**ITEM: 6.3** 

# COMMITTEE OF ADJUSTMENT REPORT SUMMARY MINOR VARIANCE APPLICATION FILE NUMBER A052/23 PARTS 1-24 OF PLAN 65R-40282 (COMMERCE STREET)

# 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	$\boxtimes$	$\boxtimes$	$\boxtimes$	General Comments w/Condition
Building Standards (Zoning Review)	$\boxtimes$	$\boxtimes$		General Comments
Building Inspection (Septic)	$\boxtimes$			No Comments Received to Date
Development Planning	$\boxtimes$			Recommend Approval/No Conditions
Development Engineering	$\boxtimes$	$\boxtimes$	$\boxtimes$	Recommend Approval w/Conditions
Parks, Forestry and Horticulture Operations				General Comments
By-law & Compliance, Licensing & Permits	$\boxtimes$			No Comments Received to Date
Development Finance	$\boxtimes$			General Comments
Real Estate				
Fire Department	$\boxtimes$			No Comments Received to Date
AGENCIES	Circulated	Comments Received	Conditions	Nature of Comments
TRCA	$\boxtimes$	$\boxtimes$		General Comments
Ministry of Transportation (MTO)	$\boxtimes$	$\boxtimes$		General Comments
Region of York	$\boxtimes$	$\boxtimes$	$\boxtimes$	Recommend Approval w/Conditions
Alectra	$\boxtimes$	$\boxtimes$		General Comments
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				

## **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			
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 A052/23

# PARTS 1-24 OF PLAN 65R-40282 (COMMERCE STREET)

ITEM NUMBER:	CITY WARD #: 1
APPLICANT:	Rp B3s Holdings Inc.
AGENT:	Stephen Albanese & Saniel Chand
PROPERTY:	Parts 1-24 of Plan 65R-40282 (Commerce Street)
ZONING DESIGNATION:	See below.
VAUGHAN OFFICIAL PLAN	Vaughan Official Plan 2010 ('VOP 2010') - 11.12 Vaughan
(2010) DESIGNATION:	Metropolitan Centre Secondary Plan: "Station Precinct"
RELATED DEVELOPMENT	DA.21.031
APPLICATIONS:	
PURPOSE OF APPLICATION:	Relief from the Zoning By-law is being requested to permit relief from approved parking provisions as it relates to non-residential parking rates, and permit site-specific adjustments to unit count, tower floor plate sizing, and maximum residential and minimum non-residential Gross Floor Area (GFA) as proposed through Site Plan Application DA.21.031.

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

The subject lands are zoned C9 – Corporate Centre Zone and subject to the provisions of Exception 9(1541) under Zoning By-law 1-88, as amended.

	Zoning By-law 1-88	Variance requested
1	The maximum number of dwelling units on the Subject Lands shall not exceed 1,559 units [Exception 9(1541), mi) ix)].	To permit a maximum of 1660 dwelling units on the subject lands.
2	The maximum residential Gross Floor Area of each storey above the first 24.0 metres of building height shall not exceed a. Building A: 776 square metres [Exception 9(1541), mi) xiii)].	To permit a maximum residential Gross Floor Area of 795 square metres for storeys above the first 24.0 metres of building height.
4	A minimum of 1.2 parking spaces per 100 square metres of Gross Floor Area for Commercial Uses is required [Exception 9(1541) ci)lii)].	To permit a minimum of 0.9 parking spaces per 100 square metres of Gross Floor Area for Commercial Uses.
5	A maximum residential gross floor area of 112,00 square metres and a minimum non-residential gross floor area of 6,000 square metres is required [Exception 9(1541) mi) viii)].	To permit a maximum residential gross floor area of 114,400 square metres, and a minimum non-residential gross floor area of 3,600 square metres.

# **HEARING INFORMATION**

DATE OF MEETING: Thursday, August 3, 2023

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

MEETING LOCATION: Vaughan City Hall, Woodbridge Room (2<sup>nd</sup> Floor), 2141 Major Mackenzie Drive

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

# **HEARING INFORMATION**

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

To speak electronically, pre-registration is required by completing the Request to Speak Form on-line and submitting it to cofa@vaughan.ca no later than NOON on the last business day before the meeting.

THE DEADLINE TO REGISTER TO SPEAK ELECTRONICALLY OR SUBMIT WRITTEN COMMENTS 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.

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:	July 20, 2023
Date Applicant Confirmed Posting of Sign:	July 19, 2023
Applicant Justification for Variances: *As provided by Applicant in Application Form	Previously approved applications permit the development of a mixed-use, three-tower development comprised of condominium apartment buildings with a pedestrian mews and a privately-owned public open space (POPS). Corresponding City of Vaughan File Numbers are OP.21.016, Z.21.027, and DA.22.031. Zoning By-law Amendment (By-law 147-2022) and Official Plan Amendment (By-law 148-2022) were Council Approved on June 28th, 2022 while DA.22.031 received Council Approval on September 28, 2022. The requested variances exceed the provisions approved in Zoning By-law Amendment 147-2022.
Adjournment Requests (from staff): *Adjournment requests provided to applicant prior to issuance of public notice	On July 14, 2023, Development Engineering provided:  Development Engineering has conducted its review of the application. Development Engineering has the following comments for your review.  Staff have reviewed the submitted Parking Justification Study and do not support the proposed residential visitor rate reduction from 0.15 spaces/unit to 0.12 spaces/unit (48 spaces based on the unit count of 1605 residential units).
	Staff are not asking for additional spaces such as another level of underground parking but rather suggest further reduction of the residential rate, as per the Transportation Demand Management (TDM) recommendations of the Parking Justification Study. For example, reduce the proposed resident parking rate from 0.30 spaces/unit to 0.27 spaces/unit (rate reduction of 0.03 spaces/unit or 48 spaces). This will permit maintaining the residential visitor by-law rate of 0.15 spaces/unit.
	Staff maintain the 0.15 spaces/unit residential visitor parking requirement for the following reasons:
	Toronto has a fulsome and frequent transit network connecting City-wide, which is necessary to support residential visitor parking rate reductions. Vaughan's

## COMMITTEE OF ADJUSTMENT COMMENTS

transit network is not as fulsome and connected as Toronto.

- a) Transit Travel Times were calculated during peak AM and PM hours. Visitor peaks are not typically during the weekday peak hours, as seen in the surveys.
- b) Approved sites with reduced visitor parking rates in Toronto were provided, near the Eglinton and St. Clair West stations. There are 13 public parking lots within 400m of Eglinton Station and 5 public parking lots within 500m of St. Clair West, which is not comparable to VMC.
- Visitor surveys should be conducted on Friday evenings, Saturday all day and Sunday morning/afternoon. Visitor parking demand at The Met Condo was surveyed on Wednesday evening.
- The following TDM measures were suggested to reduce visitor parking demands:
  - a) Car share typically this is targeted/suitable for residents rather than visitors. Visitors wouldn't utilize an on-site car share vehicle and if they are using car share to get to the site, they would still need a visitor space to park in when they arrive.
  - b) Shared parking between non-residential components of the site – this should be supported with a shared parking analysis as permitted in the City's Zoning By-Law for the VMC. This may help in reducing the overall requirement of residential visitor parking spaces.
  - c) On-street parking there is very limited on-street parking opportunities within the VMC and the parking is for the public/all surrounding uses, not a specific development need.
  - d) Sharing with the existing and future commercial parking lots surrounding VMC – this is reasonable with a shared parking agreement (registered on title).

In response the applicant updated the application, removing the following variance from the proposal using a Zoning Review Waiver:

To permit a minimum of 0.12 Residential Visitor parking spaces per dwelling unit.

# 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.

Zoning confirmed variances on July 18, 2023.

Yes

\*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 Adjustment Recommended Conditions of Approval: That the applicant obtains a municipal address from the GIS Mapping Section of the Development Planning Department and that confirmation of address creation be provided to

# COMMITTEE OF ADJUSTMENT COMMENTS the Secretary Treasurer.

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:	None

# **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>

Currently, there is no available city-wide servicing capacity to distribute, however, York Region is expected to grant the City additional servicing capacity in Q4-2023 as part of their Capacity Assignment cycle to Regional Municipalities. Therefore, the City cannot provide Regional servicing capacity to Minor Variance Application (A052/23) until its next assignment from York Region and Council approves the servicing capacity allocation increase.

The Development Engineering (DE) Department does not object to variance application A052/23 subject to the following condition(s):

Development Engineering Recommended Conditions of Approval:

Prior to final approval of the application, Vaughan Council adopts a resolution allocating sewage and water supply capacity in accordance with the City's approved Servicing Capacity Distribution Policy assigning capacity for an additional 101 residential units to the subject lands.

# PARKS, FORESTRY & HORTICULTURE (PFH) COMMENTS Forestry: Forestry is working with Development Planning on this file. No comment at this time. 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 comments received to date.	
BCLPS Recommended Conditions of Approval:	None

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

FIRE DEPA	ARTMENT 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

	SCHEDULES TO STAFF REPORT  *See Schedule for list of correspondence
	See Scriedule for list of correspondence
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:

	SUMMARY OF RECOMMENDED	CONDITIONS OF APPROVAL
requi the re	nditions of approval, unless otherwise stated, are cons red". If a condition is no longer required after an appr	
#	DEPARTMENT / AGENCY	CONDITION(S) DESCRIPTION
1	Committee of Adjustment <a href="mailto:christine.vigneault@vaughan.ca">christine.vigneault@vaughan.ca</a>	That the applicant obtain a municipal address from the GIS Mapping Section of the Development Planning Department and that confirmation of address creation be provided to the Secretary Treasurer.
2	Development Engineering Rex.bondad@vaughan.ca	Prior to final approval of the application, Vaughan Council adopts a resolution allocating sewage and water supply capacity in accordance with the City's approved Servicing Capacity Distribution Policy assigning capacity for an additional 101 residential units to the subject lands.
3	York Region developmentservices@york.ca	Prior to final approval of the application, the Owner shall provide to the Region the following documentation to confirm that water and wastewater services are available to the subject development and have been allocated by the City of Vaughan:  a) a copy of the Council resolution confirming that the City of Vaughan has allocated servicing capacity, specifying the specific source of the capacity, to the development proposed within this site plan.  b) a copy of an email confirmation by a City of Vaughan staff member stating that the allocation to the subject development remains valid at the time of the request for regional clearance of this condition

# **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.

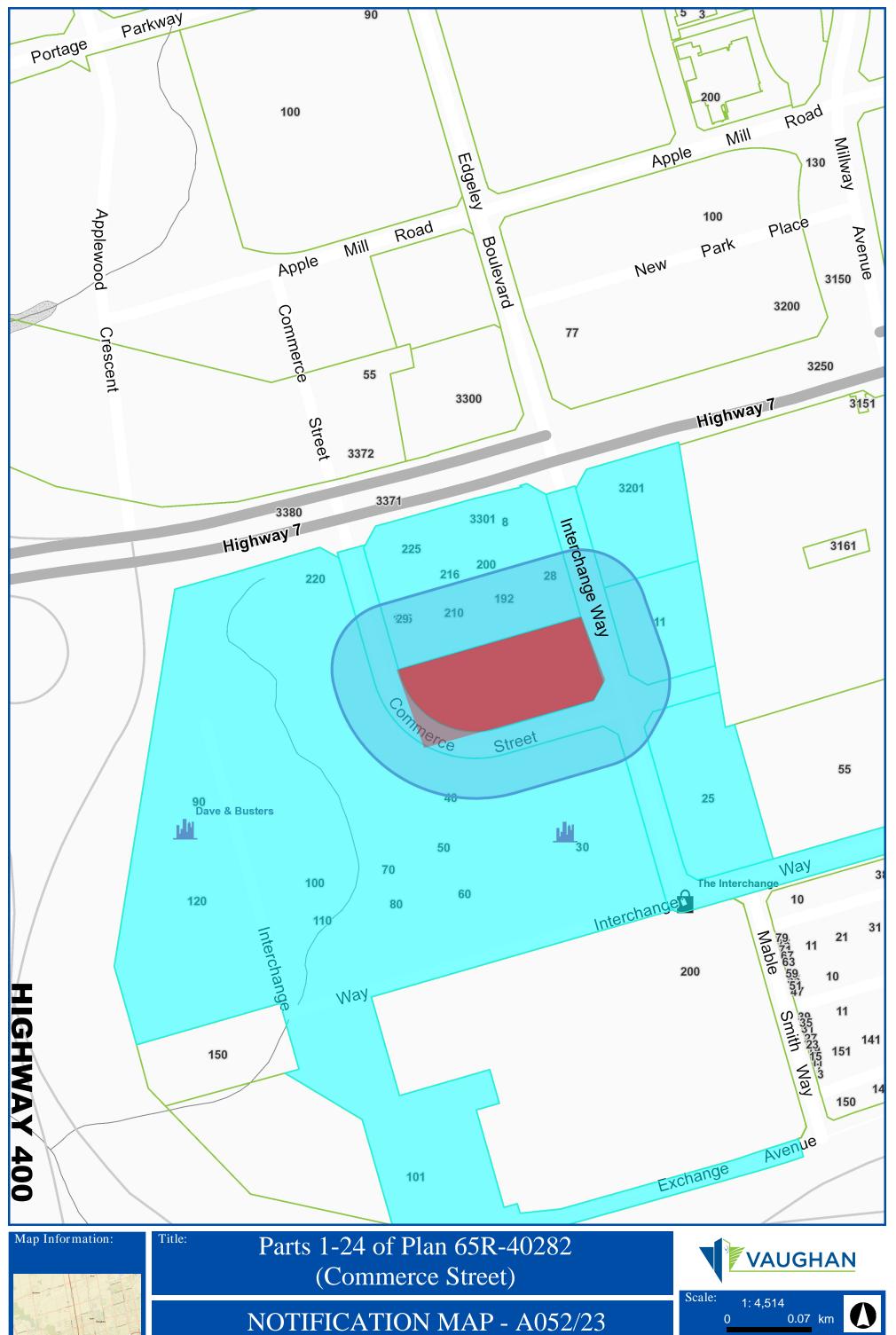
That the payment of the City Development Charge, if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and the City's Development Charges By-law in effect at the time of payment.

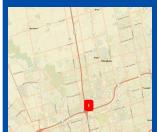
That the payment of the Education Development Charge if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and the Boards of Education By-laws in effect at the time of payment

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**





Disclaimer:





# RECEIVED

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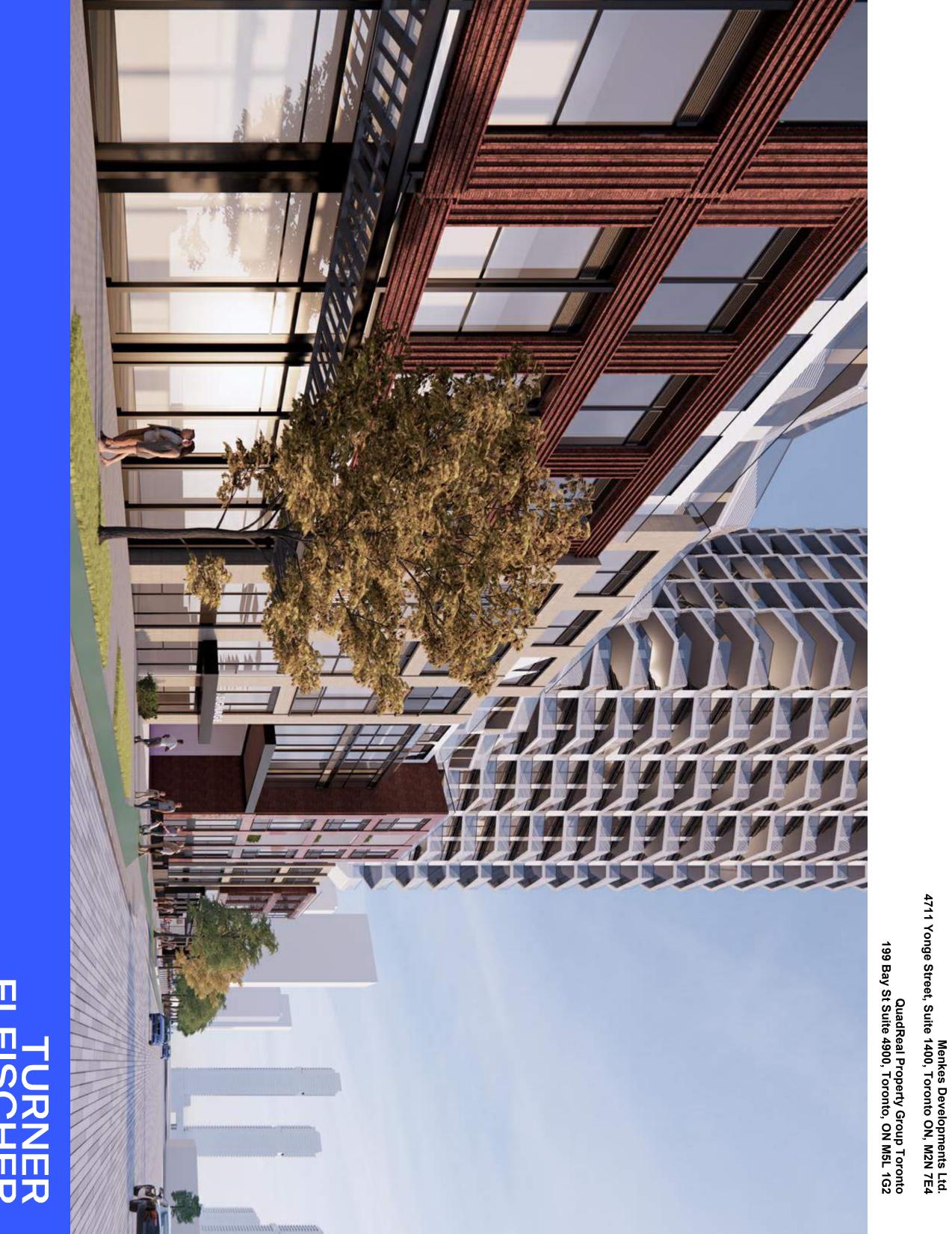
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By Christine Vigneault at 11:41 am, Ju **11 18, 2023** 

Interchange Way + Commerce Street, SW Corner, Vaughan, ON

20.034CS





596 Glengarry Crescent Fergus, Ontario N1M 3E2 +1 519 787 2910 Theakston Environmental spollock@theakston.com Stephen Pollock, **Principal** 



LANDSCAPE CONSULTANT

В

IBI GROUP

Project Manager, Community
Development
Mobile: 289-923-7460 Jeremy Lauzon BES, CET Stantec Consulting Ltd.

Associate Director, Landscape tel +1 416 596 1930 e. nkovacevic@IBIGroup.com

7th Floor - 55 St. Clair Avenue West Toronto ON M4V 2Y7 Neno Kovacevic, Canada

Alison Quigg MCIP RPP Canada

Planning tel +1 416 596 1930 ext 61505

PLANNING CONSULTANT 7th Floor - 55 St. Clair Avenue West Toronto ON M4V 2Y7 **IBI GROUP** 

CLIENT REPRESENTATIVE



<u>B</u>

ISSUED FOR COMMITTEE OF ADJUSTMENTS

2023-07-04

(416) 491-2222

Menkes Developments Ltd.
4711 Yonge Street, Suite
1400, Toronto ON, M2N 7E4
Jude Tersigni, MCIP, RPP
Vice President, Planning and Jude.Tersigni@menkes.com

2023-07-17 11:33:24 AM 443 1660 PHASE TOTAL N TOTAL PROJECT SUMMARY
CITY OF VAUGHAN COMPREHE GROSS FLOOR AREA (GFA) BREAKDOWN GROSS FLOOR AREA (GFA) BREAKDOWN FLOOR AREA, GROSS (G.F.A.) - Means the aggregate of the fic car parking area above or below grade within the building or v CELLAR

Means that portion of a building below the lowest storey whice **ALL PHASES** ALL PHASES PHASE 1 PHASE 2 u/G 1,117 543 137.5 72.1 2,214.3 HEIGHT: Height: Means in reference to a building or structure, the vertical distance measured from established grade to: i. In the case of a flat roof, including any roof where more than half of the roof area has a slope of 15 degrees or less above the horizontal, the highest point of the roof surface or parapet, whichever is the greater; ii. in the case of a sloped roof, the mean height between the eaves and the ridge; or, iii. In the case of any structure we no roof, the highest point of the structure. 916,532 323,841 51,154 0.00 0.00 38.88 0.00 0.00 0.00 0.00 0.00 0.00 62,973 30,342 0.00 87.98 0.00 0.00 0.00 0.00 0.00 0.00 2,193.7 23,613 1,039 37,753.6 76,455.9 77% 1,412.9 12,721 15,208 27,930 791.70 14,250.60 2,306.13 2,134.74 695.38 776.97 33,409.71 628.18 2,000.88 909.87 2,434.01 2,328.24 2,229.57 766.39 8,521.79 153,392.18 24,822.98 22,978.15 7,485.01 21,537.29 9,793.76 26,199.47 25,060.97 23,998.89 8,249.35 776.97 8,363.24 33,409.71 359,619.13 628.18 6,761.67 3,930.33 42,305.72 1,943.36 20,918.15 1,527.01 16,436.60 791.69 8,521.68 7,379.09 7,376.96 6,386.46 6,422.68 834.08 0.00 0.00 0.00 0.00 0.00 0.00 
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 359,619.13

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 6,761.67
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FLEISCHER

67 Lesmill Road ronto, ON, M3B 2T8 T 416 425 2222 turnerfleischer.com

FLOOR 02
FLOOR 03
FLOOR 04
FLOOR 05
FLOOR 06
FLOOR 17P. TOWER

DRAWING NAME

VMC Block 3S

11 2023-07-04 10 2023-05-19 7 2022-07-25 5 2022-04-26 3 2022-01-27 1 2021-06-04 # DATE

ISSUED FOR COMMITTEE OF ADJUSTMENTS
ISSUED FOR COMMITTEE OF ADJUSTMENTS
ISSUED FOR SITE PLAN APPROVAL
ISSUED FOR STAFF REVIEW
ISSUED FOR ZONING SUBMISSION 2
ISSUED FOR ZONING SUBMISSION 1
DESCRIPTION

SW Corner,

y + Commerce Street, Vaughan, ON

ASSOCIATE OF THE SELL L.FLEISCHER

RZ002

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2023-07-17 11:33:24 AM

ASSOCIATION OF THE RESIDENCE SOUTH THE SOUTH T

RZ003

REV.

STATISTICS

+ Commerce Street, SW Corner, Vaughan, ON

VMC Block 3S

| 11 | 2023-07-04 | ISSUED FOR COMMITTEE OF ADJUSTMENTS | 10 | 2023-05-19 | ISSUED FOR COMMITTEE OF ADJUSTMENTS | 7 | 2022-07-25 | ISSUED FOR SITE PLAN APPROVAL | 5 | 2022-04-26 | ISSUED FOR STAFF REVIEW | 3 | 2022-01-27 | ISSUED FOR ZONING SUBMISSION 2 | 1 | 2021-06-04 | ISSUED FOR ZONING SUBMISSION 1 | DATE | DESCRIPTION |

PHASE 1

PHASE 2

ALL PHASES

PHASE 1

PHASE 2

ALL PHASES

PHASE 2 / BUILDING B

ALL PHASES

PHASE 1

				PH	ASE	2 ,	/ Bl	JILI	DIN	G A		
UNIT MIX	UNIT MIX	<b>TOTAL UNITS</b>	SUBTOTAL		L29-30	L28	L26-27	125	L6-L24	LS (TYP)	L4	5
20.17	30.1%	89	89		6	3	8	4	57	3	4	4
7	39.7%		176		20	10	16	00	114	6	2	
71.1%	31.4%	315	139		0		4	2	95	5	16	11
8	8.8%		39		2	1	2	1	19	1	4	y
8.8%	0.0%	39	0		0		0		0			
100.070	100 0%		443	0	28	14	30	15	285	15	26	30

ONI MIX		13.6%	49.5%	36.6%	0.3%	100.0%	
UNIT MIX - P	ROVIDED	UNIT MIX - PROVIDED FOR BUILDING A					
	FLOOR	UNIT TYPE					TOTAL
		STUDIO	18	1B+D	28	2B+D	
	LЗ	4		17	6		30
	L4	4	2	16	4		26
G A	L5 (TYP)	3	6	5	1		15
DIN	L6-L24	57	114	95	19	0	285
JILO	L25	4	8	2	1		15
/ BL	L26-27	8	16	4	2	0	30
2 /	L28	3	10		1		14
ASE	L29-30	6	20	0	2	0	28
PH							0
	SUBTOTAL	89	176	139	39	0	443
	TOTAL UNITS	89	3	315	39	9	
	THE PARK		39 7%	31.4%	8.8%	%0.0	

PHASE 2

* VEHICULAR PARKING RATIOS AS F	* VEHICULAR PARKING RATIOS AS PER PROPOSED ZONING BY-LAW AMENDMENT.	NDMENT.			
<b>UNIT MIX - PROVIDED</b>					
BUILDING		UNIT TYPE			TOTAL
	STUDIO	1B	28	38	
BUILDING A	89	315	39	0	443
UNIT MIX	20.1%	71.1%	8.8%	0%	100.0%
BUILDING B	88	286	300	0	674
VIIM TINU	13.1%	42.4%	44.5%	0%	100.0%
PHASE 2 SUBTOTAL	177	601	339	0	1,117
BUILDING C	48	221	269	5	543
UNIT MIX	8.8%	40.7%	49.5%	1%	100.0%
PHASE 1 SUBTOTAL	48	221	269	5	543
TOTAL UNITS	225	822	608	5	1,660
UNIT MIX	13.6%	49.5%	36.6%	0.3%	100.0%

**ALL PHASES** 

VISITOR         0.15 / UNIT         81           BACHELOR/1BR         0.30 / UNIT         81           2 BR         0.30 / UNIT         81           RETAIL         0.90 / 100 SM         13	asn	RATIO (MIN.)	
0.30 / UNIT 0.30 / UNIT 0.90 / 100 SM	VISITOR	0.15 / UNIT	18
0.30 / UNIT 0.90 / 100 SM	BACHELOR / 1BR	0.30 / UNIT	81
0.90 /100 SM	2 BR	0.30 / UNIT	18
	RETAIL	0.90 /100 SM	13
	0.1	TOTAL PARKING REQUIRED	256

ALL PHASES

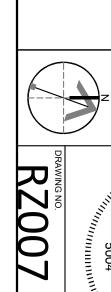
**ALL PHASES** 

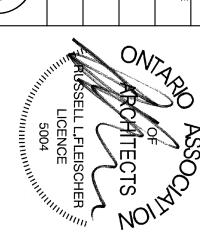
**ALL PHASES** 

USE	RATIO (MIN.)	
VISITOR	0.15 / UNIT	168
BACHELOR / 1BR	0.30 / UNIT	234
2 BR	0.30 / UNIT	102
RETAIL	0.90 /100 SM	20
01	TOTAL PARKING REQUIRED	524

	USE	RATIO (MIN.)	
S	VISITOR	0.15 / UNIT	249
ASE	BACHELOR / 1BR	0.30 / UNIT	315
PHA	2 BR	0.30 / UNIT	183
LL I	RETAIL	0.90 /100 SM	33
Α			
	1101	TOTAL PARKING REQUIRED	780





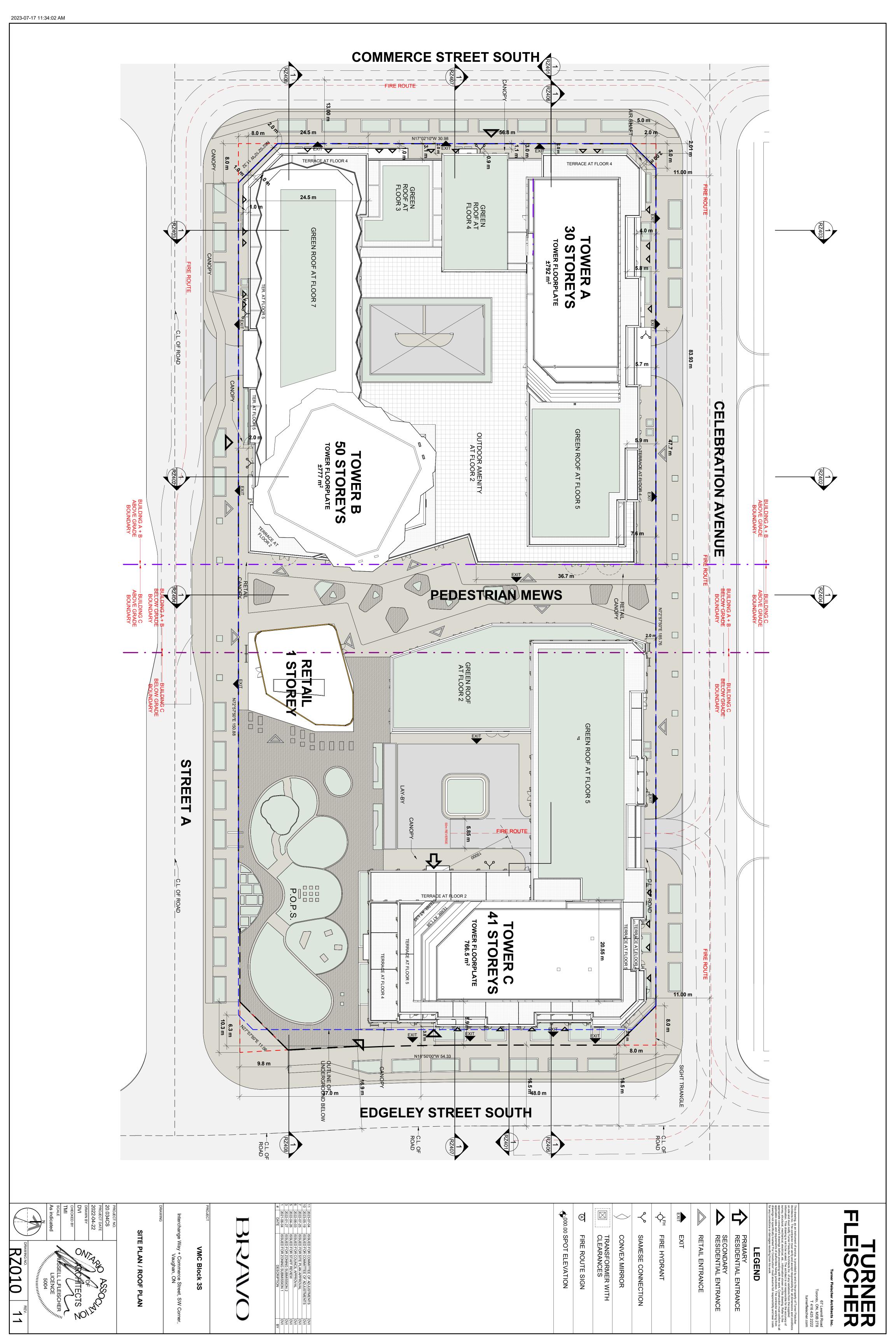


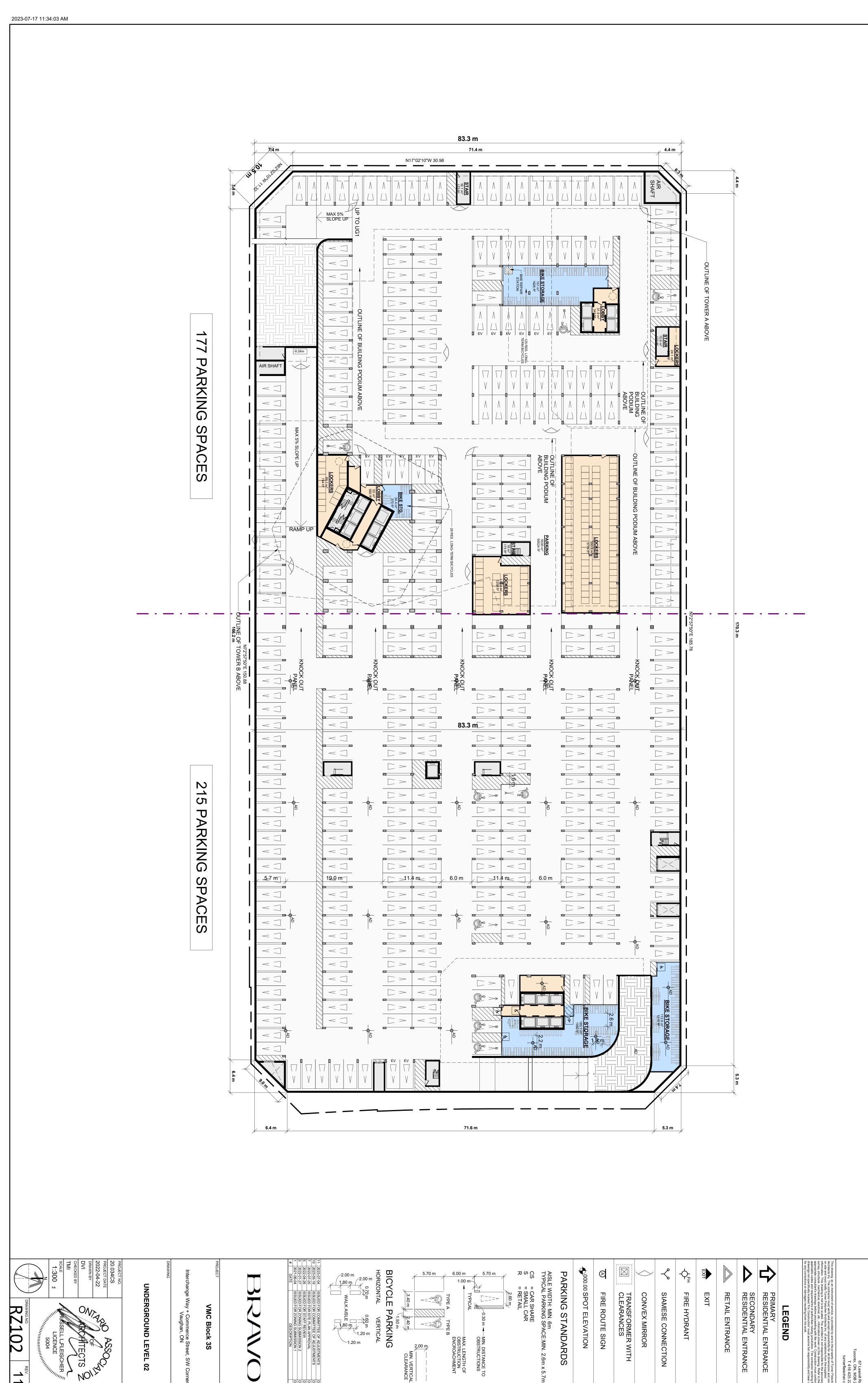
B DY DY

Way + Commerce Street, SW Cor Vaughan, ON

VMC Block 3S

CONTEXT PLAN





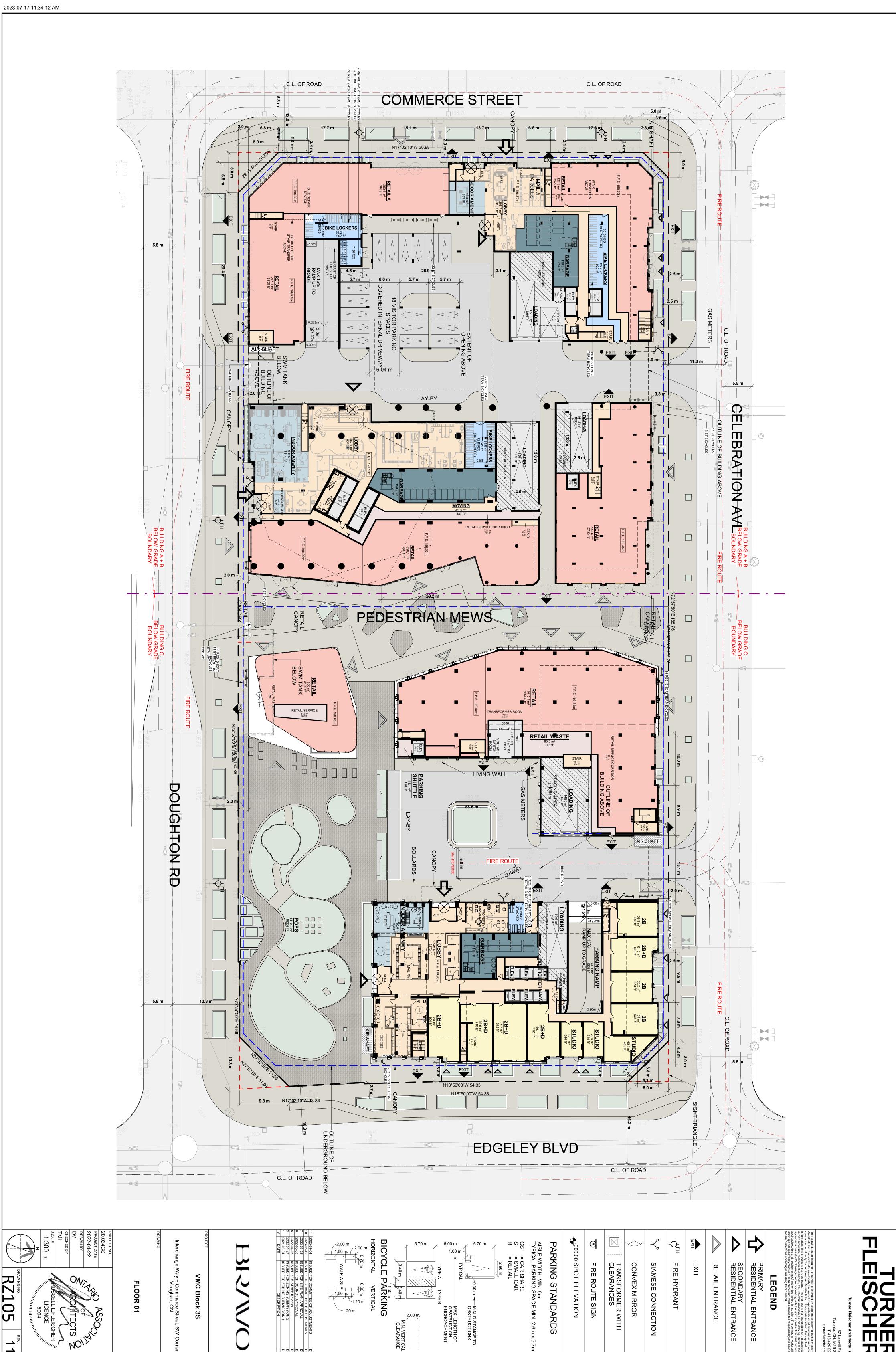
-MAX. LENGTH OF OBSTRUCTION ENCROACHMENT

MIN. VERTICAL CLEARANCE

<u></u>

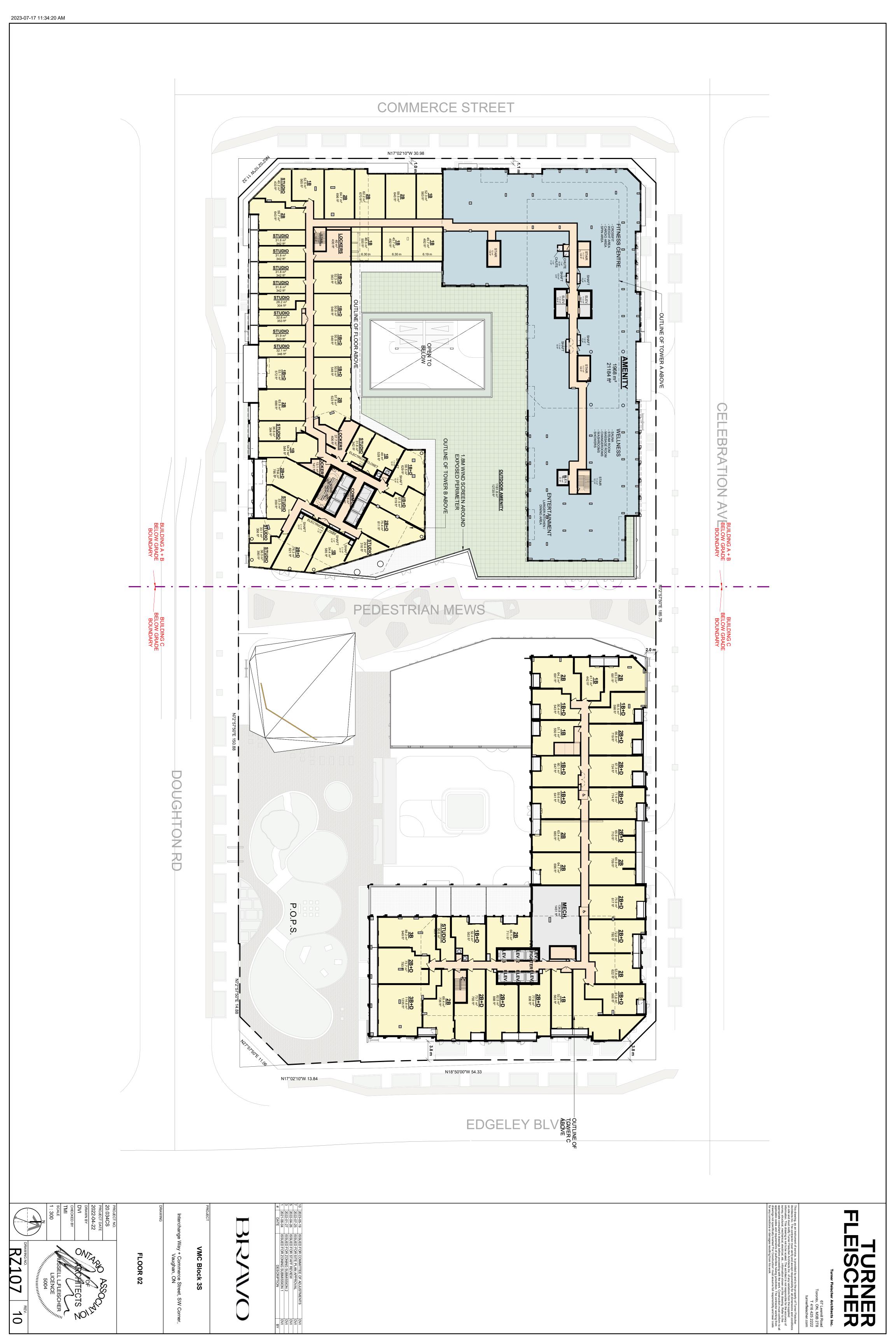
MIN. DISTANCE TO OBSTRUCTIONS





DV DV DV

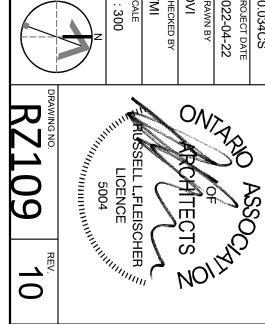
TURNER EISCHER





10 REV.

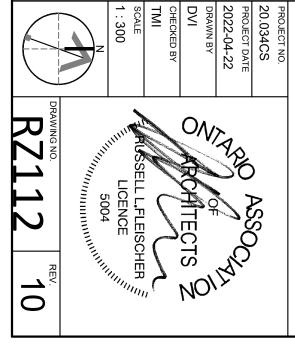
DVI DVI



EISCHER

**1**0 REV







SCH	<b>EDULE B</b>	B: STAFF & AGI	<b>ENCY COM</b>	MENTS
DEPT/AGENCY	Circulated	Comments Received	Conditions	Nature of Comments
TRCA	$\boxtimes$			General Comments
Ministry of Transportation (MTO)	$\boxtimes$			General Comments
Region of York	$\boxtimes$		$\boxtimes$	Recommend Approval w/Conditions
Alectra	$\boxtimes$	$\boxtimes$		General Comments
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				
Development Planning	$\boxtimes$			Recommend Approval/No Conditions
Building Standards (Zoning)	$\boxtimes$			General Comments



**Date:** July 13<sup>th</sup> 2023

Attention: Christine Vigneault

**RE:** Request for Comments

File No.: A052-23

**Related Files:** 

**Applicant** RP B3S Holdings Inc. c/o Mark Karam

**Location** Parts 1-24 of Plan 65R-40282 (Commerce Street) CONC 3 Lot 20



## **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



Power Stream 1

# Construction Standard

03-1

	SYSTEM VOLTAGE			
LOCATION OF WIRES, CABLES OR CONDUCTORS	SPAN GUYS AND COMMUNICATIONS WIRES		4.16/2.4kV TO 27.6/16kV (SEE NOTE 1)	44kV
	MINIMUM VERTICAL CLEARANCES (SEE NOTE 2)			
OVER OR ALONGSIDE ROADS, DRIVEWAYS OR LANDS ACCESSIBLE TO <u>VEHICLES</u>	442cm	442cm	480cm	520cm
OVER GROUND ACCESSIBLE TO PEDESTRIANS AND BICYCLES ONLY	250cm	310cm	340cm	370cm
ABOVE TOP OF RAIL AT RAILWAY CROSSINGS	730cm	730cm	760cm	810cm



MINIMUM ATTACHMENT HEIGHT = MAXIMUM SAG

- + MINIMUM VERTICAL CLEARANCE (FROM ABOVE TABLE)
  ± GRADE DIFFERENCE

- + 0.3m (VEHICLE OR RAILWAY LOCATION) + SNOW DEPTH (PEDESTRIAN LOCATION, SEE NOTE 3)

# NOTES:

- THE MULTIGROUNDED SYSTEM NEUTRAL HAS THE SAME CLEARANCE AS THE 600V SYSTEM.
- 2. THE VERTICAL CLEARANCES IN THE ABOVE TABLE ARE UNDER  $\underline{\text{MAXIMUM SAG}}$  CONDITIONS.
- 3. REFER TO CSA STANDARD C22.3 No.1, ANNEX D FOR LOCAL SNOW DEPTH
- 4. ALL CLEARANCES ARE IN ACCORDANCE TO CSA STANDARD C22.3.

<u>\G</u>	340cm	11'-4"		
	310cm	10'-4"		
VALUES.	250cm	8'-4"		
VALUES.				
REFERENCES				
SAGS AND T	FNSIONS 1	SECTION 02		

METRIC

810cm

760cm 730cm

520cm 480cm

442cm 370cm

CONVERSION TABLE

IMPERIAL (APPROX)

27'-0" 25'-4"

24'-4" 17'-4"

15'-5" 12'-4"

# MINIMUM VERTICAL CLEARANCES OF WIRES, CABLES AND CONDUCTORS ABOVE GROUND OR RAILS

ORIGINAL ISSUE DATE: 2010-DEC-24 REVISION NO: R1 REVISION DATE: 2012-JAN-09

Certificate of Approval This construction Standard meets the safety requirements of Section 4 of Regulation 22/04		
Joe Crozier, P.Eng. Name	2012-JAN-09 Date	
P Fng. Approval By:	Ine Crozier	



# Construction Standard

03 - 4





VOLTAGE	MINIMUM HORIZONTAL CLEARNACE UNDER MAXIMUM SWING CONDITIONS DIMENSION "X" (SEE NOTES 1, 3 & 4)	MINIMUM VERTICAL CLEARANCE UNDER MAXIMUM DESIGN SAG CONDITIONS DIMENSION "Y" (SEE NOTES 1, 2, 4 & 5)	
0-600V AND NEUTRAL	100cm	250cm	
4.16/2.4 TO 44kV	300cm	480cm	

#### NOTES

- UNDER NO CIRCUMSTANCES SHALL A CONDUCTOR BE PERMITTED TO PENETRATE THE ENVELOPE SHOWN BY THE DOTTED LINE.
- 2. THE VERTICAL CLEARANCES ARE UNDER CONDITIONS OF MAXIMUM DESIGN SAG.
- THE HORIZONTAL CLEARANCES ARE UNDER CONDITIONS OF MAXIMUM SWING. WHERE THE CONDUCTOR SWING IS NOT KNOWN A HORIZONTAL CLEARANCE OF 480CM SHALL BE USED.
- 4. BUILDINGS THAT EXCEED 3 STOREYS OR 15M IN HEIGHT, THE MINIMUM HORIZONTAL CLEARANCE OF THE SECONDARY CONDUCTORS SHOULD BE INCREASED TO 300cm WHERE IT IS NECESSARY TO ALLOW FOR THE RAISING OF LADDERS BY LOCAL FIRE DEPARTMENTS.
- IN SITUATIONS SUCH AS MULTI-LEVEL GARAGES, WHERE ROOFS ARE NORMALLY USED BY PERSONS AND VEHICLES, THE VERTICAL CLEARANCES OF POWERSTREAM STANDARD 03-1 SHALL APPLY.
- 6. DISTRIBUTION LINES CONSTRUCTED NEAR BUILDINGS SHALL BE BUILT TO AVOID OVERHANG WHEREVER POSSIBLE. WHERE LINES MUST BE CONSTRUCTED OVER OR ADJACENT TO BUILDINGS THE APPLICABLE HORIZONTAL AND VERTICAL CLEARANCES SHALL BE AT CONDITIONS OF MAXIMUM CONDUCTOR SWING AND MAXIMUM SAG. THE ABOVE CLEARANCES ARE DESIGNED TO PREVENT PERSONS ON OR IN BUILDINGS AS WELL AS EXTERNAL MACHINERY USED IN CONJUCTION WITH A BUILDING TO COME IN CONTACT WITH CONDUCTORS. EFFORTS SHOULD BE MADE TO INCREASE THESE CLEARANCES WHERE POSSIBLE.
- 7. ALL CLEARANCES ARE IN ACCORDANCE TO CSA C22.3 NO.1-06 (TABLE-9).

CONVERSION TABLE			
IMPERIAL			
(APPROX)			
16'-0"			
10'-0"			
8'-4"			
3'-4"			

# MINIMUM VERTICAL & HORIZONTAL CLEARANCES OF CONDUCTORS FROM BUILDINGS OR OTHER PERMANENT STRUCTURES (CONDUCTORS NOT ATTACHED TO BUILDINGS)

ORIGINAL ISSUE DATE: 2010—MAY—05 REVISION NO: REVISION DATE:
PEgystem Planning and Standards/Standard Design/PowerStream Standards/standards working (lighter/Seedlan 3/3-4/c/wg d3-4 Ro May 5, 2010, s/wg, 3/3/2010 8/2/202 AM, Adobe POF



To: Committee of Adjustment

From: Lindsay Haviland, Building Standards Department

**Date:** July 18, 2023

**Applicant:** RP B3S Holdings Inc. c/o Mark Karam

**Location:** Parts 1-24 of Plan 65R-40282 (Commerce Street)

CONC 3 Lot 20

File No.(s): A052/23

# **Zoning Classification:**

The subject lands are zoned C9 – Corporate Centre Zone and subject to the provisions of Exception 9(1541) under Zoning By-law 1-88, as amended.

1	Zoning By-law 1-88 The maximum number of dwelling units on the Subject Lands	Variance requested To permit a maximum of 1660
'	shall not exceed 1,559 units [Exception 9(1541), mi) ix)].	dwelling units on the subject lands.
2	The maximum residential Gross Floor Area of each storey above the first 24.0 metres of building height shall not exceed	To permit a maximum residential Gross Floor Area of 795 square metres for storeys above the first
	a. Building A: 776 square metres [Exception 9(1541), mi) xiii)].	24.0 metres of building height.
3	A minimum of 1.2 parking spaces per 100 square metres of Gross Floor Area for Commercial Uses is required [Exception 9(1541) ci)lii)].	To permit a minimum of 0.9 parking spaces per 100 square metres of Gross Floor Area for Commercial Uses.
4	A maximum residential gross floor area of 112,00 square metres and a minimum non-residential gross floor area of 6,000 square metres is required [Exception 9(1541) mi) viii)].	To permit a maximum residential gross floor area of 114,400 square metres, and a minimum non-residential gross floor area of 3,600 square metres.

# **Staff Comments:**

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

There are no outstanding Orders on file

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

# **Other Comments:**

General Comments			
1	The applicant shall be advised that additional variances may be required upon review of detailed drawing for building permit/site plan approval.		
2	This application is deemed to be Transitioned under section 1.6 of By-law 001-2021 as amended.		

# **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.

From: Blaney, Cameron (MTO)
To: Christine Vigneault

Subject: [External] RE: A052/23 (Parts 1-24 of Plan 65R-40282 (Commerce Street)- REQUEST FOR COMMENTS, CITY OF

VAUGHAN

**Date:** Friday, July 14, 2023 1:50:53 PM

Attachments: image001.png

No concerns for MTO in regards to reduced parking spaces as part of A052/23.

# Cameron Blaney (He/Him) | Corridor Management Planner York & Simcoe

Highway Corridor Management Section | Central Operations | Ministry of Transportation 159 Sir William Hearst Avenue, 7<sup>th</sup> Floor, Toronto, ON. M3M 0B7 Telephone: 416-358-7871 Email: <a href="mailto:cameron.blaney@ontario.ca">cameron.blaney@ontario.ca</a>







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

From: Nancy Tuckett, Director of Development Planning

**Date:** July 17, 2023

Name of Owner: RP B3S Holdings Inc.

**Location:** Parts 1-24 of Plan 65R-40282 (Commerce Street)

File No.(s): A052/23

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

1. To permit a maximum of 1660 dwelling units on the subject lands.

- 2. To permit a maximum residential Gross Floor Area of 795 square metres for storeys above the first 24.0 metres of building height.
- 3. To permit a minimum of 0.9 parking spaces per 100 square metres of Gross Floor Area for Commercial Uses.
- 4. To permit a maximum residential gross floor area of 114,400 square metres, and a minimum non-residential gross floor area of 3,600 square metres.

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

- 1. The maximum number of dwelling units on the Subject Lands shall not exceed 1,559 units.
- 2. The maximum residential Gross Floor Area of each storey above the first 24.0 metres of building height shall not exceed Building A: 776 square metres.
- 3. A minimum of 1.2 parking spaces per 100 square metres of Gross Floor Area for Commercial Uses is required.
- 4. A maximum residential gross floor area of 112,000 square metres and a minimum non-residential gross floor area of 6,000 square metres is required.

### Official Plan:

City of Vaughan Official Plan 2010 ('VOP 2010'): "Station Precinct" in Section 11.12 Vaughan Metropolitan Centre Secondary Plan

# Comments:

The Owner is requesting relief to permit revisions to parking provisions and site-specific adjustments, to the previously approved mixed-use three-tower development, with the above noted variances.

Official Plan Amendment Application OP.21.016 (By-law 148-2022) and Zoning By-law Amendment Application Z.21.027 (By-law 147-2022), was approved by the Committee of the Whole on June 21, 2022, and the decision was ratified by Council on June 28, 2022. The approvals permitted a mixed-use development in the Vaughan Metropolitan Centre (VMC) consisting of 1,557 residential units within three towers of 30 (Building A), 40 (Building C) and 50-storeys (Building B) on podiums up to 6-storeys in height, a one-storey standalone retail building, a north-south pedestrian mews, a privately owned-publicly accessible open space ('POPS'), and 6,122.7 m² of retail uses on the subject lands. Associated Site Development Application DA.21.031 was approved by Council on September 28, 2022.

The Development Planning Department has no objection to Variance 1 for the proposed unit increase, as residential dwelling units are a permitted use on the lands, and the requested variance is in keeping with provincial, regional, and municipal policies to increase housing stock and housing options within intensification areas such as the Vaughan Metropolitan Centre ('VMC'). Additionally, the proposed variance does not result in any building height or density increases beyond what was originally approved by Council for Building A. As per Development Engineering's comments, Variance 1 is conditional on the Owner receiving Servicing Allocation from Council.

The Development Planning Department has no objection to Variance 2 for the maximum Gross Floor Area ('GFA') for the storeys above the first 24 m of building height, as the requested increase from 776 m² to 795 m² represents a modest increase in floor plate area, continues to maintain a slender high-rise tower built-form that allows for a more

# memorandum



optimal floor plan and minimizes shadow impacts, maintains minimum tower separation distances, and does not substantially impact the design of the tower as originally approved. Additionally, the proposed variance contemplates a tower floor plate that is consistent with several other floor plate sizes approved within the VMC. As such the proposed variance maintains the general intent of the Official Plan and is minor in nature.

The Development Planning Department has no objection to Variance 3 for the parking rate reduction. The Owners submitted a Parking Justification Report prepared by BA Group, dated March 7, 2023, in support of the request which concludes that the proposed parking reduction of 0.9 spaces per 100 m² of commercial GFA would be sufficient for the proposed development. The Development Engineering Department has reviewed the Parking Justification Report and the reduced parking ratio and has no objection to the requested variance.

The Development Planning Department has no objection to Variance 4 for the increase in residential GFA and reduction in non-residential (commercial) GFA. The Owner is proposing to repurpose 2,400 m² of non-residential GFA to residential GFA, as a large occupant retail tenant is no longer contemplated as part of this development. Rather, the Owner has advised that the large occupant retail component will instead be relocated to another phase of development within their surrounding land holdings. The overall GFA remains consistent with previous Council approvals, and the development continues to maintain a generous non-residential GFA.

Accordingly, the Development Planning Department can support the requested variances 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.

# **Conditions of Approval:**

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

None

# **Comments Prepared by:**

Michelle Perrone, Planner 1 David Harding, Senior Planner From: <u>Kristen Regier</u>

To: <u>Committee of Adjustment</u>

Cc: <u>Christine Vigneault</u>; <u>Lenore Providence</u>

Subject: [External] RE: A052/23 (Parts 1-24 of Plan 65R-40282 (Commerce Street)- REQUEST FOR COMMENTS, CITY OF

VAUGHAN

**Date:** Friday, July 14, 2023 3:05:19 PM

Attachments: <u>image001.png</u>

Hello,

The subject property at Parts 1-24 of Plan 65R-40282 (Commerce Street), Vaughan is not located within TRCA's Regulated Area. TRCA's Planning and Regulatory policy interests are not impacted.

As such, TRCA has no comments on the application.

Best,

#### Kristen Regier, MA (she / her)

Planner I

Development Planning and Permits | Development and Engineering Services Toronto and Region Conservation Authority (TRCA)

T: 437-880-2129

E: kristen.regier@trca.ca

A: 101 Exchange Avenue, Vaughan, ON, L4K 5R6 | trca.ca



From: Development Services
To: Christine Vigneault
Cc: Committee of Adjustment

Subject: RE: [External] RE: A052/23 (Parts 1-24 of Plan 65R-40282 (Commerce Street)- REQUEST FOR COMMENTS, CITY

OF VAUGHAN

**Date:** Monday, July 17, 2023 1:42:22 PM

Attachments: image001.png image003.png

Hi Christine,

Thank you for providing the architectural plans.

The Regional Municipality of York has completed its review of the above minor variance A052/23 and has the following conditions:

Prior to final approval of the application, the Owner shall provide to the Region the following documentation to confirm that water and wastewater services are available to the subject development and have been allocated by the City of Vaughan:

- a) a copy of the Council resolution confirming that the City of Vaughan has allocated servicing capacity, specifying the specific source of the capacity, to the development proposed within this site plan.
- b) a copy of an email confirmation by a City of Vaughan staff member stating that the allocation to the subject development remains valid at the time of the request for regional clearance of this condition

Please also note that all previous regional conditions and comments continue to apply for Site Plan SP.21.V.0178 (DA.21.031).

Please provide us with a copy of the notice of decision for our records.

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.Pl.** | Associate Planner, Development Services, 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

# SCHEDULE C: PUBLIC & APPLICANT CORRESPONDENCE

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