ir	n a C10 Zone a Public Garage (Automotive Detailing) is not	To permit a Public Garage
	а	permitted use. (Section 5.11)	(Automotive Detailing) in Unit #3.

#### **HEARING INFORMATION**

DATE OF MEETING: Thursday, September 22, 2022

**TIME:** 6:00 p.m.

MEETING LOCATION: Vaughan City Hall, Council Chamber, 2141 Major Mackenzie Drive, Vaughan

LIVE STREAM LINK: <u>Vaughan.ca/LiveCouncil</u>

#### **PUBLIC PARTICIPATION**

If you would like to speak to the Committee of Adjustment at the meeting, either remotely or in person, please complete the Request to Speak Form and submit to cofa@vaughan.ca

If you would like to submit written comments, please quote file number above and submit by mail or email to:

Email: cofa@vaughan.ca

**Mail:** City of Vaughan, Office of the City Clerk, Committee of Adjustment, 2141 Major Mackenzie Drive, Vaughan, ON, L6A 1T1

THE DEADLINE TO <u>REGISTER TO SPEAK</u> OR <u>SUBMIT WRITTEN COMMENTS</u> ON THE ABOVE NOTED FILE(S) IS <u>NOON</u> ON THE LAST BUSINESS DAY BEFORE THE MEETING.

#### INTRODUCTION

Staff and Agencies act as advisory bodies to the Committee of Adjustment. The comments contained in this report are presented as recommendations to the Committee.

#### INTRODUCTION

Section 45(1) of the Planning Act sets the criteria for authorizing minor variances to the City of Vaughan's Zoning By-law. Accordingly, review of the application may consider the following:

That the general intent and purpose of the by-law will be maintained.

That the general intent and purpose of the official plan will be maintained.

That the requested variance(s) is/are acceptable for the appropriate development of the subject lands.

That the requested variance(s) is/are minor in nature.

Public written and oral submissions relating to this application are taken into consideration by the Committee of Adjustment as part of its deliberations and final decision on this matter.

COMMITTEE OF ADJUSTMENT COMMENTS		
Date Public Notice Mailed:	September 8, 2022	
Date Applicant Confirmed Posting of Sign:	September 8, 2022	
Applicant Justification for Variances:  *As provided by Applicant in Application Form  Motor Vehicle sales are currently not permitted unless it is an existing use (By-Law 01-2021), the Proponent wishes to add Motor Vehicle sales to the current Auto Detailing business. All uses will be within the building and no storage of vehicles except for customer pickup / drop off will occur. Note, Auto Sales are permitted in Zoning By-Law 1-88 and are requested to be reinstated in Zoning By-Law 01-2021.		e Proponent wishes rent Auto Detailing wilding and no her pickup / drop off witted in Zoning By-
Adjournment Requests (from staff): *Adjournment requests provided to applicant prior to issuance of public notice	None	
Was a Zoning Review Waiver (ZRW) Form submitted by Applicant:  *ZRW Form may be used by applicant in instances where a revised submission is made, and zoning staff do not have an opportunity to review and confirm variances prior to the issuance of public notice.  *A revised submission may be required to address staff / agency comments received as part of the application review process.  *Where a zoning review has not been completed on a revised submission, an opportunity is provided to the applicant to adjourn the proposal prior to the issuance of public notice.		
Adjournment Fees: In accordance with Procedural By-law 069-2019, an Adjournment Fee is applicable to reschedule an application after the issuance of public notice where a request for adjournment has been provided to the applicant prior to the issuance of public notice.  An Adjournment Fee can only be waived in instances where adjournment of an application is requested by the		
Committee or staff after the issuance of public no Committee of Adjustment Comments:	None	
The state of the s		
Committee of Adjustment Recommended Conditions of Approval:  None		

BUILDING STANDARDS (ZONING) COMMENTS	
**See Schedule B for Building Standards (Zoning) Comments	
Building Standards Recommended Conditions of Approval:	None

DEVELOPMENT PLANNING COMMENTS	
**See Schedule B for Development Planning Comments.	
Development Planning Recommended Conditions of Approval:	

#### **DEVELOPMENT ENGINEERING COMMENTS**

<u>Link to Grading Permit</u> <u>Link to Pool Permit</u> <u>Link to Curb Curt Permit</u> <u>Link Culvert Installation</u>
The Development Engineering (DE) Department does not object to the variance application A241/22.

# Link to Grading Permit Link to Pool Permit Link to Curb Curt Permit Link Culvert Installation Development Engineering Recommended Conditions of Approval: None

PARKS, FORESTRY & HORTICULTURE (PFH) COMMENTS	
Forestry: Forestry has no comment.	
PFH Recommended Conditions of Approval:	None

DEVELOPMENT FINANCE COMMENTS	
No comment no concerns	
Development Finance Recommended Conditions of Approval:	None

BY-LAW AND COMPLIANCE, LICENSING AND PERMIT SERVICES COMMENTS		
No comment no concerns		
BCLPS Recommended Conditions of Approval:  None		

BUILDING INSPECTION (SEPTIC) COMMENTS		
No comment received to date		
Building Inspection Recommended None Conditions of Approval:		

FIRE DEPARTMENT COMMENTS		
No comment received to date		
Fire Department Recommended Conditions of Approval:  None		

SCHEDULES TO STAFF REPORT		
	*See Schedule for list of correspondence	
Schedule A	Drawings & Plans Submitted with the Application	
Schedule B	Staff & Agency Comments	
Schedule C (if required)	Correspondence (Received from Public & Applicant)	
Schedule D (if required)	Previous COA Decisions on the Subject Land	

Should the Committee find it appropriate to approve this application in accordance with request and the sketch submitted with the application, as required by Ontario Regulation 200/96, the following conditions have been recommended: None

#### **IMPORTANT INFORMATION - PLEASE READ**

**CONDITIONS:** It is the responsibility of the owner/applicant and/or authorized agent to obtain and provide a clearance letter from respective department and/or agency (see condition chart above for contact). This letter must be provided to the Secretary-Treasurer to be finalized. All conditions must be cleared prior to the issuance of a Building Permit.

#### **IMPORTANT INFORMATION - PLEASE READ**

**APPROVALS:** Making any changes to your proposal after a decision has been made may impact the validity of the Committee's decision.

An approval obtained from the Committee of Adjustment, where applicable, is tied to the building envelope shown on the plans and drawings submitted with the application and subject to the variance approval.

A building envelope is defined by the setbacks of the buildings and/or structures shown on the plans and drawings submitted with the application, as required by Ontario Regulation 200/96. Future development outside of an approved building envelope, where a minor variance was obtained, must comply with the provisions of the City's Zoning By-law.

Elevation drawings are provided to reflect the style of roof (i.e. flat, mansard, gable etc.) to which a building height variance has been applied. Where a height variance is approved, building height is applied to the style of roof (as defined in the City's Zoning By-law) shown on the elevation plans submitted with the application.

Architectural design features that are not regulated by the City's Zoning By-law are not to be considered part of an approval unless specified in the Committee's decision.

**DEVELOPMENT CHARGES:** That the payment of the Regional Development Charge, if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and the Regional Development Charges By-law in effect at the time of payment.

That the payment of the City Development Charge, if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and the City's Development Charges By-law in effect at the time of payment.

That the payment of the Education Development Charge if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and the Boards of Education By-laws in effect at the time of payment

That the payment of Special Area Development charge, if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and The City's Development Charge By-law in effect at the time of Building permit issuance to the satisfaction of the Reserves/Capital Department.

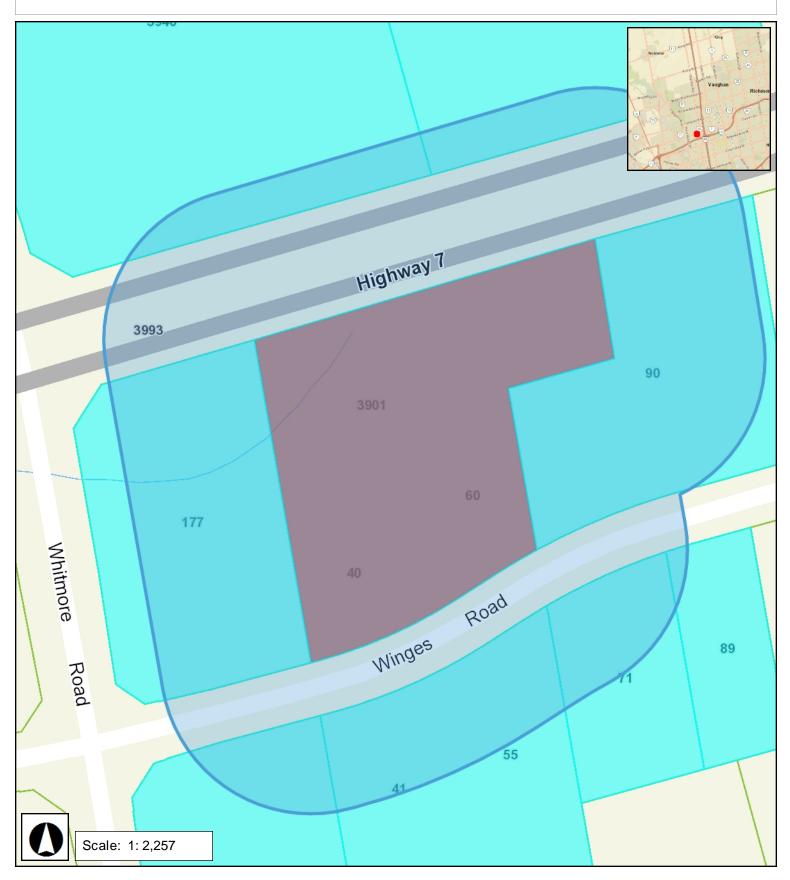
**NOTICE OF DECISION:** If you wish to be notified of the decision in respect to this application or a related Ontario Land Tribunal (OLT) hearing you must complete a Request for Decision form and submit to the Secretary Treasurer (ask staff for details). In the absence of a written request to be notified of the Committee's decision you will **not** receive notice.

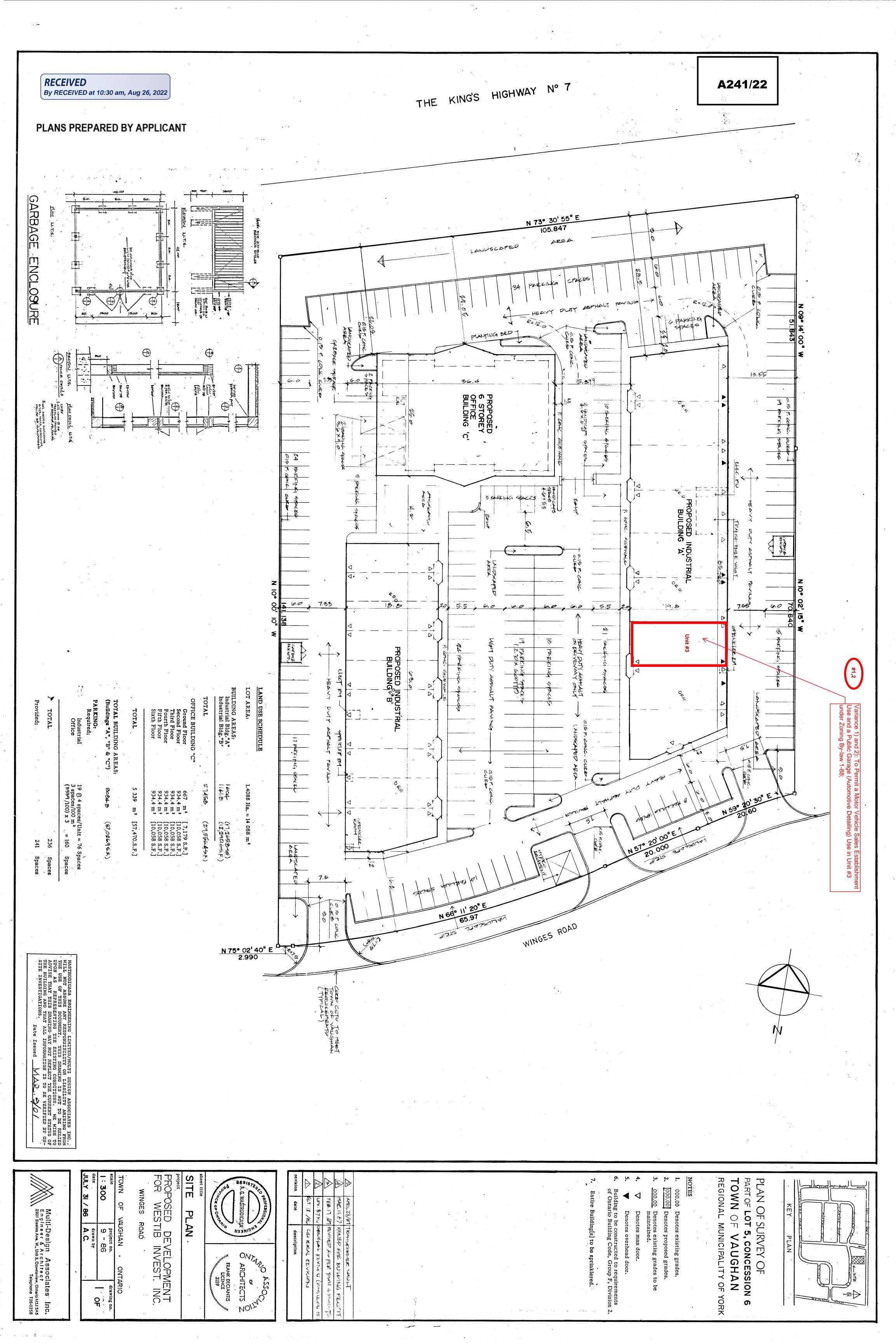
## **SCHEDULE A: DRAWINGS & PLANS**

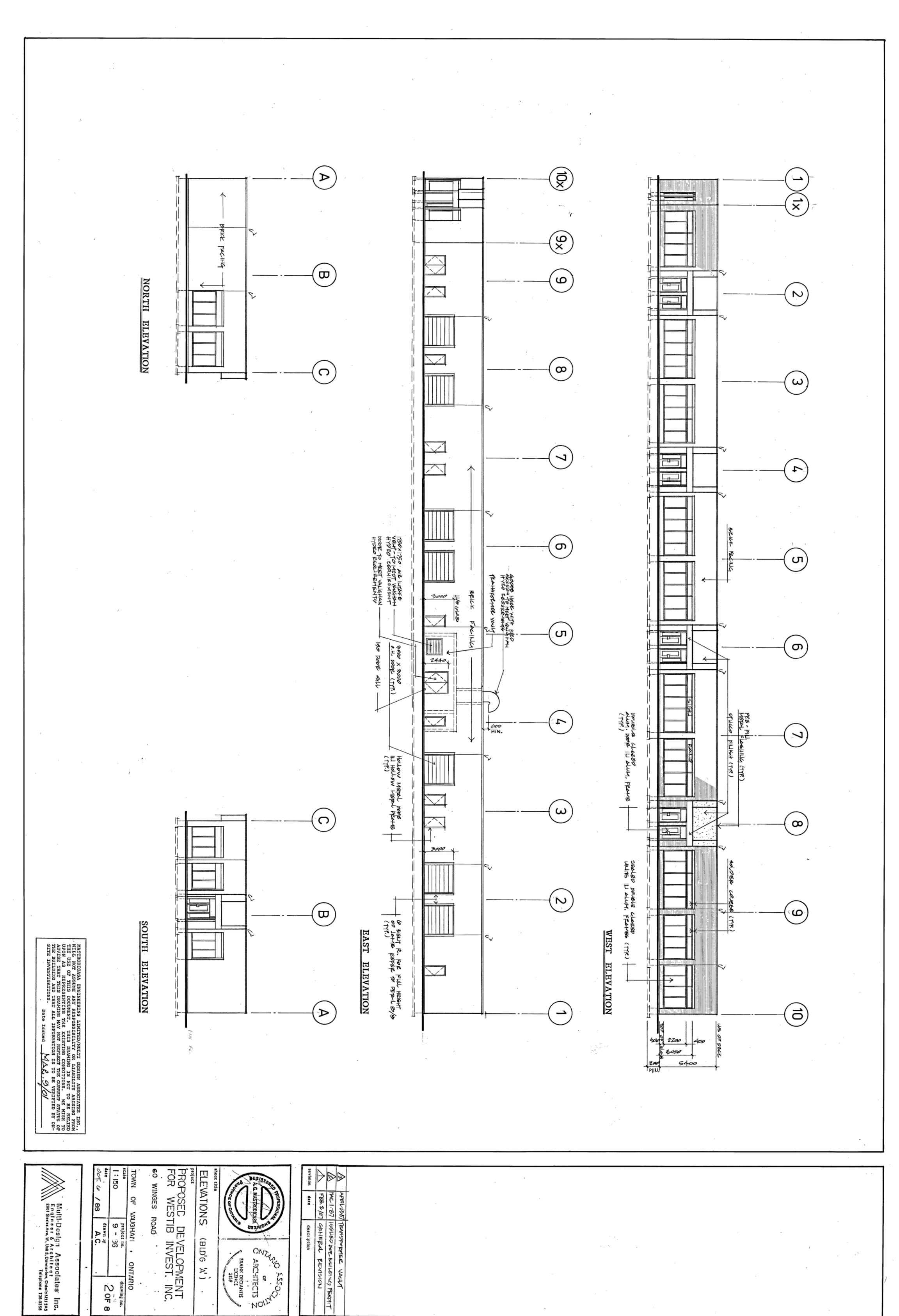


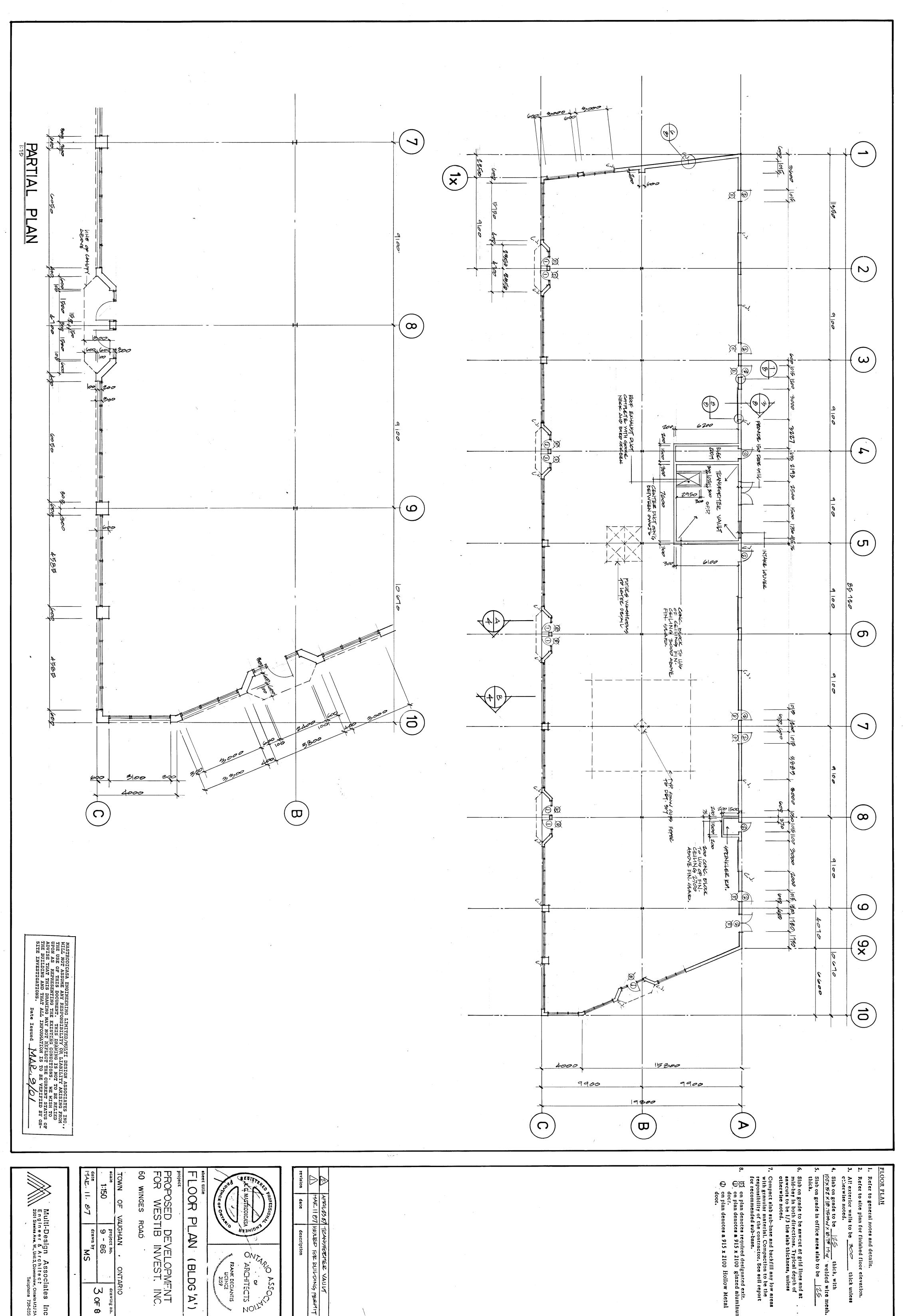
# VAUGHAN LOCATION MAP - A241/22

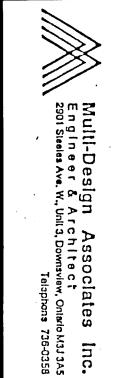
#### 60 WINGES ROAD, UNIT 3, WOODBRIDGE











\ <u>\</u>	APEN 1387	APENDS OF TEAMSFORMER VALLY
	MAR 11 87	HAR 1187 MULLED FOR BLILDING PERMIT
ion	date	description
-		

			on plan denotes required designated exit.  on plan denotes a 915 x 2100 glazed aluminum docr.  on plan denotes a 915 x 2100 Hollow Metal door.
\			exit. aluminum Metal

SCHEDULE B: STAFF & AGENCY COMMENTS								
DEPT/AGENCY Circulated Comments Received Conditions Nature of Comments								
TRCA *Schedule B	Х			No Comments Recieved to Date				
Ministry of Transportation (MTO) *Schedule B								
Region of York *Schedule B	X	X		General Comments				
Alectra *Schedule B	Х	X		General Comments				
Bell Canada *Schedule B	Х			No Comments Recieved to Date				
YRDSB *Schedule B								
YCDSB *Schedule B								
CN Rail *Schedule B								
CP Rail *Schedule B								
TransCanada Pipeline *Schedule B	Х			No Comments Recieved to Date				
Metrolinx *Schedule B								
Propane Operator *Schedule B								
Development Planning	Х			Recommend Approval/No Conditions				
Building Standards (Zoning)	Х			General Comments				



**To:** Christine Vigneault, Committee of Adjustment Secretary Treasurer

From: Nancy Tuckett, Director of Development Planning

Date: September 14, 2022

Name of Owner: Gallu Construction Inc.

**Location:** 60 Winges Road, Unit #3

File No.(s): A241/22

#### Proposed Variance(s) (By-law 1-88):

1. To permit a Public Garage (Automotive Detailing) in Unit # 3.

#### By-Law Requirement(s) (By-law 1-88):

1. In a C10 Zone a Public Garage (Automotive Detailing) is not a permitted use.

#### Official Plan:

City of Vaughan Official Plan 2010 ('VOP 2010'): "Mid-Rise Mixed-Use"

#### **Comments:**

The Owner is requesting relief to permit the use of a "Public Garage (Automotive Detailing)" within Unit #3 of the existing multi-unit plaza with the above noted variance. The plaza contains three single storey buildings and a six storey office building. The two single storey plaza buildings that do not face Highway 7 are multi-unit and are of a commercial-industrial nature.

Under Zoning By-law 1-88, the Subject Lands are subject to site-specific exception 9(477L) and the underlying "C10 – Corporate Commercial Zone". The C10 Zone does not permit a "Public Garage (Automotive Detailing)". The exception permits a full service "Public Garage" within the plaza's one single storey building facing Highway 7 fully occupied by Active Green+Ross. An "Automotive Retail Store" is a permitted use under Zoning By-law 1-88 that permits the retail sale of vehicle parts and accessories, and tools, and may include service bays for performing specialized automotive related work. The permitted automotive work is confined to light activities, as autobody work and repair is not permitted in the "Automotive Retail Store" definition. Automotive detailing may be considered a form of light automotive work as it involves the cleaning of vehicles.

The Development Planning Department has no objection to the proposed variance for the "Public Garage (Automotive Detailing)" use. The site will provide automotive detailing and will not involve any outdoor storage or display of motor vehicles and will not include more intensive automotive repair and/or paint works. The light automotive work permitted by the "Automotive Retail Store" use is similar to the proposed automotive detailing work. The use is to be located within a multi-unit plaza and automotive detailing work is not anticipated to adversely impact the operations of the other uses within the two commercial-industrial plaza buildings or the character of the site.

Accordingly, the Development Planning Department can support the requested variance and is of the opinion that the proposal is minor in nature, maintains the general intent and purpose of the Official Plan and Zoning By-law, and is desirable for the appropriate development of the land.

#### **Recommendation:**

The Development Planning Department recommends approval of the application.

## memorandum



#### **Conditions of Approval:**

If the Committee finds merit in the application, the following conditions of approval are recommended:

None

Comments Prepared by: Joshua Cipolletta, Planner I David Harding, Senior Planner



To: Committee of Adjustment

From: Christian Tinney, Building Standards Department

**Date:** August 30, 2022

Applicant: Gallu Construction

**Location:** CONC 6 Part of Lot 5 municipally known as 60 Winges Road, Unit

#3

File No.(s): A241/22

#### **Zoning Classification:**

The subject lands are zoned GMU – General Mixed-Use Zone and subject to the provisions of Exception 14.278 under Zoning By-law 001-2021, as amended.

#	Zoning By-law 01-2021	Variance requested
	This application has been determined to be transitioned in	
	accordance with Subsection 1.6.3.3.2 (a)(f) and therefore is	
	subject to Zoning By-law 1-88, as amended, only.	

The subject lands are zoned C10 – Corporate District Zone and subject to the provisions of Exception 9(477L) under Zoning By-law 1-88, as amended.

	Zoning By-law 1-88	Variance requested
1	In a C10 Zone a Public Garage (Automotive Detailing) is not a	To permit a Public Garage
	permitted use.	(Automotive Detailing) in Unit #
	(Section 5.11)	3.

#### **Staff Comments:**

#### Stop Work Order(s) and Order(s) to Comply:

There are no outstanding Orders on file

#### **Building Permit(s) Issued:**

A Building Permit has not been issued. The Ontario Building Code requires a building permit for structures that exceed 10m2

#### **Other Comments:**

## | The applicant shall be advised that additional variances may be required upon review of detailed drawing for building permit/site plan approval.

#### **Conditions of Approval:**

If the committee finds merit in the application, the following conditions of approval are recommended.

<sup>\*</sup> Comments are based on the review of documentation supplied with this application.



Date: August 25<sup>th</sup>, 2022

Attention: Christine Vigneault

**RE:** Request for Comments

File No.: A241-22

**Related Files:** 

**Applicant** Gallu Construction Inc.

**Location** 60 Winges Road, Unit 3



#### **COMMENTS:**

	We have reviewed the proposed Variance Application and have no comments or objections to its approval.
X	We have reviewed the proposed Variance Application and have no objections to its approval, subject to the following comments (attached below).
	We have reviewed the proposed Variance Application and have the following concerns (attached below).

Alectra Utilities (formerly PowerStream) has received and reviewed the proposed Variance Application. This review, however, does not imply any approval of the project or plan.

All proposed billboards, signs, and other structures associated with the project or plan must maintain minimum clearances to the existing overhead or underground electrical distribution system as specified by the applicable standards, codes and acts referenced.

In the event that construction commences, and the clearance between any component of the work/structure and the adjacent existing overhead and underground electrical distribution system violates the Occupational Health and Safety Act, the customer will be responsible for 100% of the costs associated with Alectra making the work area safe. All construction work will be required to stop until the safe limits of approach can be established.

In the event construction is completed, and the clearance between the constructed structure and the adjacent existing overhead and underground electrical distribution system violates the any of applicable standards, acts or codes referenced, the customer will be responsible for 100% of Alectra's cost for any relocation work.

#### References:

- Ontario Electrical Safety Code, latest edition (Clearance of Conductors from Buildings)
- Ontario Health and Safety Act, latest edition (Construction Protection)
- Ontario Building Code, latest edition (Clearance to Buildings)
- PowerStream (Construction Standard 03-1, 03-4), attached
- Canadian Standards Association, latest edition (Basic Clearances)

If more information is required, please contact either of the following:

Mr. Stephen Cranley, C.E.T

Supervisor, Distribution Design, ICI & Layouts (North)

**Phone**: 1-877-963-6900 ext. 31297

**E-mail**: stephen.cranley@alectrautilities.com

Mitchell Penner

Supervisor, Distribution Design-Subdivisions

**Phone**: 416-302-6215

Email: Mitchell.Penner@alectrautilities.com

#### **Pravina Attwala**

**Subject:** FW: [External] RE: A241/22 (60 WINGES ROAD, UNIT 3) - REQUEST FOR COMMENTS

From: Development Services <developmentservices@york.ca>

Sent: September-07-22 12:30 PM

To: Pravina Attwala < Pravina. Attwala@vaughan.ca >; Committee of Adjustment < CofA@vaughan.ca >

Subject: [External] RE: A241/22 (60 WINGES ROAD, UNIT 3) - REQUEST FOR COMMENTS

Hello,

The Regional Municipality of York has completed its review of the above minor variance (A241/22) and has no comment.

Thank you, Niranjan

**Niranjan Rajevan**, **M.Pl.** | Associate Planner, Programs and Process Improvement, Planning and Economic Development, Corporate Services

\_\_\_\_\_\_

The Regional Municipality of York | 17250 Yonge Street | Newmarket, ON L3Y 6Z1 1-877-464-9675 ext. 71521 | niranjan.rajevan@york.ca | www.york.ca

Our Values: Integrity, Commitment, Accountability, Respect, Excellence



Our Mission: Working together to serve our thriving communities - today and tomorrow

Please consider the environment before printing this email.

### SCHEDULE C: PUBLIC & APPLICANT CORRESPONDENCE

Correspondence Type	Name	Address	Date Received (mm/dd/yyyy)	Summary
None				