ITEM: 6.3

COMMITTEE OF ADJUSTMENT REPORT SUMMARY MINOR VARIANCE APPLICATION FILE NUMBER A091/23 429 WORTH BLVD, THORNHILL

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		General Comments
Building Standards (Zoning Review)	\boxtimes	\boxtimes		General Comments
Building Inspection (Septic)	\boxtimes			No Comments Received to Date
Development Planning				Recommend Approval/No Conditions
Development Engineering		\boxtimes		Recommend Approval/No Conditions
Parks, Forestry and Horticulture Operations				General Comments
By-law & Compliance, Licensing & Permits				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	Circulated	Comments Received	Conditions	Nature of Comments No Comments or Concerns
TRCA	\boxtimes	\boxtimes		No Comments or Concerns General Comments Recommend Approval w/Conditions
TRCA Ministry of Transportation (MTO)				No Comments or Concerns General Comments Recommend Approval
TRCA Ministry of Transportation (MTO) Region of York				No Comments or Concerns General Comments Recommend Approval w/Conditions
TRCA Ministry of Transportation (MTO) Region of York Alectra				No Comments or Concerns General Comments Recommend Approval w/Conditions General Comments
TRCA Ministry of Transportation (MTO) Region of York Alectra Bell Canada				No Comments or Concerns General Comments Recommend Approval w/Conditions General Comments
TRCA Ministry of Transportation (MTO) Region of York Alectra Bell Canada YRDSB				No Comments or Concerns General Comments Recommend Approval w/Conditions General Comments
TRCA Ministry of Transportation (MTO) Region of York Alectra Bell Canada YRDSB YCDSB				No Comments or Concerns General Comments Recommend Approval w/Conditions General Comments
TRCA Ministry of Transportation (MTO) Region of York Alectra Bell Canada YRDSB YCDSB CN Rail				No Comments or Concerns General Comments Recommend Approval w/Conditions General Comments
TRCA Ministry of Transportation (MTO) Region of York Alectra Bell Canada YRDSB YCDSB CN Rail CP Rail				No Comments or Concerns General Comments Recommend Approval w/Conditions General Comments No Comments Received to Date

PUBLIC & APPLICANT CORRESPONDENCE

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				

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

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 A091/23

429 WORTH BLVD, THORNHILL

ITEM NUMBER:6.3	CITY WARD #: 5
APPLICANT:	Avram Kisliuk, Boris Kisliuk & Lidia Kisliuk
AGENT:	CloudTop Design Inc
DDODEDTY	400 Words Dhad. The surfall ON
PROPERTY:	429 Worth Blvd Thornhill ON
ZONING DESIGNATION:	See Below
VAUGHAN OFFICIAL PLAN	Vaughan Official Plan 2010 ('VOP 2010'): "Low-Rise Residential"
(2010) DESIGNATION:	
RELATED DEVELOPMENT	None
APPLICATIONS:	None
PURPOSE OF APPLICATION:	Relief from the Zoning By-law is being requested to permit an entrance to a proposed secondary suite.

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

The subject lands are zoned R2A(EN) – Second Density Residential Zone (Established Neighbourhood) under Zoning By-law 001-2021.

#	Zoning By-law 001-2021	Variance requested
1	The entrance for the Secondary Suite shall not be	To permit an entrance for a Secondary
	located closer to the front lot line than the main entrance	Suite to be located closer to the front lot
	of the dwelling unit on the abutting lot.	line than the main entrance of the
	[5.21.10.c]	dwelling unit on the abutting lot.

HEARING INFORMATION

DATE OF MEETING: Thursday, August 31, 2023

TIME: 6:00 p.m.

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

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

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:

INTRODUCTION

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:	August 17, 2023	
Date Applicant Confirmed Posting of Sign:	August 14, 2023	
Applicant Justification for Variances: *As provided by Applicant in Application Form	Can not provide an entrance to the basecondary suite	asement
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 Adjustment Recommended Conditions of Approval: None		
DI III DING CTANDADDO (ZONING) COMMENTO		

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	

Link to Grading Permit Link to Pool Permit Link to Curb Curt Permit Link Culvert Installation The Development Engineering (DE) Department does not object to Minor Variance Application A091/23. Development Engineering Recommended Conditions of Approval: None

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

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 comments received to date.	
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 York Region Prior to final approval of the application, the developmentservices@york.ca City of Vaughan shall confirm that adequate water supply and sewage capacity has been allocated for the proposed secondary dwelling.

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.

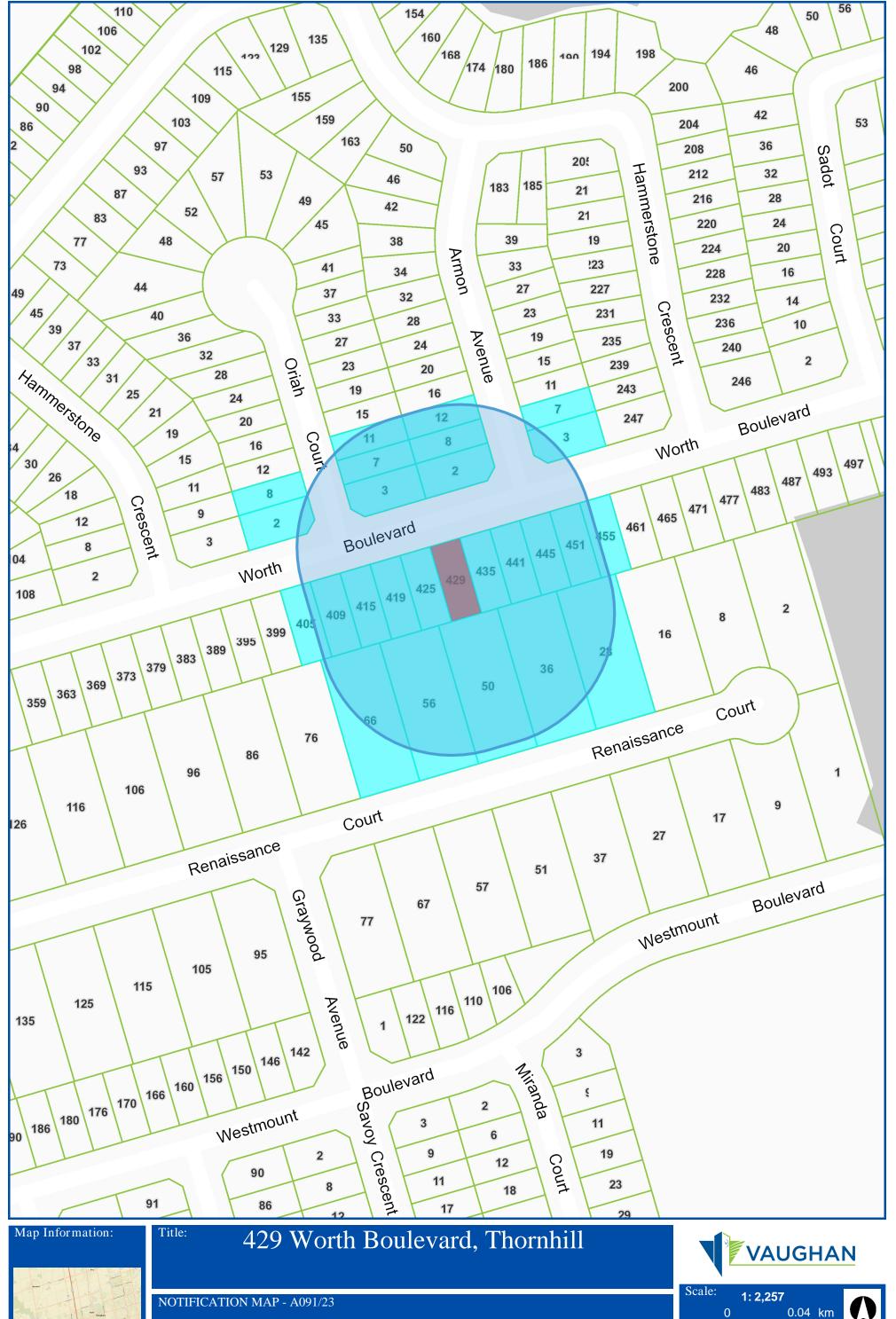
That the payment of the City Development Charge, if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and the City's Development Charges By-law in effect at the time of payment.

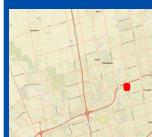
That the payment of the Education Development Charge if required, is payable to the City of Vaughan before issuance of a building permit in accordance with the Development Charges Act and the Boards of Education By-laws in effect at the time of payment

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



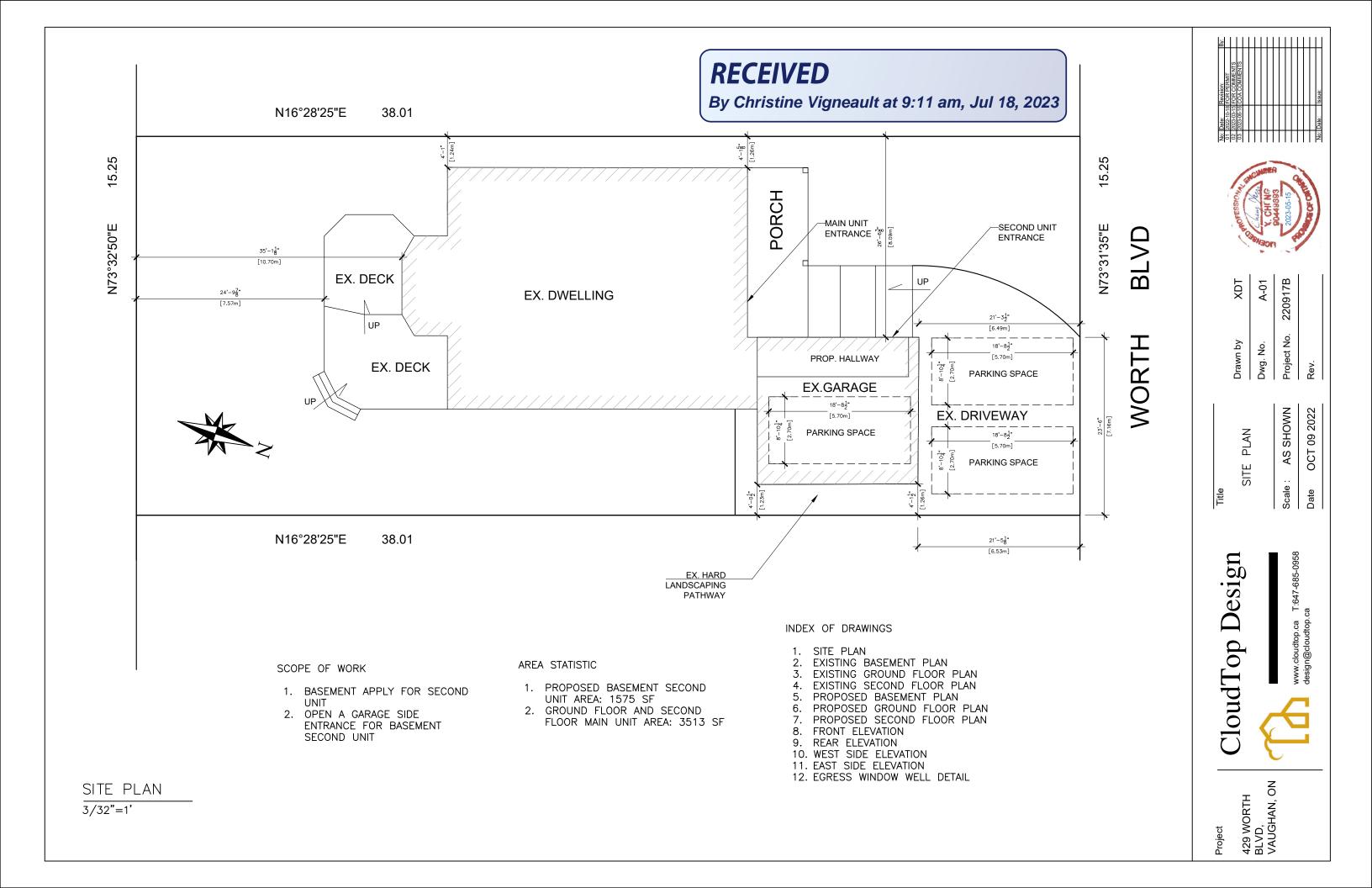


0

Disclaimer:

Created By: Infrastructure Delivery Department July 20, 2023 1:32 PM

Projection: NAD 83 UTM Zone



FRONT ELEVATION

1/8"=1'

NO CHANGE ONLY FOR REFERENCE



Project
429 WORTH
BLVD,
VAUGHAN, ON

CloudTop Design

www.cl

www.cloudtop.ca T:647-685-0958 design@cloudtop.ca

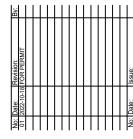
FRONT ELEVATION

Scale: AS SHOWN
Date OCT 09 2022

HOWN Project

Drawn by XDT
Dwg. No. A-08
Project No. 220917B





REAR ELEVATION 1/8"=1



429 WORTH BLVD, VAUGHAN, ON Project

CloudTop Design

www.cloudtop.ca T:647-685-0958 design@cloudtop.ca

ELEVATION REAR

AS SHOWN Scale:

OCT 09 2022 Date

220917B Project No. Drawn by Dwg. No.

A-09

XDT

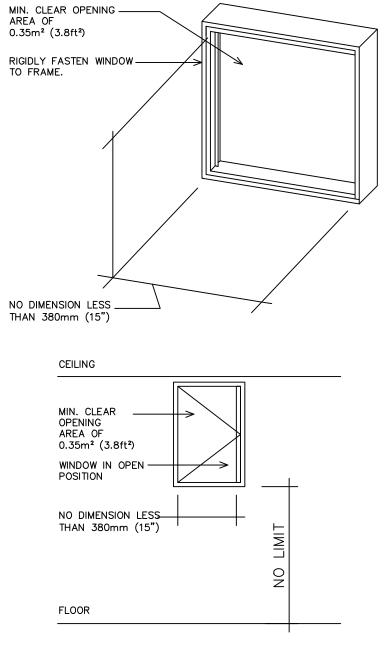


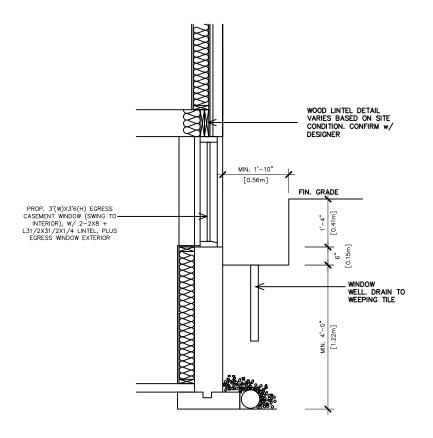
 No	Date:	Revision:	By:
10	2022-10-18	FOR PERMIT	
No:	Date:	lssne:	

220917B XDT A-10 Project No. Drawn by Dwg. No. Scale: AS SHOWN OCT 09 2022 WEST SIDE ELEVATION Date 1,9 SF 1.9 SF www.cloudtop.ca T:647-685-0958 design@cloudtop.ca CloudTop Design U.P.P CALC'S LIMITED DISTANCE = 2M EXPOSED BUILDING FACE = 875 SF PROPOSED OPENING = 46.9 SF PERMITTED OPENING = 70 SF PROP. 32"X80" TRANSPARENT
GLAZING EXTERIOR DOOR W/ 2-2X8
+ L3½X3½X¼ LINTEL, PLUS
EXTERIOR AND INTERIOR LIGHT PROP.2'4(W)X1'10(H) WINDOW W/ 2-2X8 + L3½X3½X¼ $\mathsf{SATISFIED}\,\, \checkmark$ 429 WORTH BLVD, VAUGHAN, ON WEST SIDE ELEVATION 1/8"=1 Project

220917B A-11 XDT Project No. Drawn by Dwg. No. Scale: AS SHOWN OCT 09 2022 EAST SIDE ELEVATION Date 7 7 1.9 SF 7.9 SF 6" (0.15m) www.cloudtop.ca T:647-685-0958 design@cloudtop.ca CloudTop Design U.P.P CALC'S LIMITED DISTANCE = 4.27M EXPOSED BUILDING FACE = 945 SF PROPOSED OPENING = 53.8 SF PERMITTED OPENING = 170.1 SF —PROP. 3'(W)X3'6(H) EGRESS CASEMENT WINDOW (SWING TO INTERIOR), W/ 2-2X8 + L3½X3½X¼ LINTEL, PLUS EGRESS WINDOW EXTERIOR [0.15m] [0.15m] $\mathsf{SATISFIED}\,\, \checkmark$ 429 WORTH BLVD, VAUGHAN, ON EAST SIDE ELEVATION 1/8"=1 Project

EGRESS WINDOW WELL DETAIL 3/8"=1'







Scale: A
T:647-685-0958
Date Of

429 WORTH BLVD, VAUGHAN, ON

Project

EGRESS WINDOW WELL DETAIL Scale: AS SHOWN

cale: AS SHOWN ate OCT 09 2022

Drawn by XDT
Dwg. No. A-12
Project No. 220917B



.: 8	Date:	Revision:	B.:
01	2022-10-18	FOR PERMIT	
02	2023-03-15	FOR COMMENTS	
No:	Date:	lssue:	

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





To: Christine Vigneault, Committee of Adjustment Secretary Treasurer

From: Nancy Tuckett, Director of Development Planning

Date: August 8, 2023

Name of Owners: Boris and Avram Kisliuk

Location: 429 Worth Boulevard

File No.(s): A091/23

Proposed Variance(s) (By-law 001-2021):

1. To permit an entrance for a Secondary Suite to be located closer to the front lot line than the main entrance of the dwelling unit on the abutting lot.

By-Law Requirement(s) (By-law 001-2021):

1. The entrance for the Secondary Suite shall not be located closer to the front lot line than the main entrance of the dwelling unit on the abutting lot.

Official Plan:

City of Vaughan Official Plan 2010 ('VOP 2010'): "Low-Rise Residential".

Comments:

The Owners are requesting relief to permit a Secondary Suite access with the above noted variance. The Secondary Suite is proposed in the basement of a single detached dwelling.

The Development Planning Department has no objection to the above noted Variance as the proposed entrance to the Secondary Suite is on the west garage wall, which is perpendicular to the front lot line and would not face the street. The front porch and door leading to the main dwelling unit face the street and would continue to be the visually prominent entrance from the street. As such, the Secondary Suite door is not anticipated to have a significant visual impact to the existing streetscape.

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.

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



To: Committee of Adjustment

From: Catherine Saluri, Building Standards Department

Date: July 18, 2023

Applicant: Boris and Avram Kisliuk

Location: 429 Worth Boulevard

PLAN 65M2884 Lot 18

File No.(s): A091/23

Zoning Classification:

The subject lands are zoned R2A(EN) – Second Density Residential Zone (Established Neighbourhood) under Zoning By-law 001-2021.

#	Zoning By-law 001-2021	Variance requested
1	The entrance for the Secondary Suite shall not be	To permit an entrance for a
	located closer to the front lot line than the main	Secondary Suite to be
	entrance of the dwelling unit on the abutting lot.	located closer to the front
	[5.21.10.c]	lot line than the main
		entrance of the dwelling
		unit on the abutting lot.

Staff Comments:

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

There are no outstanding Orders on file.

General Comments

1. The applicant shall be advised that additional variances may be required upon review of detailed drawing for building permit.

Conditions of Approval:

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

None

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



Date: July 20th 2023

Attention: Christine Vigneault

RE: Request for Comments

File No.: A091-23

Related Files:

Applicant Boris and Avram Kisliuk

Location 429 Worth Blvd



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

From: Blaney, Cameron (MTO) To: **Christine Vigneault** Cc: Mulrenin, Colin (MTO)

Subject: [External] RE: A091/23 (429 Worth Blvd) - REQUEST FOR COMMENTS, CITY OF VAUGHAN

Date: Thursday, July 20, 2023 10:17:32 AM

image001.png Attachments:

This work at 429 Worth Blvd does not require an MTO permit.

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

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



From: <u>Kristen Regier</u>

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

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

Subject: [External] RE: A091/23 (429 Worth Blvd) - REQUEST FOR COMMENTS, CITY OF VAUGHAN

Date: Thursday, July 20, 2023 8:40:21 AM

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

Hello,

The subject property at 429 Worth Blvd, 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



SCHEDULE C: PUBLIC & APPLICANT CORRESPONDENCE

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