ITEM: 6.9

# COMMITTEE OF ADJUSTMENT REPORT SUMMARY MINOR VARIANCE APPLICATION FILE NUMBER A135/23 101 EDGELEY BLVD, CONCORD

# 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	$\boxtimes$	$\boxtimes$		General Comments
Ministry of Transportation (MTO)				
Region of York	$\boxtimes$	$\boxtimes$		General Comments
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
Applicant				Application Cover Letter

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	
A365/05	12/08/2005	APPROVED	

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 A135/23 101 EDGELEY BLVD, CONCORD

ITEM NUMBER: 6.9	CITY WARD #: 4
APPLICANT:	SmartVMC Residences (One) Inc.
AGENT:	Matthew Kruger
AGENT.	Watthew Ruger
PROPERTY:	101 Edgeley Blvd, Concord
ZONING DESIGNATION:	See below.
VAUGHAN OFFICIAL PLAN (2010) DESIGNATION:	City of Vaughan Official Plan 2010 ('VOP 2010'): "Station Precinct" in Section 11.12 Vaughan Metropolitan Centre Secondary Plan
RELATED DEVELOPMENT APPLICATIONS:	DA.20.052
PURPOSE OF APPLICATION:	Relief from the Zoning By-law is being requested to permit to following changes to the design of the ArtWalk, located within the Vaughan Metropolitan Centre:
	Building A – Addition of one new residential floors, comprising of a two-storey residential loft in place of the space previously occupied by the Mechanical Penthouse (MPH). Accordingly, the new MPH is now located on Building B;
	Building B – Taller Mechanical Penthouse to facilitate the District Energy System;
	Building C – New four storey office building, in place of previous six storey residential condominium;
	Underground Parkade – One additional level of below-grade parking, resulting in an increase from two to three levels.
	Relief is also required to facilitate related Site Development Application DA.20.052.

The following variances are being requested from the City's Zoning By-law to accommodate the above proposal:

The subject lands are zoned V1 – Vaughan Metropolitan Centre Station Zone, S(5-25)-D(2.5-4.5), and subject to the provisions of Exception 14.1018 under Zoning By-law 001-2021, as amended.

#	Zoning By-law 01-2021	Variance requested
1	This application is deemed to be Transitioned under section	
	1.6.3.2.1.	

The subject lands are zoned C10 – Corporate District Zone and subject to the provisions of Exception 9(1528) under Zoning By-law 1-88, as amended.

	Zoning By-law 1-88	Variance requested
1	The minimum yard from the west lot line to any building	To permit a minimum yard of 18.7 m
	or structure shall be 19.0 m [Exception 9(1528) ji)v)].	from the west lot line to the building.
2	The maximum gross floor area of a storey in Building B	To permit a maximum gross floor area of
	shall be 770 m <sup>2</sup> above a building height of 14 m	a storey in Building B of 773.2 m <sup>2</sup> above
	[Exception 9(1528) ji)vii)].	a building height of 14 m.
3	The maximum building height (exclusive of all	To permit a maximum building height of
	mechanical equipment and architectural features) shall	128.5 m for Building A.
	be 122 m for Building A [Exception 9(1528) ji)i)].	
4	A total of 69 Short Term bicycle parking spaces are	To permit a minimum of 63 Short Term
	required for the development [Section 3.8.2].	bicycle parking spaces.
5	A total of 293 Long Term bicycle parking spaces are	To permit a minimum of 283 Long Term
	required for the development [Section 3.8.2].	bicycle parking spaces.

# **HEARING INFORMATION**

**DATE OF MEETING:** Thursday, October 19, 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

**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:	October 5, 2023	
Date Applicant Confirmed Posting of Sign:	September 29, 2023	
Applicant Justification for Variances: *As provided by Applicant in Application Form	Increase the permitted height and GF ZBL 124-2021	A provisions for
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		

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

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 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 variance application A135/23 Development Engineering Recommended Conditions of Approval:

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

DEVELOPME	NT 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:		

BUILDING INSPE	CTION (SEPTIC) COMMENTS
No Comments Received to Date	
Building Inspection Recommended Conditions of Approval:	None

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
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	
All co	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		
conse	consent from the respective department or agency.		
#	DEPARTMENT / AGENCY	CONDITION(S) DESCRIPTION	

### SUMMARY OF RECOMMENDED CONDITIONS OF APPROVAL

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.

None

# **IMPORTANT INFORMATION - PLEASE READ**

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

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

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

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

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

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

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

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

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

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

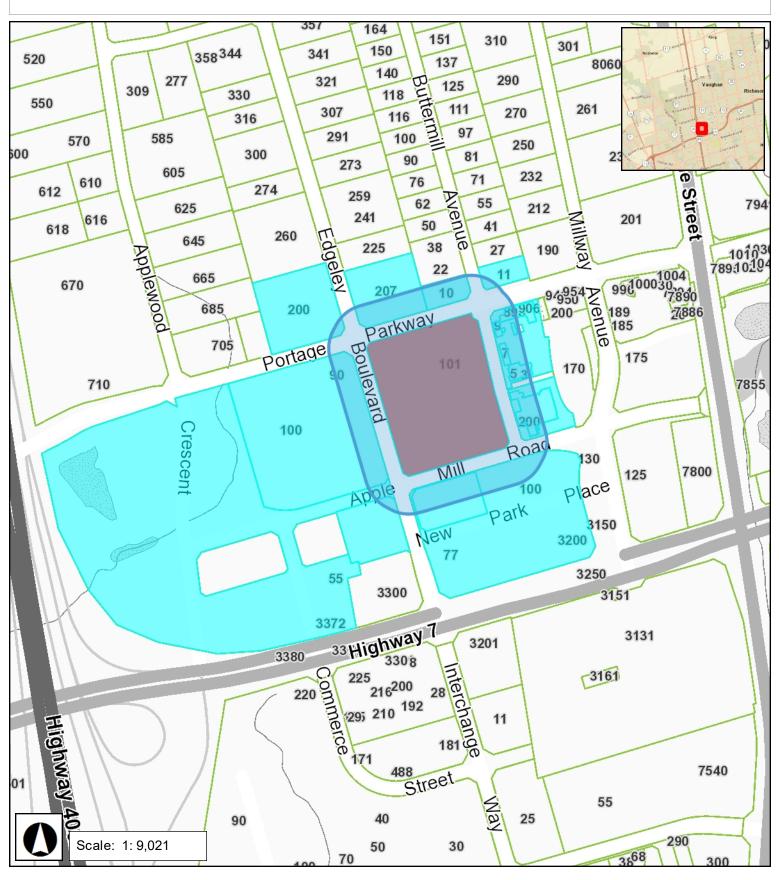
**NOTICE OF DECISION:** If you wish to be notified of the decision in respect to this application or a related Ontario Land Tribunal (OLT) hearing you must complete a Request for Decision form and submit to the Secretary Treasurer (ask staff for details). In the absence of a written request to be notified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

# **SCHEDULE A: DRAWINGS & PLANS**

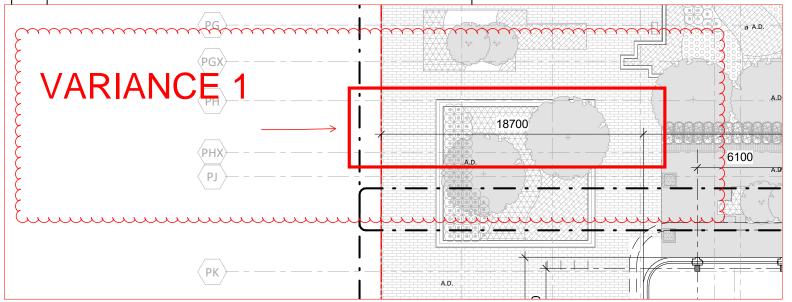


# VAUGHAN LOCATION MAP A135/23

# 101 Edgeley Boulevard, Woodbridge



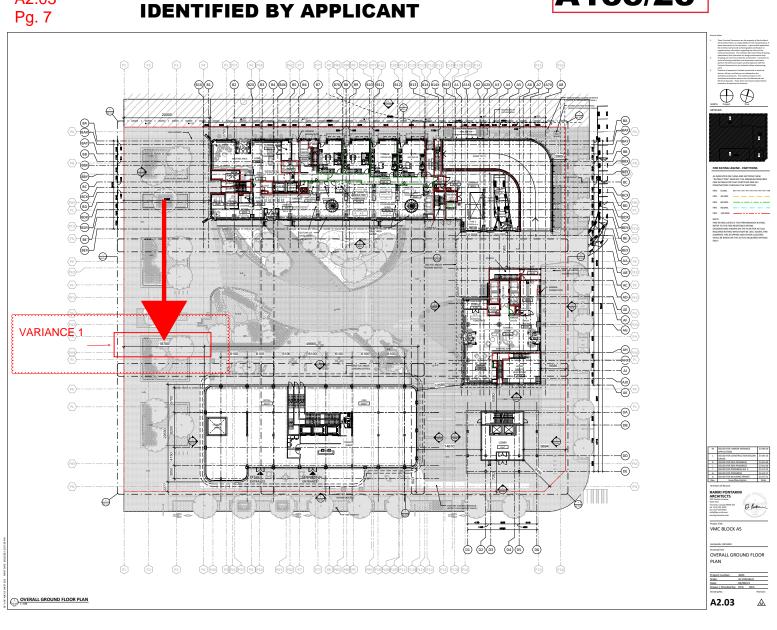
1	Zoning By-law 1-88  The minimum yard from the west lot line to any building or structure shall be 19.0 m [Exception 9(1528) ji)v)].	Variance requested To permit a minimum yard of 18.7 m from the west lot line to the building.
2	The maximum gross floor area of a storey in Building B shall be 770 m <sup>2</sup> above a building height of 14 m [Exception 9(1528) ji)vii)].	To permit a maximum gross floor area of a storey in Building B of 773.2 m <sup>2</sup> above a building height of 14 m.
3	The maximum building height (exclusive of all mechanical equipment and architectural features) shall be 122 m for Building A [Exception 9(1528) ji)i)].	To permit a maximum building height of 128.5 m for Building A.
4	A total of 69 Short Term bicycle parking spaces are required for the development [Section 3.8.2].	To permit a minimum of 63 Short Term bicycle parking spaces.
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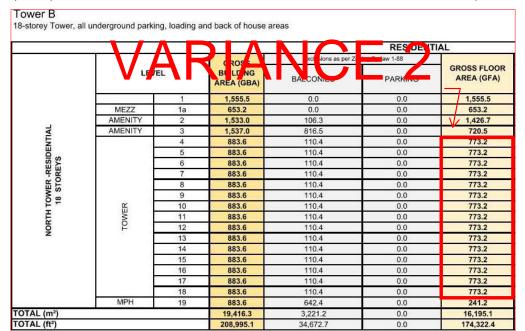
Reference: A2.03 Pg. 7

PLANS PREPARED AND VARIANCES

A135/23



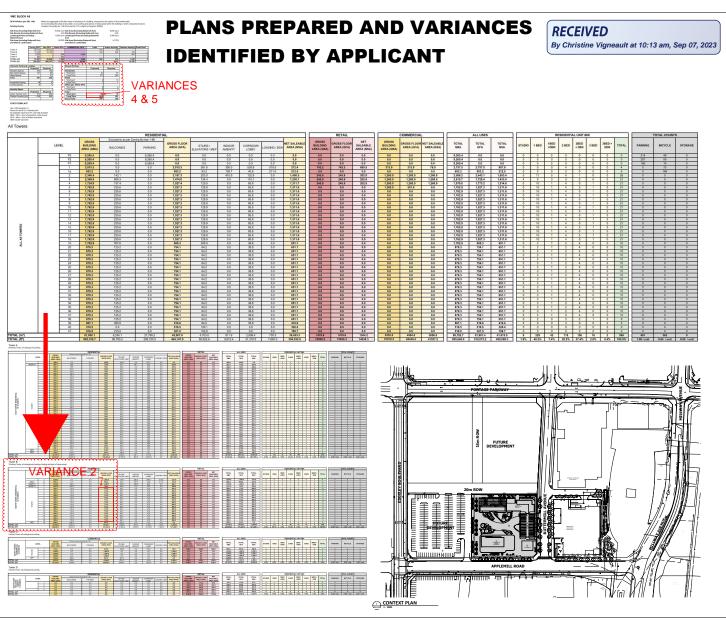
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A135/23

# Reference:

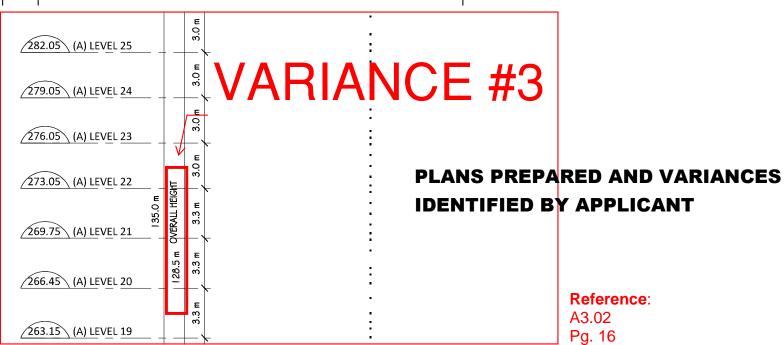
A0.03 Pg. 3

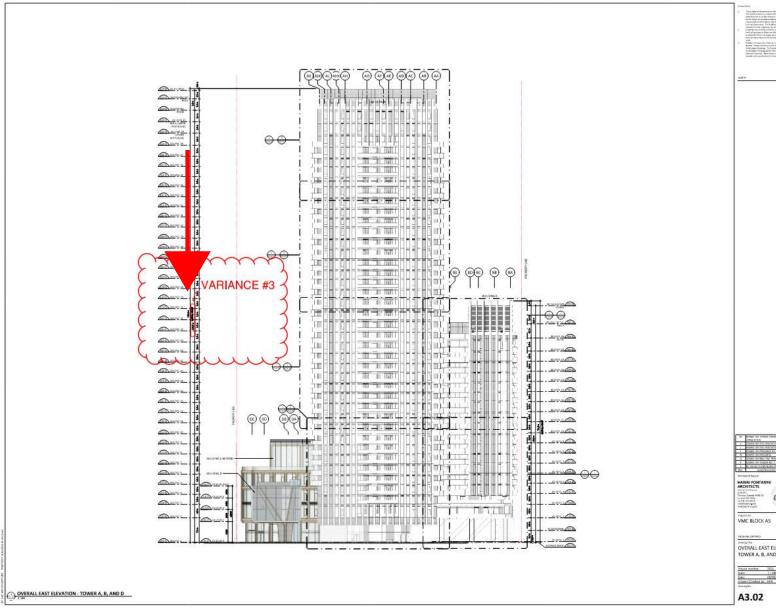




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	Zoning By-law 1-88	Variance requested
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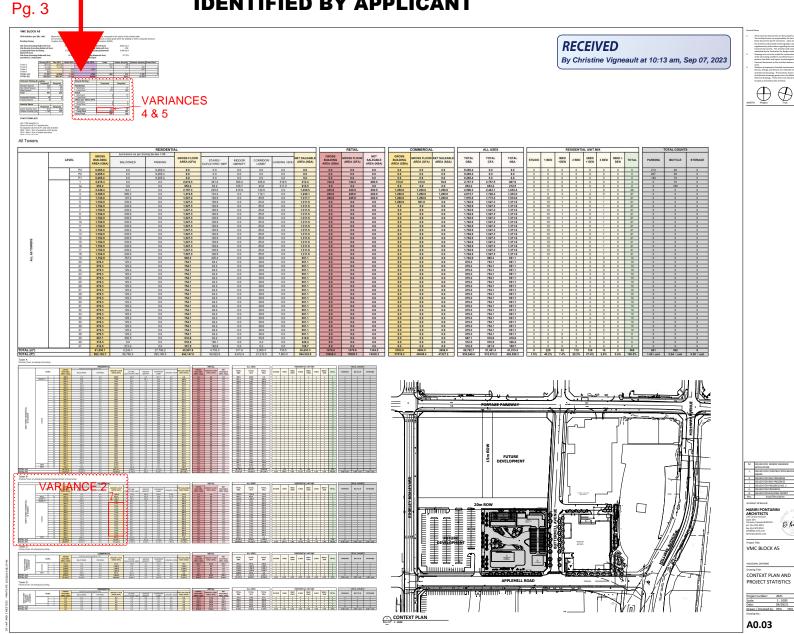
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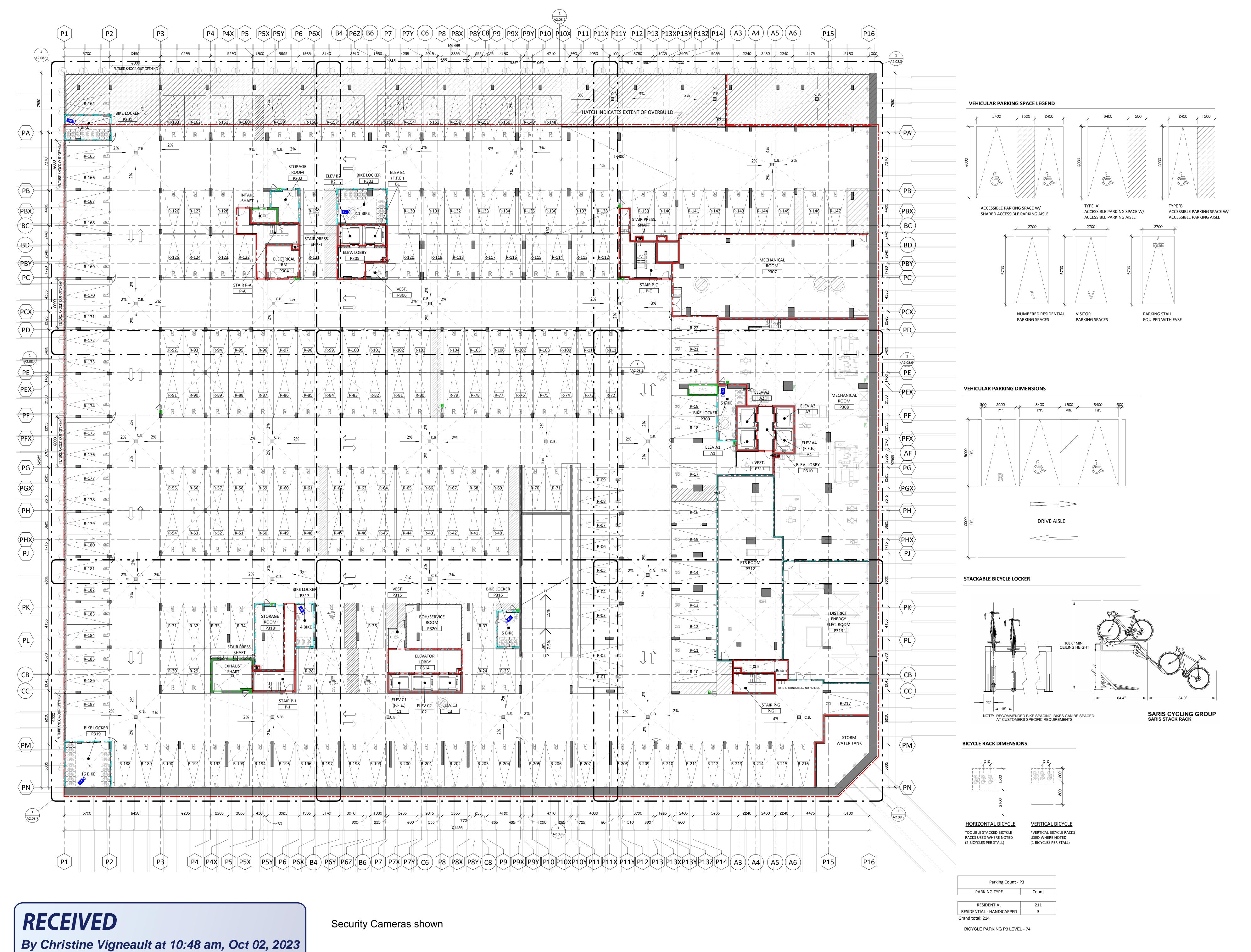
Bicycle Parking		
	Proposed	Required
Residential		
Short-term	51	57
Long-Term	277	285
Retail		
Short-term	6	15
Long-Term	1	1
Office (per 100m2 GFA)		
Short-term	6	6
Long-Term	5	5
Total		
Short-term	63	78
Long-Term	283	291
Grand Total	346	368

# VARIANCES 4 & 5



# PLANS PREPARED AND VARIANCES IDENTIFIED BY APPLICANT





These Contract Documents are the property of the Architect. The Architect bears no responsibility for the interpretations of these documents by the contractor. Upon written application the Architect will provide written/graphic clarification or supplementary information regarding the intent of the Contract Documents. The Architect will review Shop Drawings

submitted by the Contractor for design conformance only. Drawings are not to be scaled for construction. Contractor to verify all existing conditions and dimensions required to perform the Work and report any discrepancies with the Contract Documents to the Architect before commencing Positions of exposed or finished mechanical or electrical devices, fittings, and fixtures are indicated on the

> Architectural drawings. The locations shown on the Architectural drawings govern over the Mechanical and Electrical drawings. Those items not clearly located will be

located as directed by the Architect.

KEYPLAN

\$#\\#\\#\\#\\#\\#\\#\\#\\#\\#\

FIRE RATING LEGEND - PARTITIONS

AS INDICATED ON PLANS AND SECTIONS THESE "RATING TYPES" INDICATE THE MINIMUM REQUIRED FIRE RATINGS FOR THAT PARTITION AND ALL PENETRATIONS THROUGH THE PARTITION

FIRE RATING LISTED IS THE PERFORMANCE RATING. REFER TO THE FIRE RESISTENCE RATING DESIGNATIONS SHOWN ON THE PLAN FOR ACTUAL SHALL BE BASED ON THE ACTUAL REQUIRED RATINGS

M ISSUED FOR MINOR VARIANCE L ISSUED FOR CONSTRUCTION BELOW 23-06-16 K ISSUED FOR 95% PROGRESS ISSUED FOR 90% PROGRESS I ISSUED FOR PROGRESS NO. 2 H ISSUED FOR PROGRESS Issue/Description Date

O Port

Architect of Record:

**HARIRI PONTARINI ARCHITECTS** 235 Carlaw Avenue Suite 301

Toronto, Canada M4M 2S1 tel 416 929 4901 fax 416 929 8924 info@hp-arch.com hariripontarini.com

Project Title: VMC BLOCK A5

VAUGHAN, ONTARIO Drawing Title:

Project number: As indicated 10/28/21

OVERALL P3 FLOOR PLAN

Drawn / Checked by: HPA HPA

VMC BLOCK A5

VAUGHAN, ONTARIO

**ISSUED FOR MINOR VARIANCE APPLICATION - AUGUST 10, 2023** 

CONSTRUCTION MANAGER

NAME
ADDRESS
TIL:
FAX:
CONTACTS:



M	ISSUED FOR MINOR VARIANCE APPLICATION	23-0
L	ISSUED FOR CONSTRUCTION BELOW GRADE	23-0
K	ISSUED FOR 95% PROGRESS	23-0
J	ISSUED FOR 90% PROGRESS	23-0
- 1	ISSUED FOR PROGRESS NO. 2	22-1
н	ISSUED FOR PROGRESS	22-1
G	ISSUED FOR BUILDING PERMIT	22-0
Bay.	Issue/Description	D.

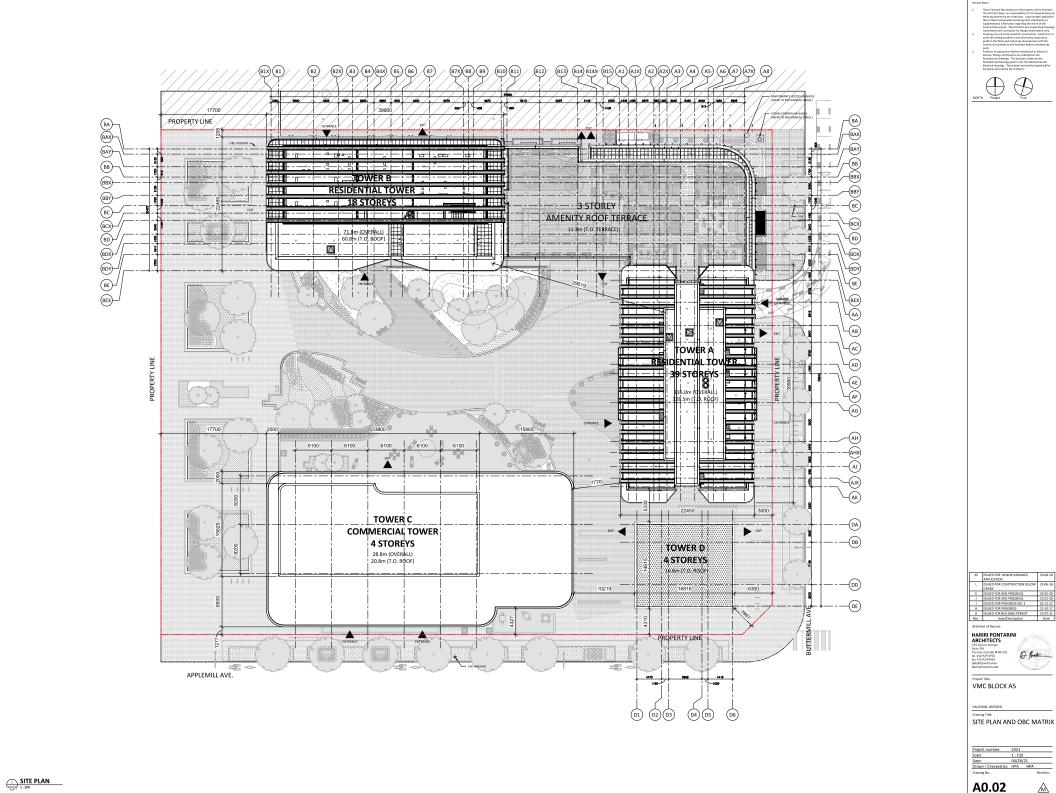
VMC BLOCK A5

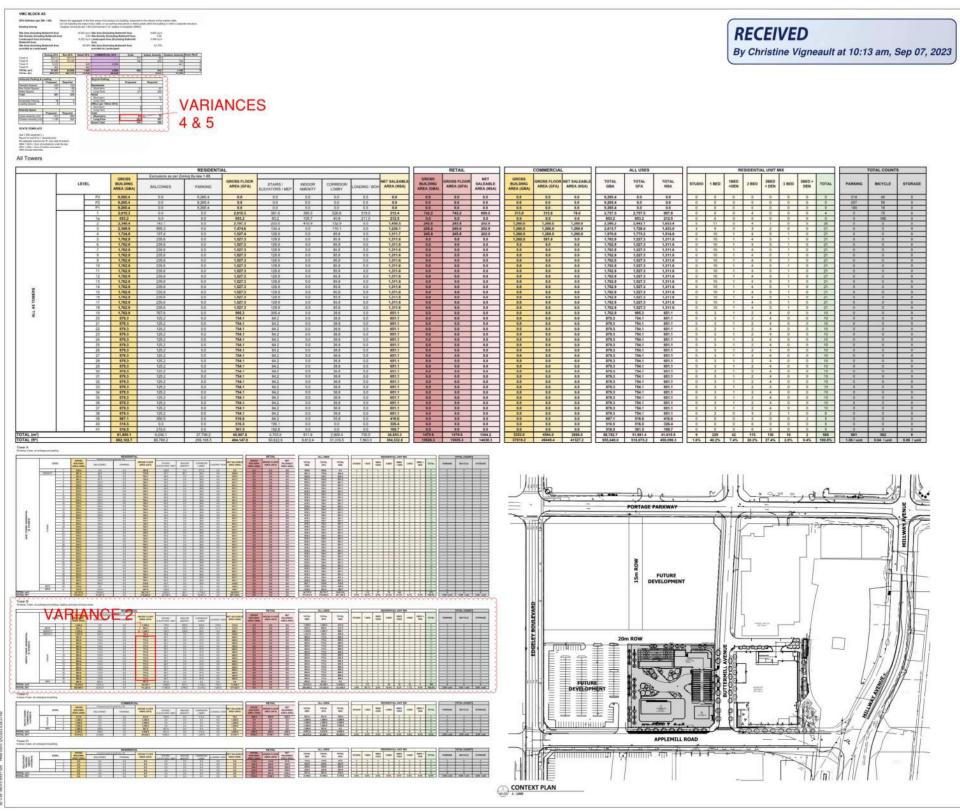
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VAUGHAN, ONTARIO
Drawing Title:
COVER SHEET /
CONSULTANT LIST









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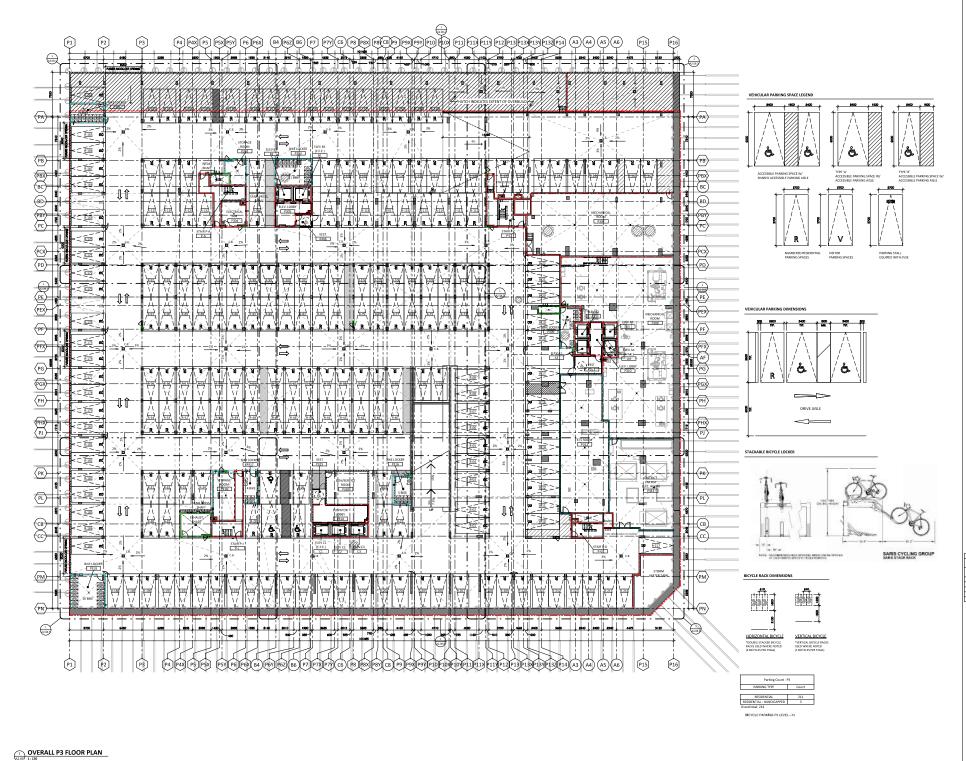
VMC BLOCK AS

VAUGHAN, ONTAKO Drawing Title:

CONTEXT PLAN AND PROJECT STATISTICS

A0.03











FIRE RATING LEGEND - PARTITIONS

FRR: 45 MIN. — — — — FRR: 60 MIN. FRR: 90 MIN. ------

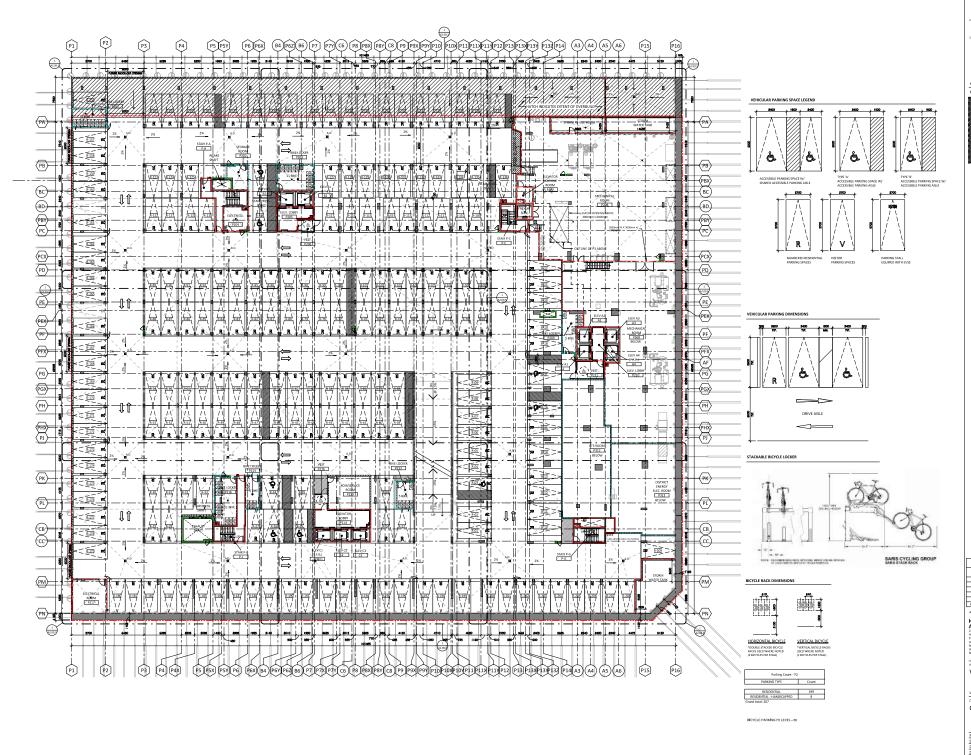
AT ISSUED FOR ARMOR VARIANCE

HARIRI PONTARINI ARCHITECTS O feet

VMC BLOCK A5

OVERALL P3 FLOOR PLAN





OVERALL P2 FLOOR PLAN







FIRE RATING LEGEND - PARTITIONS

FRR: 45 MIN. — — — — FRR: 60 MIN. ----FRR: 90 MIN. -----



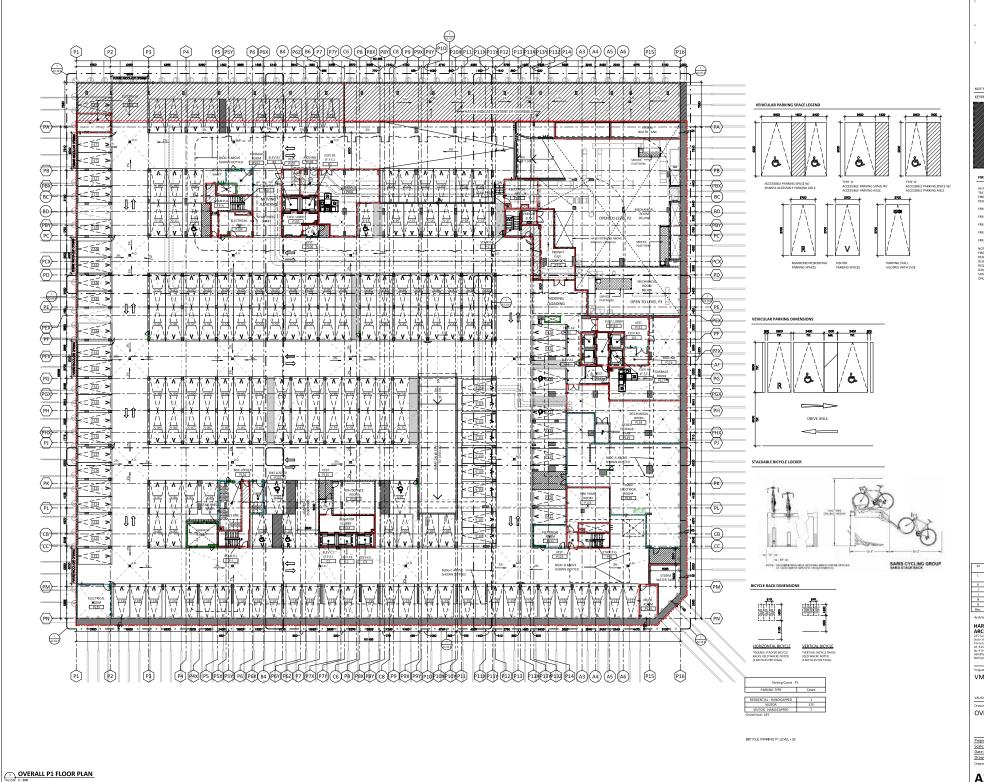
HARIRI PONTARINI ARCHITECTS O feet

VMC BLOCK A5

OVERALL P2 FLOOR PLAN

Project number: 2021











FIRE RATING LEGEND - PARTITIONS

FRR: 45 MIN. — — — — FRR: 60 MIN. FRR: 90 MIN. -----

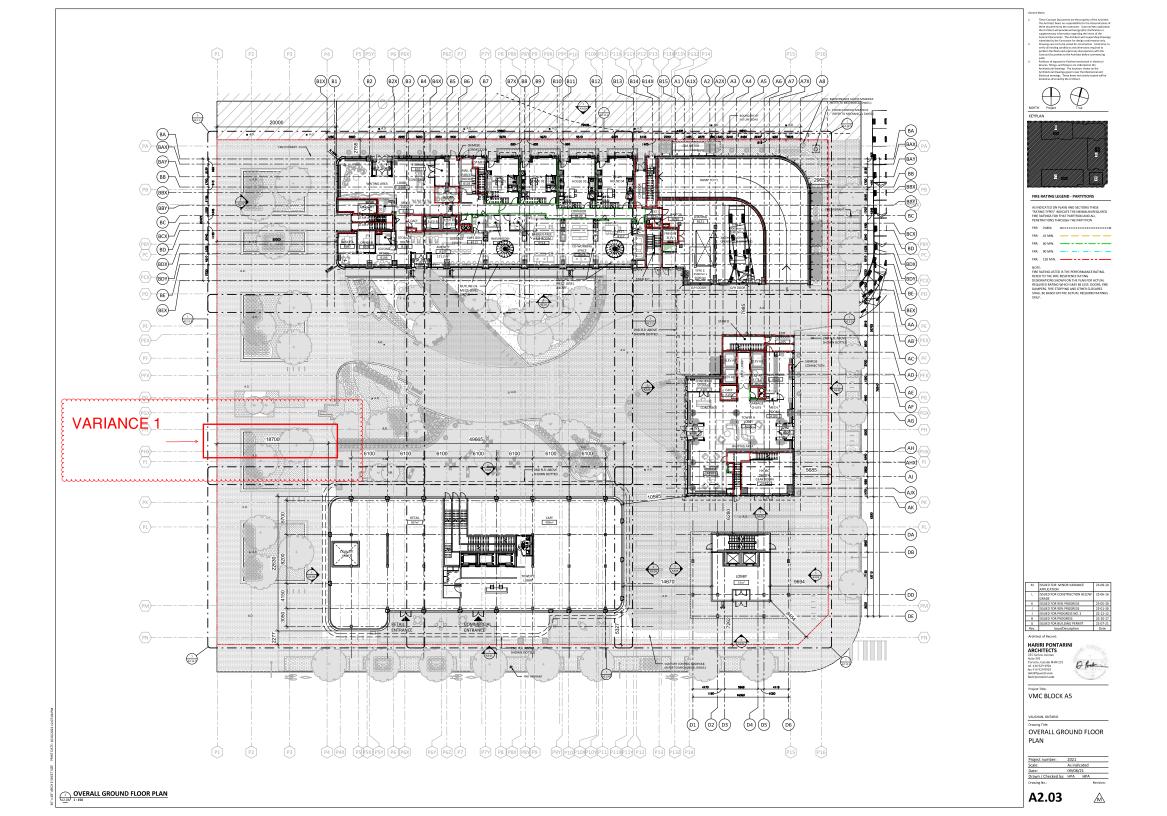
HARIRI PONTARINI ARCHITECTS O feet

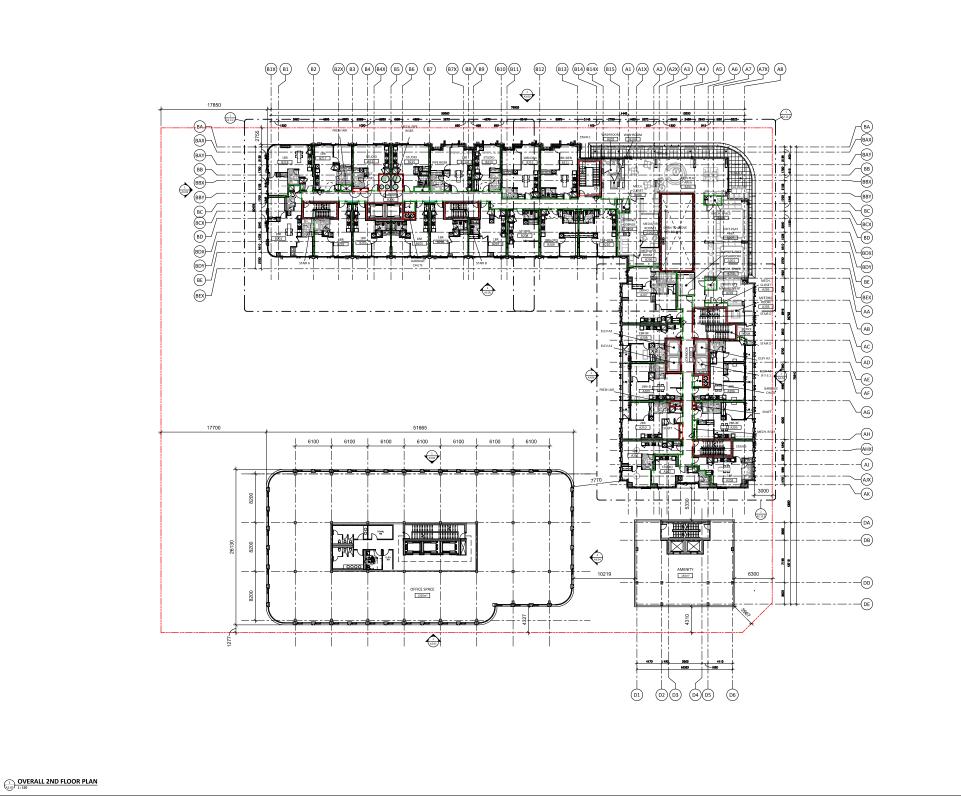
VMC BLOCK A5

OVERALL P1 FLOOR PLAN

Project number: 2021













AS INDICATED ON PLANS AND SECTIONS THESE
"RATING TYPES" INDICATE THE MINIMUM REQUIRED
FIRE RATINGS FOR THAT PARTITION AND ALL

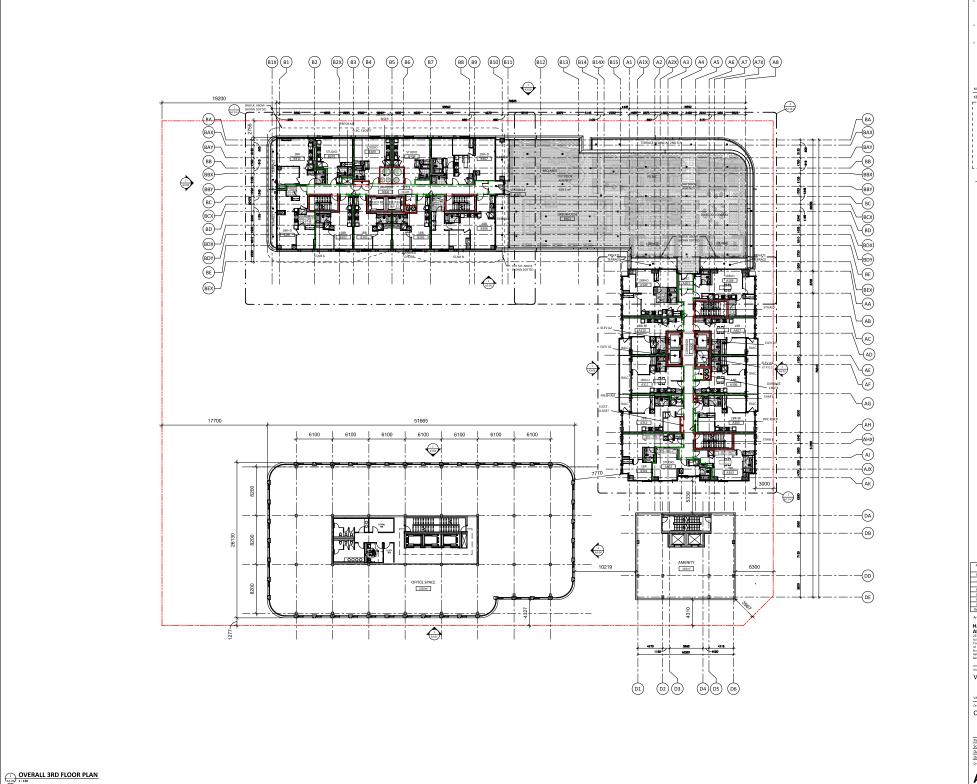
PENE	KATIONSTI	HOUGH THE PARTITION
FRR:	0 MIN.	
FRR:	45 MIN.	
FRR:	60 MN.	
FRR:	90 MIN.	

HARIRI PONTARINI ARCHITECTS O feet

VMC BLOCK A5

OVERALL 2ND FLOOR PLAN











FRR: 90 MIN. -----

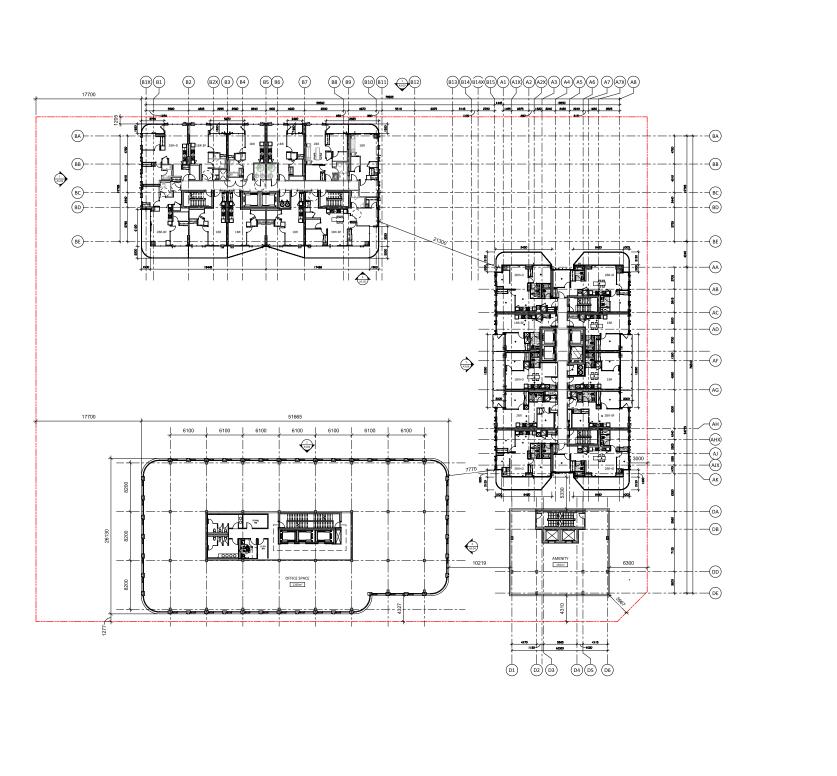
HARIRI PONTARINI ARCHITECTS 235 Carlaw Avenue

VMC BLOCK A5

OVERALL 3RD FLOOR PLAN

O feet





OVERALL 4TH FLOOR PLAN





KEYPLAN



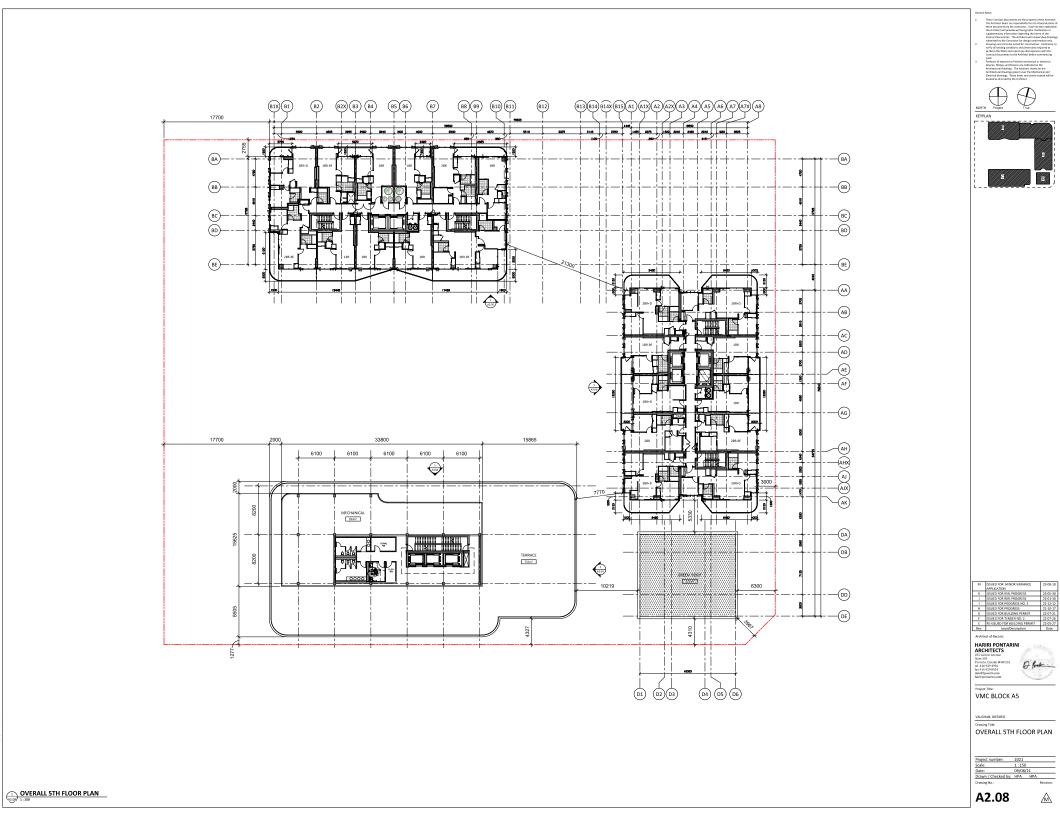
HARIRI PONTARINI ARCHITECTS 235 Gerbay Avenue

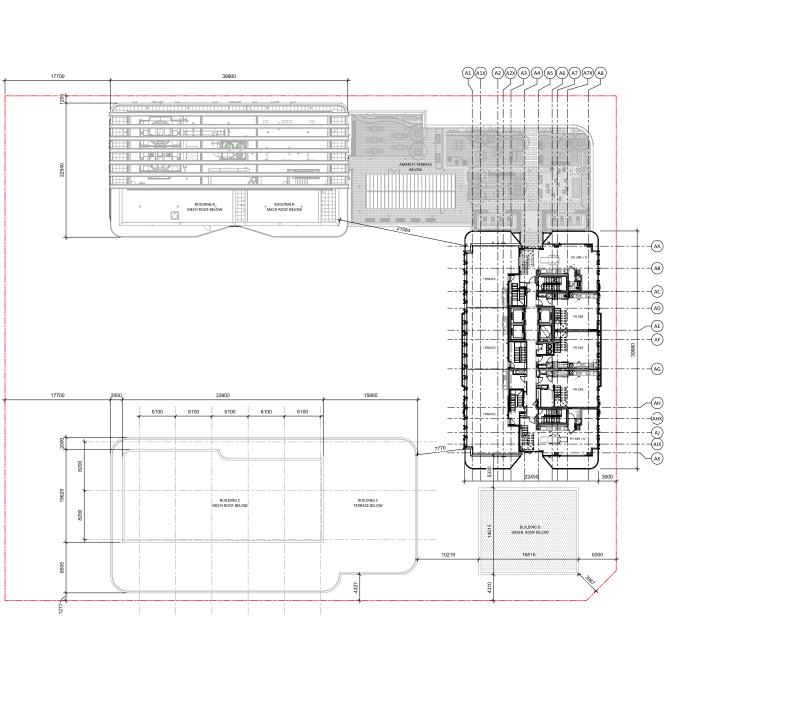


VMC BLOCK A5

OVERALL 4TH FLOOR PLAN







(A) LEVEL 39







HARIRI PONTARINI
ARCHITECTS
23 Sofetar Averuse
State 301
Terreno, Casado Mella 251
104 416 939 9010
Ina 416 939 9024
Info@fip-irch.com
haringenarini.com



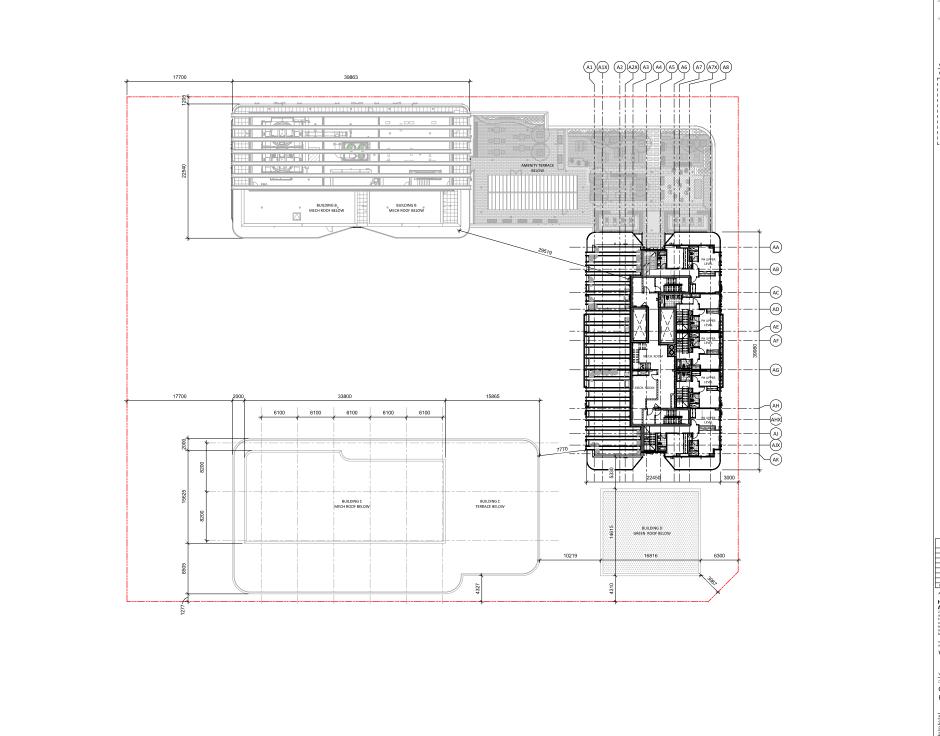
VMC BLOCK A5

VAUGHAN, ONTARIO

OverALL 39TH FLOOR PLAN

A2.08a





(A) LEVEL 40 M.P.H.







HARIRI PONTARINI
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23 Sofetar Averuse
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104 416 939 9010
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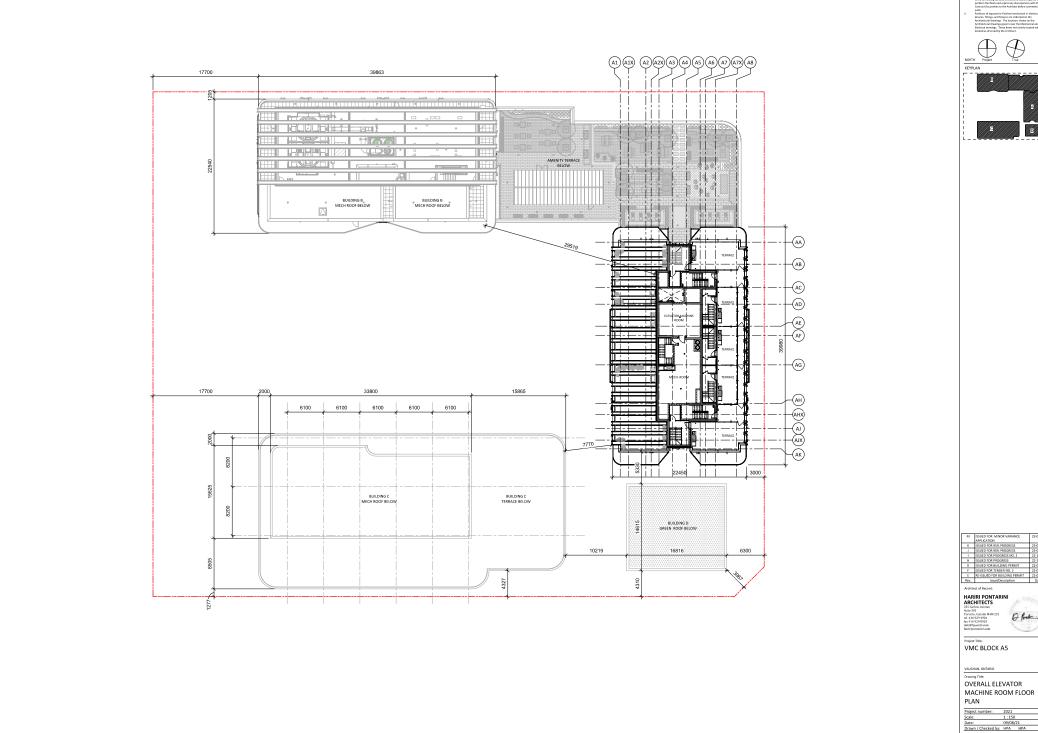


VMC BLOCK A5

VAUGHAN, ONTARIO
Drawing Title:
OVERALL 40TH M.P.H. FLOOR PLAN

A2.08b





(A) MACHINE ROOM

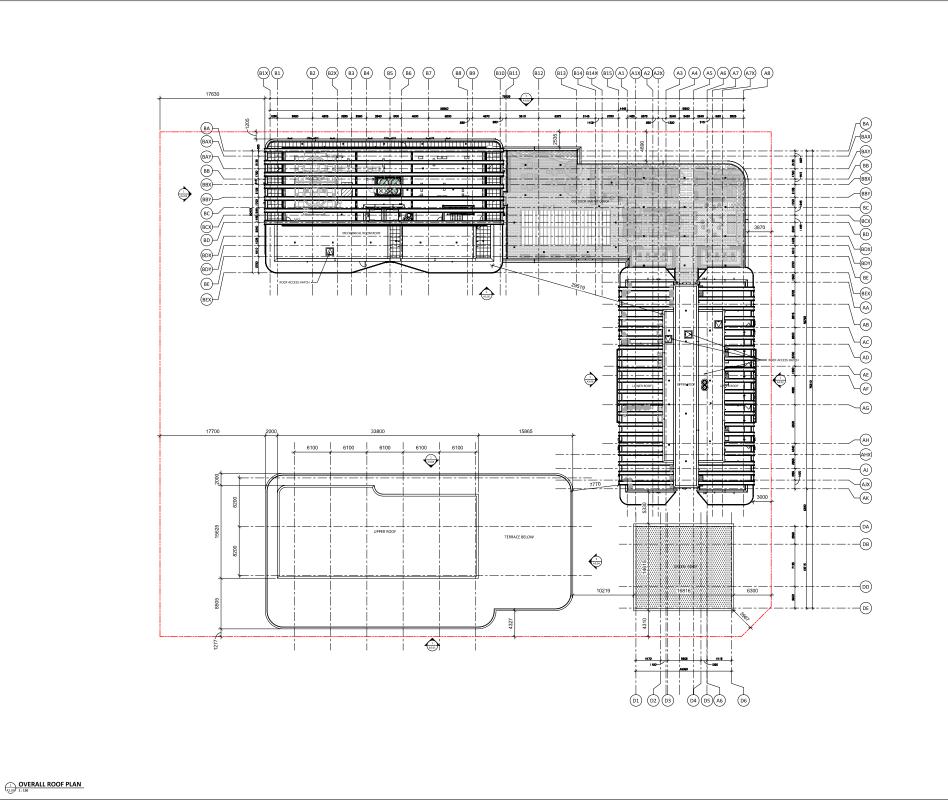






A2.08c











### FIRE RATING LEGEND - PARTITIONS

FRI: 45 MIN. — — — — — FRR: 60 MIN. FRR: 90 MIN. -----FRR: 120 MIN. -----

NOTE: FIRE RATING LISTED IS THE PERFORMANCE RATING. REFER TO THE FIRE RESISTENCE RATING. DESIGNATIONS SHOWN ON THE PLAN FOR ACTUAL REQUIRED MATING WHICH MAY BE LESS DOORS, FIRE DAMPERS, FIRE STOPPING AND OTHER CLOSURES SHALL BE BASED ON THE ACTUAL REQUIRED RATINGS ONLY.

HARIRI PONTARINI ARCHITECTS 23 S Curlon Averse Sate 201 Tecenos, Casada MAN 251 et 416 529 5024 fa 416 529 9024 tel 60 900 perch com haritipernatricom

VMC BLOCK A5

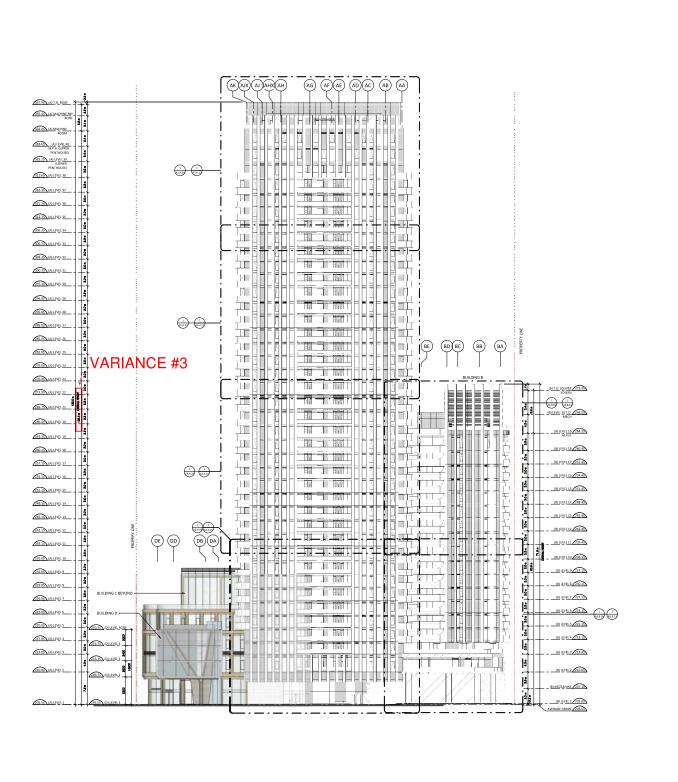
VAUGHAN, ONTARIO

OVERALL ROOF PLAN

Project number: 2021 Date: 09/08/21 Drawn / Checked by: HPA HPA



O feet



OVERALL EAST ELEVATION - TOWER A, B, AND D

Genera

These Contract Documents are the process of the Arthritists
The Arthritist bears or responsibly for the inspress process
these documents by the contractor. Upon written applicable
the Arthritist and provised writtening-typical chriffication or
supplementary information regarding the interest of the
Contract Documents. The Architecture will review freigh profession
about the print Contractor for design conformance analysis.
Demonling are worn to be located for contraction. Contractorious
writy all existing conditions and chrimestorium expland to
perform the Work and report any all Assignments with their
professions.

 Peakions of exposed or finished mechanical or elect divices, fittings, and flotares are indicated on the Architectural drawings. The locations shown the Architectural drawings grown over the Mechanical Electrical drawings. Those items not clearly located located and started by the Eurobiect.

NORTH

Architect of Record:

HARIRI PONTARINI ARCHITECTS 235 Guelaw Averure Suibe 301 Terenos, Casado M4M 251 tol 416 929 4901

isi O feet

VMC BLOCK A5

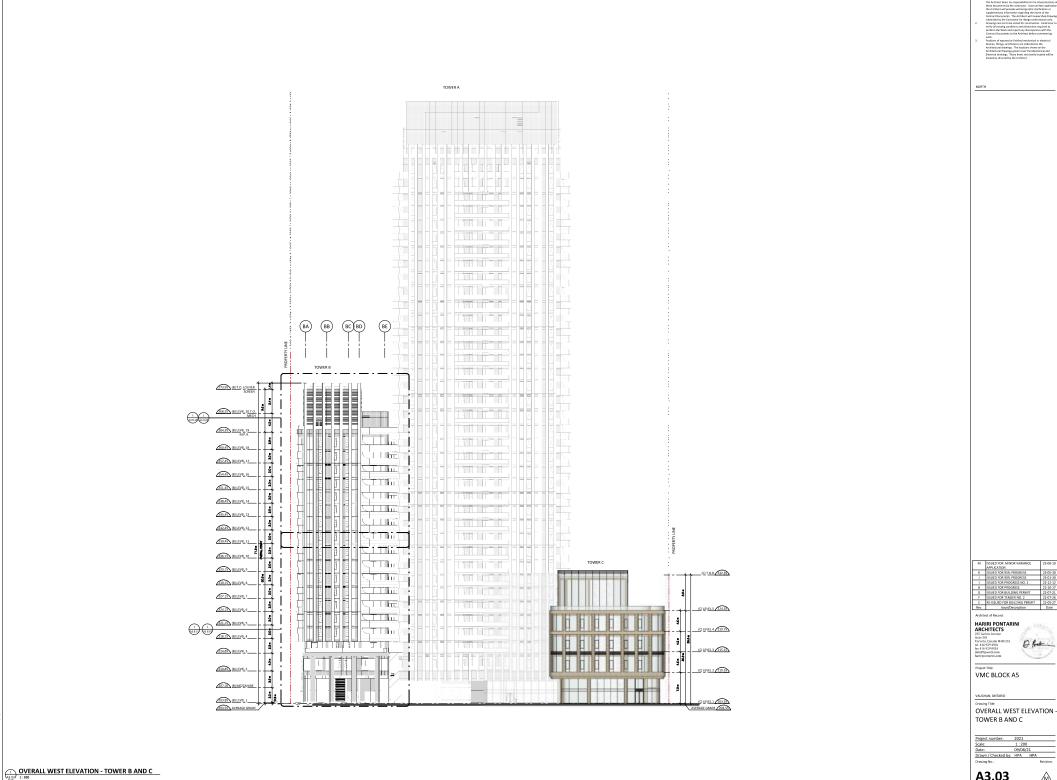
VAUGHAN, ONTAR

OVERALL EAST ELEVATION -TOWER A, B, AND D

Project number: 2021
Scale: 1:200
Date: 09/08/21
Drawn / Checked by: HPA HPA

A3.02





A3.03



SCHEDULE B: STAFF & AGENCY COMMENTS				
DEPT/AGENCY	Circulated	Comments Received	Conditions	Nature of Comments
TRCA *Schedule B	$\boxtimes$			General Comments
Ministry of Transportation (MTO) *Schedule B				
Region of York *Schedule B	$\boxtimes$	$\boxtimes$		General Comments
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				Recommend Approval/no conditions
Building Standards (Zoning)				



Date: September 21<sup>st</sup> 2023

Attention: Christine Vigneault

**RE:** Request for Comments

File No.: A135-23

**Related Files:** 

**Applicant** Matthew Kruger

**Location** 101 Edgeley Boulevard



# **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 CLEA	ARANCES (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	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. Annroyal 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 CONDITION: 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).

ON 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/soundard working (lightr/Seedlan 3/3-4/c/wg d3-4 Ro May 5, 2010, s/wg, 3/3/2010 8/2022 AM, Adobe POF



To: Committee of Adjustment

From: Lindsay Haviland, Building Standards Department

Date: September 11, 2023

**Applicant:** Matthew Kruger

**Location:** 101 Edgeley Boulevard

PLAN 65R19190 Part 5,8,9,14,19

CONC 5 Part of Lot 6

File No.(s): A135/23

# **Zoning Classification:**

The subject lands are zoned V1 – Vaughan Metropolitan Centre Station Zone, S(5-25)-D(2.5-4.5), and subject to the provisions of Exception 14.1018 under Zoning By-law 001-2021, as amended.

#	Zoning By-law 01-2021	Variance requested
1	This application is deemed to be Transitioned under section 1.6.3.2.1.	

The subject lands are zoned C10 – Corporate District Zone and subject to the provisions of Exception 9(1528) under Zoning By-law 1-88, as amended.

	Zoning By-law 1-88	Variance requested
1	The minimum yard from the west lot line to any building or structure shall be 19.0 m [Exception 9(1528) ji)v)].	To permit a minimum yard of 18.7 m from the west lot line to the building.
2	The maximum gross floor area of a storey in Building B shall be 770 m² above a building height of 14 m [Exception 9(1528) ji)vii)].	To permit a maximum gross floor area of a storey in Building B of 773.2 m <sup>2</sup> above a building height of 14 m.
3	The maximum building height (exclusive of all mechanical equipment and architectural features) shall be 122 m for Building A [Exception 9(1528) ji)i)].	To permit a maximum building height of 128.5 m for Building A.
4	A total of 69 Short Term bicycle parking spaces are required for the development [Section 3.8.2].	To permit a minimum of 63 Short Term bicycle parking spaces.
5	A total of 293 Long Term bicycle parking spaces are required for the development [Section 3.8.2].	To permit a minimum of 283 Long Term bicycle parking spaces.

# **Staff Comments:**

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

There are no outstanding Orders on file.

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

Building Permit No. 22-135091 for Excavation & Shoring - New, Issue Date: Aug 29, 2023

# **Other 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 review is based on the proposed lot as shown on the provided drawings. A future application for consent or plan of subdivision is required for the development.





# **Conditions of Approval:**

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

 $\ensuremath{^{\star}}$  Comments are based on the review of documentation supplied with this application.



To: Christine Vigneault, Committee of Adjustment Secretary Treasurer

From: Christina Bruce, Director of Policy Planning & Special Programs

Date: September 28, 2023

Name of Owner: Smartvmc Residences (One) Gp Inc.

Location: 101 Edgeley Boulevard

File No.(s): A135/23

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

1. This application is deemed to be Transitioned under section 1.6.3.2.1.

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

- To permit a minimum yard of 18.7 m from the west lot line to the building.
   To permit a maximum gross floor area ('GFA') of a storey in Building B of 773.2 m<sup>2</sup> above a building height of 14 m.
- 3. To permit a maximum building height of 128.5 m for Building A.
- 4. To permit a minimum of 63 Short Term bicycle parking spaces.
- 5. To permit a minimum of 283 Long Term bicycle parking spaces.

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

- 1. The minimum yard from the west lot line to any building or structure shall be 19.0
- 2. The maximum GFA of a storey in Building B shall be 770 m<sup>2</sup> above a building height of 14 m.
- 3. The maximum building height (exclusive of all mechanical equipment and architectural features) shall be 122 m for Building A.
- 4. A total of 69 Short Term bicycle parking spaces are required for the development.
- 5. A total of 293 Long Term bicycle parking spaces are required for the development.

#### Official Plan:

City of Vaughan Official Plan 2010 ('VOP 2010'), Volume 2: Vaughan Metropolitan Centre Secondary Plan ('VMCSP'): "Station Precinct"

# Comments:

The Owner is requesting relief to permit revisions to short and long term bicycle parking provisions and to make site-specific adjustments to Buildings A, B, and C, which are part of the previously approved mixed-use development, with the above noted variances.

Official Plan Amendment Application OP.20.013 (By-law 125-2021) and Zoning By-law Amendment Application Z.20.029 (By-law 124-2021) were approved in principle by the Committee of the Whole on September 14, 2021, and the decision was ratified by Council on September 27, 2021. The approvals permitted a mixed-use development within the Vaughan Metropolitan Centre ('VMC') consisting of: 38-storey (Building A) and 18-storey (Building B) residential apartment buildings on a shared podium, a 7-storey residential building (Building C) with ground floor retail, and a standalone 4-storey commercial building (Building D) (the 'Development'). Site Development Application DA.20.052 was draft approved by Committee of the Whole on June 21, 2022, and the decision was ratified by Council on June 28, 2022.

The current Minor Variance application seeks relief to facilitate updates to the Development including:

- 1. Shifting a portion of the mechanical penthouse ('MPH') from Building A to an enlarged MPH in Building B as Building B is proposed to contain a District Energy System for the Development,
- 2. Repurposing a portion of the MPH in Building A to residential space, and
- 3. Replacing Building C with a new 4-storey Office Building.

# memorandum



The VMC Program has no objection to Variance 1 to permit a minimum yard of 18.7 m from the west lot line to Building C. The 0.3 m reduction to the minimum yard from the west lot line to Building C is not anticipated to be perceptible, is minor in nature and maintains appropriate space for safe access and maintenance.

The VMC Program has no objection to Variance 2 to increase the maximum GFA of the storeys above a building height of 14 m for Building B. The requested increase from 770 m<sup>2</sup> to 773.2 m<sup>2</sup> represents a modest increase, does not substantially impact the design of the tower as originally approved, maintains a slender high-rise tower built-form that allows for an optimal floor plan, and maintains required tower separation distances.

The VMC Program has no objection to Variance 3 to permit a maximum building height of 128.5 m for Building A. The additional height of 6.5 m results from the conversion of a portion of the MPH to 2-storey residential lofts as some mechanical functions are being relocated to Building B to facilitate a District Energy System. The Variance is appropriate within the context of adjacent existing and planned development, and in fact, the new proposed height remains within the previously approved Building A tower height envelope (which previously contained the MPH). Further, the VMCSP provides that where 10,000 m² of office space is provided on a lot, the maximum permitted height may be exceeded by one-storey for every storey of Office uses (up to a maximum of five additional storeys). Variance 3 yields a height increase of two-storeys, and the Owner is proposing to replace Building C on the plan with a 4-storey, 4,594 m² Office building. This update ensues a comparable ratio in relation to the VMCSP policy to support the resulting increase in height.

The VMC Program has no objection to Variances 4 and 5 for the reduction in short-term and long-term bicycle parking spaces given that the proposal has been reviewed by the Transportation Engineering Division of the Development Engineering Department and they have no concerns.

Accordingly, the VMC Program 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 VMC Program 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:**

Matthew Peverini, Senior Planner – VMC Program

# **Prabhdeep Kaur**

From: Kristen Regier < Kristen.Regier@trca.ca>
Sent: Thursday, September 21, 2023 2:18 PM

**To:** Committee of Adjustment

**Cc:** Pravina Attwala; Christine Vigneault

**Subject:** [External] RE: A135/23 (101 EDGELEY BLVD) - REQUEST FOR COMMENTS

Hello,

The subject property at 101 Edgeley 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 |

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

T: <u>437-880-2129</u>

E: kristen.regier@trca.ca

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



#### Pravina Attwala

Subject: FW: [External] RE: A135/23 (101 EDGELEY BLVD) - REQUEST FOR COMMENTS

From: Development Services <developmentservices@york.ca>

Sent: October-10-23 5:29 PM

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

Subject: [External] RE: A135/23 (101 EDGELEY BLVD) - REQUEST FOR COMMENTS

Hi Pravina,

The Regional Municipality of York has completed its review of the minor variance application – A135/23 (101 Edgeley Boulevard) and has no comment.

Please note regional comments will continue to be submitted through the associated Site Plan application (SP.20.V.0239 – DA.20.052).

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



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

Please consider the environment before printing this email.

SCHEDULE C: PUBLIC & APPLICANT CORRESPONDENCE				
Correspondence Type	Name	Address	Date Received (mm/dd/yyyy)	Summary
Applicant				Application Cover Letter



August 10, 2023

Matthew Peverini, RPP, MCIP Senior Planner, VMC City of Vaughan I Planning and Growth Management Portfolio 2141 Major Mackenzie Drive Vaughan, ON L6A 1T1

Dear Mr. Peverini:

RE: MINOR VARIANCE APPLICATION

101 EDGELEY BOULEVARD (Block A5) OP.20.013, Z.20.029, and DA.20.052

VAUGHAN METROPOLITAIN CENTRE, VAUGHAN, ON

We are pleased to submit the enclosed Minor Variance Application for the lands municipally known as 101 Edgeley Boulevard, located within the Vaughan Metropolitan Centre ("VMC") also referred to as Block A5 or "ArtWalk". The site is approximately 2.2 acres in size and is located on the northwest corner of Apple Mill Road and Buttermill Avenue.

Further to our discussions, we are proud to provide further information on our changes to the design of ArtWalk, which are necessitated by the additions of both a new office (Building C) and a District Energy System.

#### PROPOSED MODIFICATIONS

In summary, the following changes are proposed:

- **Building A** Addition of one new residential floors, comprising of a two-storey residential loft in place of the space previously occupied by the Mechanical Penthouse. Accordingly, the new MPH is now located on Building B;
- Building B Taller Mechanical Penthouse to facilitate the District Energy System;
- **Building C** New four storey office building, in place of previous six storey residential condominium:
- Building D No changes are proposed; and
- **Underground Parkade** One additional level of below-grade parking, resulting in an increase from two to three levels.



We specifically note that the above noted changes, as further discussed below, do not in any way, shape, or form, change the spirit and intent of the Council approvals for the OPA & ZBA in September of 2021, and SPA in March of 2022.

#### **Addition of Office Building**

To achieve a complete community and introduce a new mix of land uses in the VMC, Building C has been changed to a <u>new four-storey office building</u> which was previously proposed as a residential use. Due to the change in the building use, the floor-to-floor heights have increased from 3.0m to 4.6m, along with a 7.0m Ground Floor. Additionally, the mechanical penthouse has <u>increased</u> from 4.5m to 8.0m resulting in an overall height decrease from 29.1m to 20.8m (excluding 8.0m MPH). The elevation design and proportion have been adjusted to accommodate office floor-to-floor height increase and floor plate modifications. The façade design language stays consistent with the approved submission in September 2021. The office floor plate proportions have been modified to 51.6m by 26.1m for an efficient office layout with <u>minor increase</u> of floor plate size from 1,130 sq.m. to 1,260 sq.m. In addition, the total GFA for office Building C is 4,594 sq.m. and the parking for office use will be provided on level 1 below grade.

#### **District Energy**

To promote energy efficiency and resilience for the community, a district energy system is introduced to the development. As a result, a portion of the mechanical penthouse for Building A is relocated to Building B and replaced with five family-friendly housing units. In Building A, the number of residential levels increases from 38 storeys approved in the OPA to 40 storeys while maintaining the total metric height of the building (MPH included) as 135m which is permitted in the approved ZBA. In addition, it is important to note that the approved density <u>decreases</u> from 5.09 FSI to 4.93 FSI.

#### Modifications of the Building Height/MPH

**Building A:** As mentioned previously, three two-bedroom units and two three-bedroom units are added on Level 39, replacing the previously proposed mechanical penthouse area. The total metric height of residential levels <u>increases</u> from 122.0m to 128.5m while the total building height (MPH included) remains the same as 135m approved in the Zoning By-law 124-2021.

**Building B:** With the relocation of the portion of MPH from Building A to Building B, the height of the MPH in Building B increases to 11.0. As a result, the total building height (MPH included) of Building B increases from 65.6m approved in the Zoning By-law 124-2021 to 71.8m.

**Building C:** To accommodate office use in building C, the total building height has decreased from 29.1m approved in the Zoning By-law 124-2021 to 20.8m.

**Building D:** No changes are proposed.



# **Below Grade Parking and Amenity Area(s)**

The new design has added one additional below-grade parking level increasing the total number of below-grade levels from two in the approved submission in September 2021 to three levels.

These revisions have not resulted in reducing the amenity provision for residential uses. The proposed plan provides 1.6 sq.m. per unit for indoor amenity, and 2.0 sq.m. per unit for outdoor amenity, both of which is higher than the required 1 sq.m. per unit approved in the Zoning By-law 124-2021.

#### **Unit Breakdown**

The proposed development will provide 49.4% one-bedroom (280 units), 47.5% two-bedroom (271 units), and 3.1% three-bedroom units (18 units) which presents over 50% two-bedroom and three-bedroom units of the total unit count and contribute to a diverse housing stock in York Region near higher-order transit options.

Building Name	Current Residential Unit Mix							
	Studio	1B	1B+D	2B	2B+D	3B	3B+D	Total
Α	2	112	37	78	140	1	2	373
В	7	117	5	36	16	15	0	196
С	0	0	0	0	0	0	0	0
D	0	0	0	0	0	0	0	0
Total	9	229	42	115	156	16	2	569
% Per Building	1.6%	40.2%	7.4%	20.2%	27.4%	2.8%	0.4%	100.0%
% Total	49.4%		47.5%		3.1%		100.0%	

# **Summary of Requested Minor Variances**

The list below summarizes the two minor adjustments to the approved Zoning By-laws that we have identified, in order to accommodate the design improvements mentioned above including the district energy design, more family-friendly units, and new office use to the site.

- Variance No. 1: for the maximum building height exclusive of all mechanical equipment and architectural features for Building A, the Zoning by-law 124-2021 requires maximum 122m, whereas 128.5m is proposed.
- Variance No. 2: for a long-term bicycle parking space required for a dwelling unit, the City
  of Vaughan By-law No. 001-2021 only permits location on the first or second storey below
  grade, whereas long-term bicycle parking spaces are proposed on the third floor below
  grade.

We are pleased to submit the complete architectural drawing package, which corresponds with this letter.



# SECTION 45(1) TESTS OF THE PLANNING ACT HAVE BEEN ADDRESSED

The proposed variances meet the four-part test found in Section 45(1) of the Planning Act as follows.

- 1. The variances <u>maintain the general intent and purpose of the Official Plan</u> by allowing for the lands to be developed for a high-quality mixed-use community, utilizing an efficient use of the lands and surrounding infrastructure.
- 2. The variances <u>maintain the general intent and purpose of the Zoning By-law</u> as they implement the land use permissions envisioned for the lands.
  - a. Building Height: Approved Zoning By-law 124-2021 permits a building height of 122m + 13m MPH, resulting in a total metric height of 135m at 38-storeys. While we are now proposing a 40-storey building at a height of 128.5m, we are maintaining the original intent of the Council approvals by remaining at the 135m height maximum, effectively leaving the approved building height unchanged, in metres. We are simply filling in the extra space, now vacated by the MPH, due to the District Energy system's re-location to Building B. The lands are now benefitting from five new family-friendly units located on Level 39.
- 3. The variances are <u>appropriate and desirable</u> as they will enable the site to be developed for high quality, new employment uses as envisioned by the City.
- 4. The variances are <u>minor in nature</u> when considering the technicality of the requested changes. Further they are minor in nature in terms of an impact perspective (i.e., there are no negative impacts anticipated, and no change to the approved metric height). The proposed development is consistent with the goals of Provincial Policy and the Official Plan to intensify lands located near transit stations and to optimize land and infrastructure.

We look forward to working with the City in the processing of this application. Should you have any questions or require additional copies of the items, please feel free to contact the SmartCentres team at the contact information provided below.

Respectfully Submitted,

**SmartCentres** 

**Matthew Kruger** 

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Director, Development mkruger@smartcentres.com m. 416-797-5269

SCHEDULE D: PREVIOUS COA DECISIONS ON THE SUBJECT LAND			
File Number	Date of Decision MM/DD/YYYY	Decision Outcome	
A365/05	12/08/2005	APPROVED	



# COMMITTEE OF ADJUSTMENT (VARIANCES)

2141 Major Mackenzie Drive Vaughan, Ontario Canada, L6A 1T1 Tel [905] 832-2281

# NOTICE OF DECISION

FILE NO: A365/05

IN THE MATTER OF Subsection 45 of the Planning Act.

IN THE MATTER OF an application by **CALLOWAY REIT (Sevenbridge) INC.**, Part of Lots 6 and 7, Concession 5 (Blocks 83, 84 and Part of Blocks 79-82 on Registered Plan No. 65M-2545. Municipally known as 101 Edgeley Boulevard, Concord).

The subject lands are zoned C10, C10-H Corporate District Zone, under By-Law 1-88 as amended and further subject to Exception 9(989).

The applicant is requesting a variance to permit the **construction of a proposed one-storey addition** to an existing one-storey commercial building, notwithstanding, the proposed changes to the existing By-Law & current By-Law requirements are as follows:

Proposal:			By-Law Requirements:		
1. Minimum parking required 995 spaces.		spaces.	Minimum parking required 1092 spaces.		
A sketch is attached il	lustrating the i	request.			
Other Planning act A	pplications				
The land which is the s act for:	ubject in this a	pplication is also	o the subject of an application under the Planning		
		APPROVED -	- Mar. 11/99, FILE LAPSED. - Mar. 11/99. CERTIFICATES ISSUED Jul. 20/99, lease to Walmart.		
Minor Variance Site Plan Amendment		FILE CLOSED	,		
Moved by:					
Seconded by:					
THAT the Committee	is of the opinion	on that the varia	nce sought can be considered minor and is		

THAT the Committee is of the opinion that the variance sought can be considered minor and is desirable for the appropriate development and use of the land. The general intent and purpose of the By-law and the Official Plan will be maintained.

AND THAT Application No. <u>A365/05, CALLOWAY REIT (Sevenbridge) INC.</u>, be APPROVED in accordance with the sketch attached

FORM 12 1 OF 2

THIS MINOR VARIANCE DECISION IS NOT A BUILDING PERMIT AUTHORIZING CONSTRUCTION UNDER THE BUILDING CODE ACT, R.S.O. 1990, AS AMENDED. A BUILDING PERMIT MAY BE REQUIRED. PLEASE CONTACT THE BUILDING STANDARDS DEPARTMENT IN THE EVENT THAT YOU REQUIRE FURTHER CLARIFICATION.

CARRIED.

Signed by all members preser	CHAIR:		
M. Mauti, Chair,	T. DeCicco Vice Chair,	L. Fluxgold, Member,	
D. H. Kang, Member,	M. S. Panicali, Member,	_	

CERTIFICATION

I hereby certify this to be a true copy of the decision of the Committee of Adjustment, and this decision was concurred in by a majority of the members who heard this application.

Dianne E. L. Grout, A.M.C.T., Manager of Development Services and Secretary-Treasurer to Committee of Adjustment City of Vaughan

DATE OF HEARING: LAST DATE OF APPEAL: DECEMBER 8, 2005 DECEMBER 28, 2005

APPEALS MUST BE RECEIVED BY THIS OFFICE NO LATER THAN 4:30P.M. ON DECEMBER 28, 2005.

<u>NOTE:</u>The Planning Act provides for appeals to be filed by "<u>persons</u>". As groups or associations, such as residents or ratepayers groups which do not have incorporated status, may not be considered "persons" for the purposes of the Act, groups wishing to appeal this decision should do so in the name of individual group members, and not in the name of the group.

NOTE: IF ANY CONDITIONS ARE IMPOSED ON THIS APPLICATION,
THE FINAL DATE FOR FULFILLING THEM IS:

\* \* DECEMBER 28, 2006 \* \* \*