ITEM: 6.2

COMMITTEE OF ADJUSTMENT REPORT SUMMARY MINOR VARIANCE APPLICATION FILE NUMBER A014/23 1 ROSSHAVEN CRESCENT, WOODBRIDGE

THIS REPORT CONTAINS COMMENTS FROM THE FOLLOWING DEPARTMENTS & AGENCIES:

*Please see **Schedule B** of this report for a copy of Development Planning 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 | | \boxtimes | | General Comments |
| Building Standards (Zoning Review) | | \boxtimes | | General Comments |
| Building Inspection (Septic) | | | | No Comments Received to Date |
| Development Planning | \boxtimes | \boxtimes | | Application Under Review |
| Development Engineering | | | | Recommend Approval/No Conditions |
| Parks, Forestry and Horticulture Operations | | \boxtimes | | General Comments |
| By-law & Compliance, Licensing & Permits | | | | General Comments |
| Development Finance | \boxtimes | | | General Comments |
| Real Estate | | | | |
| Fire Department | \boxtimes | | | No Comments Received to Date |
| AGENCIES | Circulated | Comments Received | Conditions | Nature of Comments |
| TRCA | \boxtimes | | | No Comments Received to Date |
| Ministry of Transportation (MTO) | | | | |
| Region of York | \boxtimes | \boxtimes | | General Comments |
| Alectra | \boxtimes | | | No Comments Received to Date |
| Bell Canada | \boxtimes | | | No Comments Received to Date |
| YRDSB | | | | |
| YCDSB | | | | |
| CN Rail | | | | |
| CP Rail | | | | |
| TransCanada Pipeline | \boxtimes | | | No Comments Received to Date |
| Metrolinx | | | | |
| Propane Operator | | | | |
| 1 | | | | |

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 Decision Outcome | | |
| | MM/DD/YYYY | |

| PREVIOUS COA DECISIONS ON THE SUBJECT LAND *Please see Schedule D for a copy of the Decisions listed below | | |
|---|--|--|
| 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 A014/23

1 ROSSHAVEN CRESCENT, WOODBRIDGE

| ITEM NUMBER: 6.2 | CITY WARD #: 3 |
|-------------------------|--|
| | |
| APPLICANT: | Andrew & Kristin Anderson |
| | |
| AGENT: | Massimo Conte, Bluestream Pools |
| | |
| PROPERTY: | 1 Rosshaven Crescent Woodbridge |
| | |
| ZONING DESIGNATION: | See Below |
| | |
| VAUGHAN OFFICIAL PLAN | Vaughan Official Plan 2010 ('VOP 2010'): "Low Density Residential," |
| (2010) DESIGNATION: | Volume 2, Section 12.13 Block 40/47 |
| | |
| RELATED DEVELOPMENT | None |
| APPLICATIONS: | |
| | |
| PURPOSE OF APPLICATION: | Relief from the Zoning By-law is being requested to permit a proposed swimming pool. |

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

The subject lands are zoned A and subject to the provisions of Exception 14.1080 under Zoning By-law 001-2021, as amended.

| # | Zoning By-law 01-2021 | Variance requested |
|---|--|--|
| 1 | A minimum rear yard setback of 1.5 metres to the | To permit a minimum rear yard setback |
| | swimming pool is required. | of 1.2 metres to the swimming pool. |
| | [Section 4.21] | |
| 2 | In no case shall the outdoor swimming pool be located | To permit a swimming pool to be located |
| | closer to an exterior side lot line than the dwelling. | closer to an exterior side lot line than the |
| | [Section 4.21] | dwelling. |

HEARING INFORMATION

DATE OF MEETING: Thursday, April 20, 2023

TIME: 6:00 p.m.

MEETING LOCATION: Vaughan City Hall, Woodbridge Room, 2141 Major Mackenzie Drive, Vaughan

LIVE STREAM LINK: Vaughan.ca/LiveCouncil

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.

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.

INTRODUCTION

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: | April 6, 2023 | |
| Date Applicant Confirmed Posting of Sign: | March 14, 2023 | |
| *As provided by Applicant in Application Form | There is not sufficient depth to the bac enough functional space between the The lot is considerably much wider tha | pool and the house. |
| 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: | No |
| *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 notice. Committee of Adjustment Comments: None | | |
| Committee of Aujustinent Comments. | NOTE | |
| Committee of Adjustment Recommended Conditions of Approval: None | | |
| | | |
| BUILDING STAND | ARDS (ZONING) COMMENTS | |
| **See Schedule B for Building Standards (Zo | ning) Comments | |
| Building Standards Recommended | 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 Owner/applicant shall apply for a pool permit with the Development Engineering (DE) Department. Please visit or contact the Development Engineering Department through email at DEPermits@vaughan.ca or visit the pool permit link provided above to learn how to apply for the pool permit.

Development Engineering Department does not object to the Minor Variance application A014/23.

| Bevelepinient Engineering Bepartment dees | not object to the Miner Variance application 7 to 14720. |
|---|--|
| Development Engineering | None |
| Recommended Conditions of | |
| Approval: | |

PARKS, FORESTRY & HORTICULTURE (PFH) COMMENTS

Applicant/owner to install the tree protection hoarding as per site plan prior to any site works. Applicant/owner shall be liable for any tree do

| Applicant/owner shall be liable for any tree damages as a result of construction as per By-law 052- | |
|---|--|
| 2018. | |
| PFH Recommended Conditions of None | |
| Approval: | |
| | |

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

| BY-LAW AND COMPLIANCE, LICE | ENSING AND PERMIT SERVICES COMMENTS |
|---|-------------------------------------|
| No comment or objection | |
| BCLPS Recommended Conditions of Approval: | None |

| BUILDING INSPECTION (SEPTIC) COMMENTS | | |
|---|------|--|
| No comments received to date. | | |
| Building Inspection Recommended Conditions of Approval: | None | |

| FIRE DEPARTMENT COMMENTS | | |
|---|------|--|
| No comments 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:

All conditions of approval, unless otherwise stated, are considered to be incorporated into the approval "if required". If a condition is no longer required after an approval is final and binding, the condition may be waived by the respective department or agency requesting conditional approval. A condition cannot be waived without written consent from the respective department or agency. # DEPARTMENT / AGENCY CONDITION(S) DESCRIPTION 1 Development Planning Joshua.cipolletta@vaughan.ca

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.

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.

IMPORTANT INFORMATION - PLEASE READ

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.

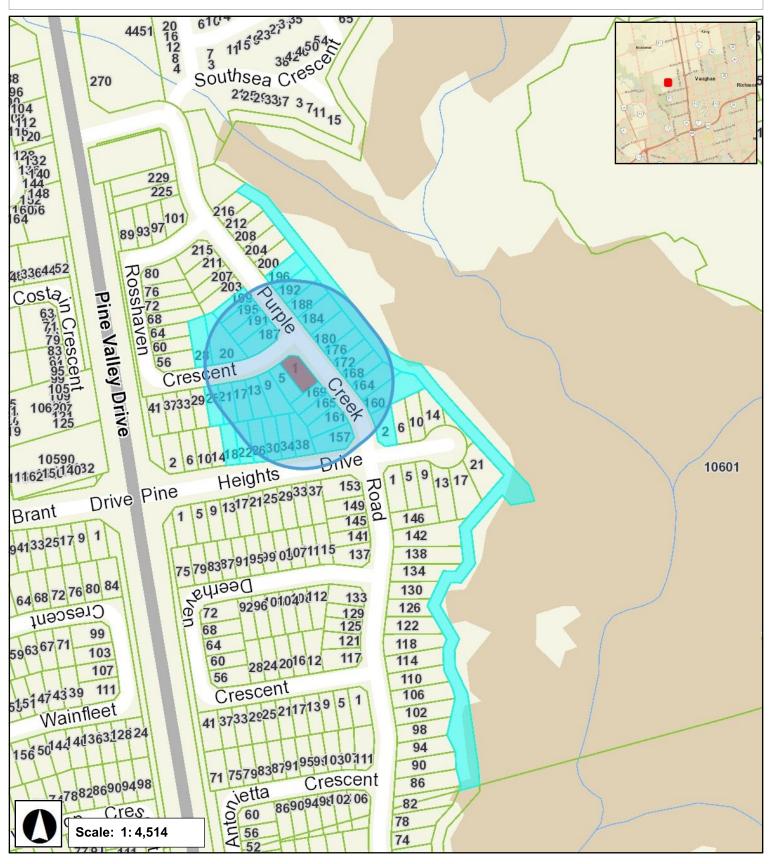
SCHEDULE A: DRAWINGS & PLANS



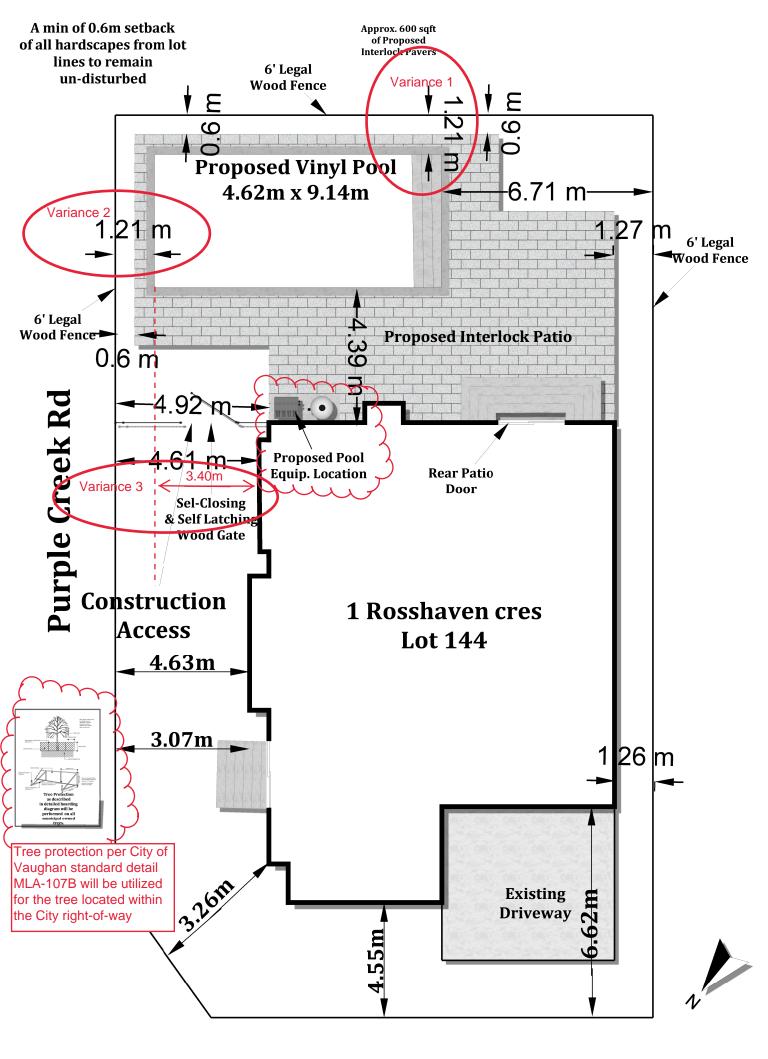
LOCATION MAP - A014/23

1 ROSSHAVEN CRESCENT, WOODBRIDGE

Teston Road

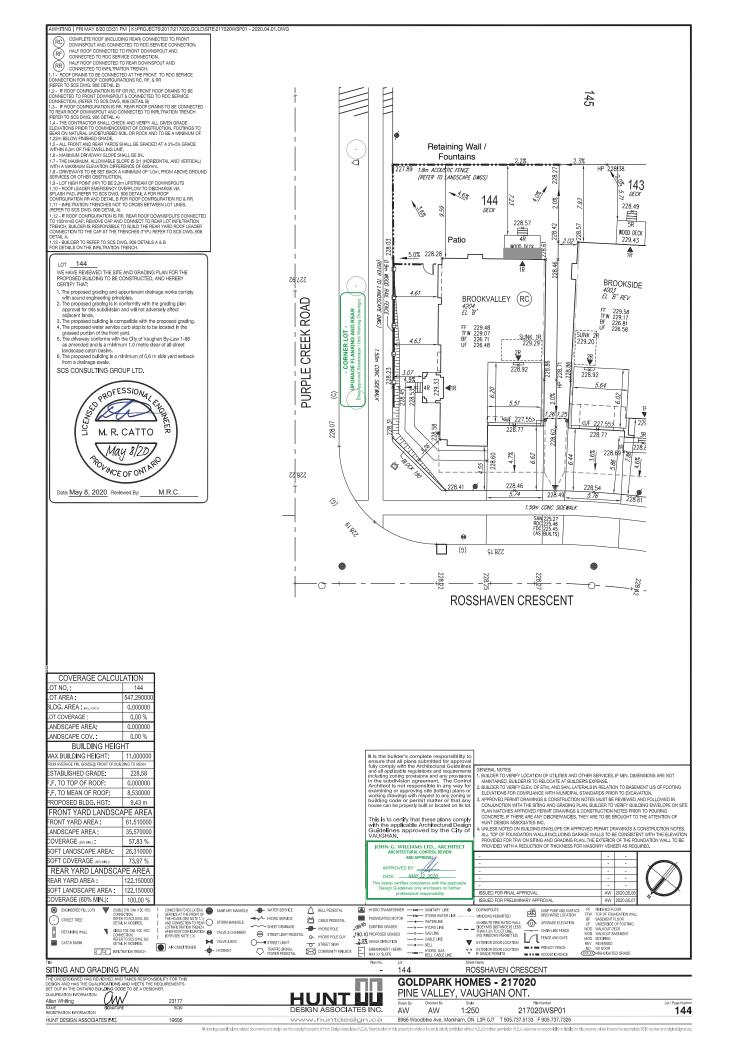


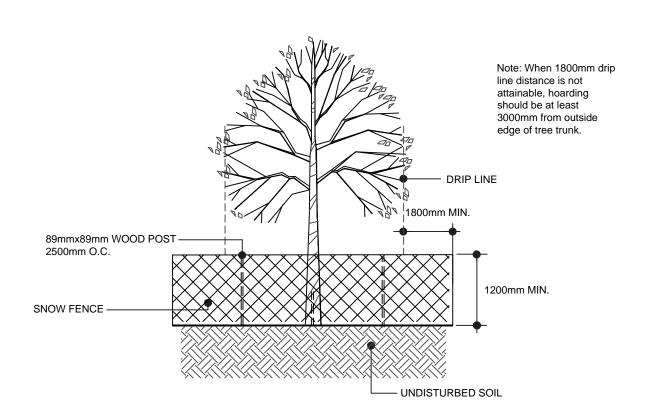
Major Mackenzie Drive

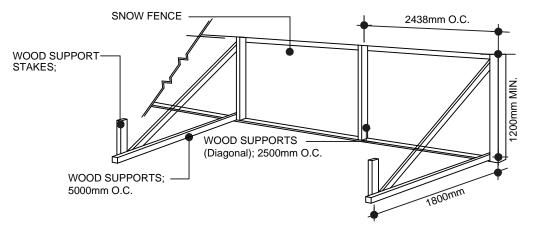




Rosshaven Crescent





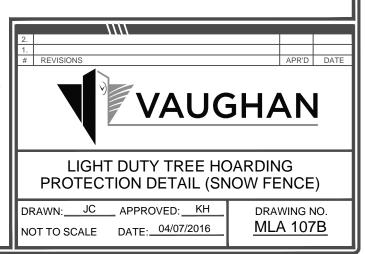


Note: All Support Stakes and Hoarding Posts to be wood 2" x 4" member.

Note: All Connection Points to be Rigid.

NOTES:

- Attachment of fence to trees to be preserved is not allowed.
- 2. Ensure fence is continuous and is located beyond the drip line of trees to be preserved.
- 3. Fencing to be installed prior to start of construction.
- All supports and bracing should be inside the Tree Protection Zone. All such supports should minimize damaging roots outside the Tree Protection Barrier.
- 5. No Construction activity, grade changes, surface treatment or excavations of any kind is permitted within the Tree Protection Zone.



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



To: Committee of Adjustment

From: Sarah Scauzillo, Building Standards Department

Date: March 8, 2023

Applicant: Andrew & Kristin Anderson

Location: 1 Rosshaven Crescent

PLAN 65M4647 Lot 144

File No.(s): A014/23

Zoning Classification:

The subject lands are zoned A and subject to the provisions of Exception 14.1080 under Zoning By-law 001-2021, as amended.

| # | Zoning By-law 01-2021 | Variance requested |
|---|--|--|
| 1 | A minimum rear yard setback of 1.5 metres to the swimming pool is required. [Section 4.21] | To permit a minimum rear yard setback of 1.2 metres to the swimming pool. |
| 2 | In no case shall the outdoor swimming pool be located closer to an exterior side lot line than the dwelling. [Section 4.21] | To permit a swimming pool to be located closer to an exterior side lot line than the dwelling. |

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:

General 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.

^{*} Comments are based on the review of documentation supplied with this application.

Lenore Providence

Subject:

FW: [External] RE: A014/23 (1 Rosshaven Crescent) - REQUEST FOR COMMENTS, CITY OF VAUGHAN

From: Development Services <developmentservices@york.ca>

Sent: February-15-23 2:38 PM

To: Christine Vigneault < Christine. Vigneault@vaughan.ca>

Cc: Committee of Adjustment < CofA@vaughan.ca>

Subject: [External] RE: A014/23 (1 Rosshaven Crescent) - REQUEST FOR COMMENTS, CITY OF VAUGHAN

Hi Christine,

The Regional Municipality of York has completed its review of the above minor variance and has no comment.

Many thanks,

Our working hours may be different. Please do not feel obligated to reply outside of your scheduled working hours. Let's work together to help foster healthy work-life boundaries.

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

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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

None