ITEM: 6.5

# REPORT SUMMARY MINOR VARIANCE APPLICATION FILE NUMBER A189/23

Report Date: January 26, 2024

## THIS REPORT CONTAINS COMMENTS FROM THE FOLLOWING DEPARTMENTS & AGENCIES (SEE SCHEDULE B):

Additional comments from departments and agencies received after the publication of the report will be made available on the City's <u>website</u>.

Internal Departments *Comments Received	Conditions Required		Nature of Comments
Building Standards (Zoning) *See Schedule B	Yes □	No ⊠	General Comments
Development Planning *See Schedule B	Yes □	No ⊠	Recommend Approval/No Conditions
Development Engineering	Yes □	No □	Application Under Review
Development Finance	Yes □	No ⊠	General Comments

External Agencies *Comments Received	Conditions Required		Nature of Comments *See Schedule B for full comments
Alectra	Yes □	No ⊠	General Comments
Region of York	Yes □	No ⊠	General Comments
TRCA	Yes □	No ⊠	General Comments

#### PUBLIC & APPLICANT CORRESPONDENCE (SEE SCHEDULE C)

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			01/11/2024	Application Cover Letter

BACKGROUND (SCHEDULE D, IF REQUIRED)		
* Background Information contains historical development approvals considered to be related to this file.		
This information should not be considered comprehensive.		
Application No. (City File) Application Description		
(i.e. Minor Variance Application; Approved by COA / OLT)		
N/A	N/A	

* Previous hearing dates where this application was adjourned by the Committee and public notice issued.		
Hearing Date Reason for Adjournment (to be obtained from NOD_ADJ)		
N/A		N/A

SCHEDULES	
Schedule A	Drawings & Plans Submitted with the Application
Schedule B	Comments from Agencies, Building Standards & Development Planning
Schedule C (if required)	Public & Applicant Correspondence
Schedule D (if required)	Background



#### MINOR VARIANCE APPLICATION FILE NUMBER A189/23

CITY WARD #:	3
APPLICANT:	1493130 Ontario Limited
AGENT:	Riocan Management Inc.
PROPERTY:	67 Colossus Dr Woodbridge ON L4L 9J8
ZONING DESIGNATION:	See Below
VAUGHAN OFFICIAL PLAN (2010) DESIGNATION:	Vaughan Official Plan 2010 ('VOP 2010'): "Community Commercial Mixed-Use".
RELATED DEVELOPMENT APPLICATIONS:	None
7.1.1 2.107.1.10.10.1	
PURPOSE OF APPLICATION:	Relief from the Zoning By-law is being requested to permit an additional grocer on RioCan Colossus Centre site located in Building D20 as shown on the site plan submitted with the application.

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

The subject lands are zoned GMU – General Mixed-Use Zone and subject to the provisions of Exception 14.664 under Zoning By-law 001-2021, as amended.

#	Zoning By-law 001-2021	Variance requested
1	Only one of the following uses shall be permitted on the subject lands shown on Schedule "E-1084"; - one supermarket to a maximum gross floor area of	To permit a maximum of one supermarket with a maximum gross floor area of 11,613m² and "one retail
	11,613m <sup>2</sup> OR - one "retail warehouse with food sales" to a maximum gross floor area of 13,935m <sup>2</sup> [Exception 14.664]	warehouse with food sales" with a maximum gross floor area of 13, 935m <sup>2</sup> on the subject lands shown on Schedule E-1084.

#### **HEARING INFORMATION**

DATE OF MEETING: Thursday, February 1, 2024

**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.

No comments no concerns

**Conditions of Approval:** 

**Development Finance Recommended** 

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 as part of its deliberation	erations and final decision on this matter.	
COMMITT	TEE OF ADJUSTMENT	
Date Public Notice Mailed:	January 18, 2024	
Date Applicant Confirmed Posting of Sign:	January 16, 2024	
Applicant Justification for Variances: *As provided in Application Form	Only allows for one use on the subject site	
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.	Yes □ No ⊠	
COMMENTS:		
supply store to a grocery store results in a sul review of ITE Trip Generation rates.	orief must be provided as the proposed change from an office bstantial increase in trips generated per staff preliminary	
Committee of Adjustment Recommended Conditions of Approval:	None	
5 5		
BUILDING	STANDARDS (ZONING)	
**See Schedule B for Building Standards (Zo	oning) Comments	
Building Standards Recommended Conditions of Approval:	None	
DEVELO	OPMENT PLANNING	
**See Schedule B for Development Planning	Comments.	
Development Planning Recommended Conditions of Approval:	None	
DEVELO	PMENT ENGINEERING	
DEVELOP	WENT ENGINEERING	
Link to Grading Permit Link to Pool Pe	rmit Link to Curb Curt Permit Link Culvert Installation	
Application under review.		
Development Engineering Recommended Conditions of Approval:	TBD	
PARKS, FORESTRY & HORTICULTURE (PFH)		
No comments received to date		
	News	
PFH Recommended Conditions of Approval:	None	
DEVEL	OPMENT FINANCE	

None

BY-LAW AND COMPLIANCE, LICENSING AND PERMIT SERVICES		
No comments received to date		
Approval:  None		

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

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

#### RECOMMENDED CONDITIONS OF APPROVAL SUMMARY

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:

#	DEPARTMENT / AGENCY	CONDITION
1	Development Engineering	TBD
	jonal.hall@vaughan.ca	

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.

#### **IMPORTANT INFORMATION**

**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

#### **IMPORTANT INFORMATION**

Development Charge By-law in effect at the time of Building permit issuance to the satisfaction of the Reserves/Capital Department.

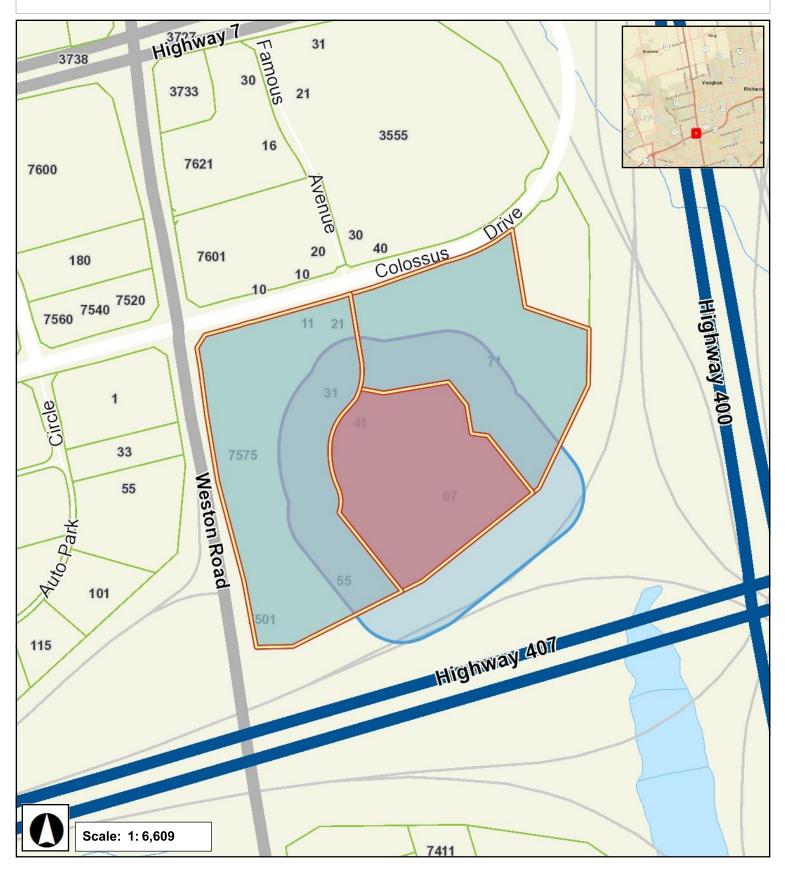
NOTICE OF DECISION: If you wish to be notified of the decision in respect to this application or a related Ontario Land Tribunal (OLT) hearing you must complete a Request for Decision form and submit to the Secretary Treasurer (ask staff for details). In the absence of a written request to be notified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

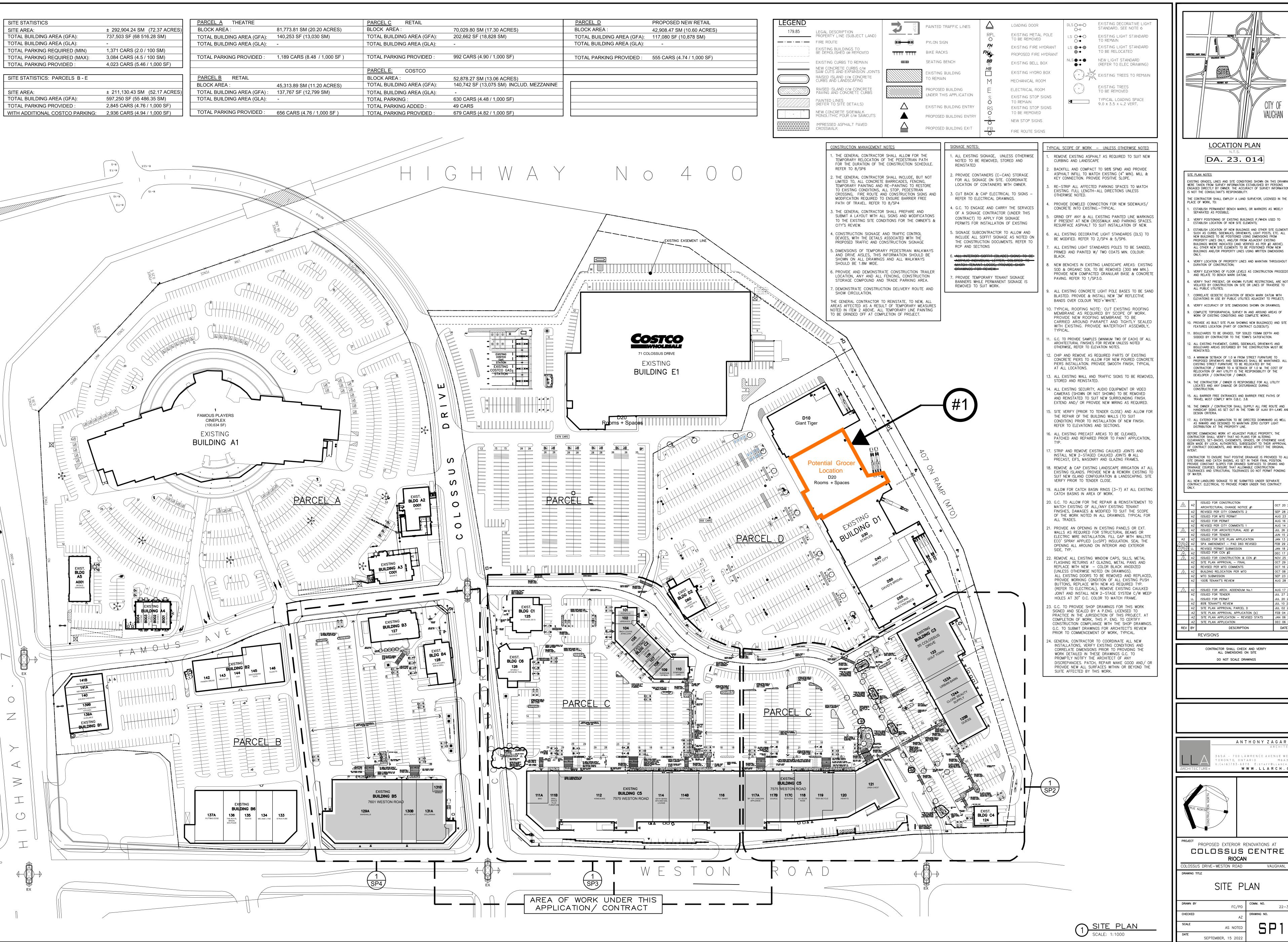
## **SCHEDULE A: DRAWINGS & PLANS**

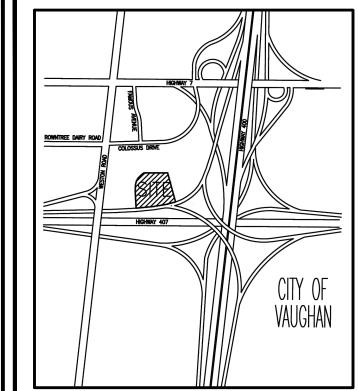


## VAUGHAN LOCATION MAP - A189/23

#### 67 COLOSSUS DRIVE, WOODBRIDGE







LOCATION PLAN

DA. 23. 014

EXISTING GRADES, LINES AND SITE CONDITIONS SHOWN ON THIS DRAWING WERE TAKEN FROM SURVEY INFORMATION ESTABLISHED BY PERSONS
ENGAGED DIRECTLY BY OWNER. THE ACCURACY OF SURVEY INFORMATION IS NOT THE CONSULTANT'S RESPONSIBILITY. THE CONTRACTOR SHALL EMPLOY A LAND SURVEYOR, LICENSED IN THE

ESTABLISH PERMANENT BENCH MARKS, OR MARKERS AS WIDELY VERIFY POSITIONING OF EXISTING BUILDINGS IF/WHEN USED TO ESTABLISH LOCATION OF NEW SITE ELEMENTS;

ESTABLISH LOCATION OF NEW BUILDINGS AND OTHER SITE ELEMENTS SUCH AS CURBS, SIDEWALKS, DRIVEWAYS, LIGHT POSTS, ETC. ALL NEW BUILDINGS TO BE POSITIONED USING DIMENSIONS FROM PROPERTY LINES ONLY, AND/OR FROM ADJACENT EXISTING BUILDINGS WHERE INDICATED (AND VERIFIED AS PER #2 ABOVE).
ALL OTHER NEW SITE ELEMENTS TO BE POSITIONED FROM NEW BUILDINGS AND/OR PROPERTY LINES USING WRITTEN DIMENSIONS

VERIFY LOCATION OF PROPERTY LINES AND MAINTAIN THROUGHOUT DURATION OF CONSTRUCTION: VERIFY ELEVATIONS OF FLOOR LEVELS AS CONSTRUCTION PROCEEDS, AND RELATE TO BENCH MARK DATUM;

VERIFY THAT PRESENT, OR KNOWN FUTURE RESTRICTIONS, ARE NOT VIOLATED BY CONSTRUCTION ON SITE OR LINES OF TRAVERSE TO ALL PUBLIC UTILITIES;

CORRELATE GEODETIC ELEVATION OF BENCH MARK DATUM WITH ELEVATIONS IN USE BY PUBLIC UTILITIES ADJACENT TO PROJECT; VERIFY ACCURACY OF SITE DIMENSIONS SHOWN ON DRAWINGS; COMPLETE TOPOGRAPHICAL SURVEY IN AND AROUND AREAS OF WORK OF EXISTING CONDITIONS AND COMPLETE WORKS.

FEATURES LOCATION (PART OF CONTRACT CLOSEOUT); BOULEVARDS TO BE GRADED, TOP SOILED 150MM DEPTH AND SODDED BY CONTRACTOR TO THE TOWN'S SATISFACTION. ALL EXISTING PAVEMENT, CURBS, SIDEWALKS, DRIVEWAYS AND BOULEVARD AREAS DISTURBED BY THE CONSTRUCTION MUST BE

A MINIMUM SETBACK OF 1.0 M FROM STREET FURNITURE TO PROPOSED DRIVEWAYS AND SIDEWALKS SHALL BE MAINTAINED. ALL EXISTING STREET FURNITURE TO BE RELOCATED BY THE CONTRACTOR / OWNER TO A SETBACK OF 1.0 M. THE COST OF RELOCATION OF ANY UTILITY IS THE RESPONSIBILITY OF THE DEVELOPER / CONTRACTOR / OWNER.

14. THE CONTRACTOR / OWNER IS RESPONSIBLE FOR ALL UTILITY LOCATES AND ANY DAMAGE OR DISTURBANCE DURING CONSTRUCTION.

ALL BARRIER FREE ENTRANCES AND BARRIER FREE PATHS OF TRAVEL MUST COMPLY WITH O.B.C. 3.8. 5. THE OWNER / CONTRACTOR SHALL SUPPLY ALL FIRE ROUTE AND HANDICAP SIGNS AS SET OUT IN THE TOWN OF AJAX BY-LAWS AND DESIGN CRITERIA.

ALL EXTERIOR ILLUMINATION TO BE DIRECTED DOWNWARD AS WELL AS INWARD AND DESIGNED TO MAINTAIN ZERO CUTOFF LIGHT DISTRIBUTION AT THE PROPERTY LINE.

BEFORE COMMENCING WORK AT ADJACENT PUBLIC PROPERTY, THE CONTRACTOR SHALL VERIFY THAT NO PLANS FOR ALTERING CLEARANCES, SET-BACKS, EASEMENTS, GRADES, OR OTHERWISE HAVE BEEN MADE BY LOCAL AUTHORITIES, SUBSEQUENT TO THEIR APPROVAL F CONTRACT DOCUMENTS, AND WHICH WOULD AFFECT THE ORIGINAL

CONTRACTOR TO ENSURE THAT POSITIVE DRAINAGE IS PROVIDED TO ALL SITE DRAINS AND CATCH BASINS, AS SET IN THEIR FINAL POSITION. PROVIDE CONSTANT SLOPES FOR DRAINED SUFFACES TO DRAINS AND DRAINAGE COURSES. ENSURE THAT ALLOWABLE CONSTRUCTION

OLERANCES AND STRUCTURAL TOLERANCES DO NOT PERMIT PONDING ALL NEW LANDLORD SIGNAGE TO BE SUBMITTED UNDER SEPARATE CONTRACT. ELECTRICAL TO PROVIDE POWER UNDER THIS CONTRACT

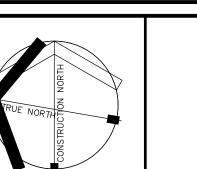
<u>/</u> 5\	ΑZ	ISSUED FOR CONSTRUCTION	007 00 0007
737	AZ	ARCHITECTURAL CHANGE NOTICE #1	OCT 20 2023
	ΑZ	REVISED PER CITY COMMENTS 2	SEP 28 2023
	ΑZ	ISSUED FOR MTO PERMIT	AUG 23 2023
	ΑZ	ISSUED FOR PERMIT	AUG 16 2023
	ΑZ	REVISED PER CITY COMMENTS 1	AUG 14 2023
5	ΑZ	ISSUED FOR ARCHITECTURAL ADD #1	JUL 26 2023
	ΑZ	ISSUED FOR TENDER	JUN 15 2023
A2	ΑZ	ISSUED FOR SITE PLAN APPLICATION	JAN 13 2023
<b>1</b> √TO/4	ΑZ	SPA AMENDMENT — PAD D60 REVISED	FEB 29 2016
<b>∕</b> 1\TO ∕4\	LL	REVISED PERMIT SUBMISSION	JAN 18 2016
4	ΑZ	ISSUED FOR CCN #2	DEC 17 2015
3	ΑZ	ISSUED FOR CONSTRUCTION & CCN #1	NOV 25 2015
	ΑZ	SITE PLAN APPROVAL – FINAL	OCT 29 2015
	ΑZ	REVISED PER MTO COMMENTS	OCT 16 2015
/2\	ΑZ	BUILDING RELOCATION PER MTO	OCT 08 2015
	ΑZ	MTO SUBMISSION	SEP 23 2015
	ΑZ	100% TENANT'S REVIEW	AUG 28 2015
1	ΑZ	ISSUED FOR ARCH. ADDENDUM No.1	AUG 17 2015
	ΑZ	ISSUED FOR TENDER	JUL 27 2015
	LL	ISSUED FOR PERMIT	JUL 20 2015
	ΑZ	85% TENANT'S REVIEW	JUL 10 2015
	ΑZ	SITE PLAN APPROVAL PARCEL D	JUL 02 2015
	ΑZ	SITE PLAN APPROVAL APPLICATION (b)	FEB 04 2015
	ΑZ	SITE PLAN APPLICATION — REVISED STATS	JAN 06 2014
	ΑZ	SITE PLAN APPLICATION	DEC 06 2013
REV	BY	DESCRIPTION	DATE

CONTRACTOR SHALL CHECK AND VERIFY

DO NOT SCALE DRAWINGS

ANTHONY ZAGARIA

W W W . L L A R C H . C A



PROPOSED EXTERIOR RENOVATIONS AT COLOSSUS CENTRE

SITE PLAN

DRAWING NO.

SEPTEMBER, 15 202

# SCHEDULE B: COMMENTS FROM AGENCIES, BUILDING STANDARDS & DEVELOPMENT PLANNING

Department / Agency *Comments Received	Conditions Required		Nature of Comments
Building Standards (Zoning) *See Schedule B	Yes □	No ⊠	General Comments
Development Planning *See Schedule B	Yes □ No ⊠		Recommend Approval/No Conditions

Alectra	Yes □	No ⊠	General Comments
Region of York	Yes □	No ⊠	General Comments
TRCA	Yes □	No ⊠	General Comments



Date: January 4<sup>th</sup> 2024

Attention: Christine Vigneault

**RE:** Request for Comments

File No.: A189-23

**Related Files:** 

**Applicant** RioCan

**Location** 67 Colossus Drive



#### **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	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	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. 2012-JAN-09 Name 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 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).

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/working (abbr/Scellan 3/3-4/c/wg d3-4 Ro May 5, 2010, dwg, %/3/2010 8/2/202 AM, Adobe POF



To: Committee of Adjustment

From: Faegheh Gholami, Building Standards Department

Date: January 16, 2024

Applicant: RioCan

**Location:** 67 Colossus Drive, Woodbridge

CONC 5 Part of Lot 4

File No.(s): A189/23

#### **Zoning Classification:**

The subject lands are zoned GMU – General Mixed-Use Zone and subject to the provisions of Exception 14.664 under Zoning By-law 001-2021, as amended.

#	Zoning By-law 001-2021	Variance requested
1	Only one of the following uses shall be permitted on the subject lands shown on Schedule "E-1084";	To permit a maximum of one supermarket with a maximum gross floor area of 11,613m <sup>2</sup>
	- one supermarket to a maximum gross floor area of 11,613m <sup>2</sup> OR - one "retail warehouse with food sales" to a maximum	and "one retail warehouse with food sales" with a maximum gross floor area of 13, 935m² on the subject
	gross floor area of 13,935m <sup>2</sup> [Exception 14.664]	lands shown on Schedule E-

#### **Staff Comments:**

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

There are no outstanding Orders on file

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

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

#### **Other Comments:**

#### **General Comments**

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

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

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

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





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

From: Nancy Tuckett, Director of Development Planning

**Date:** January 24, 2024

Name of Owner: Stuart Craig – RioCan Real Estate Investment Trust

**Location:** 67 Colossus Drive

**File No.:** A189/23

#### Proposed Variances (By-law 001-2021):

1. To permit a maximum of one supermarket with a maximum gross floor area of 11,613m<sup>2</sup> AND "one retail warehouse with food sales" with a maximum gross floor area of 13, 935m<sup>2</sup> on the subject lands shown on Schedule E-1084.

#### By-Law Requirements (By-law 001-2021):

1. Only one of the following uses shall be permitted on the subject lands shown on Schedule "E-1084"; - one supermarket to a maximum gross floor area of 11,613m² OR - one "retail warehouse with food sales" to a maximum gross floor area of 13,935m² [Exception 14.664].

#### Official Plan:

Vaughan Official Plan 2010 ('VOP 2010'): "Community Commercial Mixed-Use"

#### Comments:

The Subject Lands are one of a series of commercial lots that collectively form the RioCan Colossus Centre (the 'Colossus Centre'). This Subject Lands are located at the south end of the Colossus Centre, abutting the southwest corner of the Highways 400 and 407 interchange. A linear commercial plaza building is on the Subject Lands. The abutting property to the east contains a Costco. The By-law provision, Exception 14.664, from which the variance is sought applies to the entire Colossus Centre. The Owner is requesting relief to permit a "supermarket" use in addition to the retail warehouse with food sales use (Costco) already established at the Colossus Centre. The "supermarket" use is proposed within the unit denoted as D20 on the submitted sketch titled "Site Plan". Unit D20 has a Gross Floor Area (GFA) of 2,787.09 m².

The Subject Lands are designated "Community Commercial Mixed-Use" in VOP 2010, which permits a wide range of retail uses. The Subject Lands are also part of the Weston Road and Highway 7 Required Secondary Plan Area ('RSPA'). The draft RSPA anticipates significant residential intensification. Site-Specific Policy 13.36 of VOP 2010, which remains in effect until such time as the RSPA is in full force and effect, permits the continuation and expansion of permitted uses. A "supermarket" is a form of retail use permitted within the Community Commercial Mixed-Use" designation. It is anticipated that the proposed use will be an interim use until such time as the RSPA is completed and redevelopment occurs. Development Planning Staff are of the opinion that the proposed interim use maintains the general intent of the Official Plan.

The Subject Lands are zoned "GMU – General Mixed-Use Zone" in Zoning By-law 001-2021 and are subject to Exception 14.664. The "supermarket" use is a permitted use in the GMU Zone category. Exception 14.664 permits one (1) supermarket or one (1) retail warehouse with food sales, each subject to different maximum GFA totals, not both uses together. The existing Costco maintains a total GFA of 13,075m² (13,935 m² maximum permitted), 3,716.12m² of which is attributed to a "grocer" use. Site specific Exception 14.664 permits a "supermarket" to a maximum GFA of 11,613m² and the proposed additional grocer in unit D20 of the commercial plaza proposes a total of 2,787.09 m², which is 8,825.91m² less than the permitted supermarket GFA (11,613 m² maximum permitted). It appears that part of the intent of the Zoning By-law was to restrict the number of supermarket-like uses within the Colossus Centre to prevent land use and parking conflicts. However, there appears to be space for additional supermarket-like uses without these conflicts based on the Giant Tiger business which recently opened in

#### memorandum



Unit D10 next to the proposed supermarket use. No parking relief for the proposed supermarket use is required. Development Planning Staff are of the opinion that the proposed use maintains the general intent and purpose of the Zoning By-law.

The supermarket use is anticipated to complement the existing retail operations within the Colossus Centre by providing additional retail options to the public. It is further anticipated that an interim supermarket use will be an added benefit to the developing residential community at Weston and Highway 7. Given that the proposal is in line with the maximum GFA requirements, does not require additional parking spaces, and is compatible with the existing Colossus Centre uses, the Development Planning Department has no concerns with the proposal, believing it to be minor in nature and desirable and appropriate for the development of the land.

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:**

Nicholas Del Prete, Planner I David Harding, Senior Planner

#### **Prabhdeep Kaur**

From: Kristen Regier <Kristen.Regier@trca.ca>
Sent: Wednesday, January 3, 2024 1:26 PM

**To:** Committee of Adjustment

**Cc:** Prabhdeep Kaur

**Subject:** [External] RE: A189/23 - 67 Colossus Dr -REQUEST FOR COMMENTS, CITY OF VAUGHAN

Hello,

The subject property at 67 Colossus Drive, 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: 437-880-2129

E: kristen.regier@trca.ca

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



#### **Pravina Attwala**

**Subject:** FW: [External] RE: A189/23 - 67 Colossus Dr -REQUEST FOR COMMENTS, CITY OF VAUGHAN

From: Development Services <developmentservices@york.ca>

Sent: January-05-24 6:04 PM

**To:** Prabhdeep Kaur < Prabhdeep.Kaur@vaughan.ca> **Cc:** Committee of Adjustment < CofA@vaughan.ca>

Subject: [External] RE: A189/23 - 67 Colossus Dr -REQUEST FOR COMMENTS, CITY OF VAUGHAN

Hi Prabhdeep,

The Regional Municipality of York has completed its review of the minor variance application – A189/23 (67 Colossus Drive) and has no comment.

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

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

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## SCHEDULE C: PUBLIC & APPLICANT CORRESPONDENCE

Correspondence Type	Name	Address	Date Received (mm/dd/yyyy)	Summary
Applicant			01/11/2024	Application Cover Letter



## **RECEIVED**By attwalap at 10:34 am, Jan 11, 2024

A189/23

RIO+CAN

January 11, 2024

Vaughan City Hall 2141 Major Mackenzie Dr. Vaughan, ON L6A 1T1

Attn: Committee of Adjustment

Re: Minor Variance Application, RioCan Colossus Centre – Parcel D

67 Colossus Drive, Vaughan, Ontario L4L 9J9

Please find the enclosed materials in support of the Minor Variance Application for the current unenclosed shopping center (Parcel D) of the above-noted lands.

RIOCAN REAL ESTATE INV TRUST is proposing to amend the language in the current by-law exemption number 664 (14.664.1 Permitted Uses) to grant permission to locate an additional grocer on RioCan Colossus Centre, 67 Colossus Drive. The current permitted use #2 allows for "Only one of the following uses shall be permitted on the lands described as "Subject Lands" on Figure E-1084: One supermarket, to a maximum gross floor area of 11,613.0m2 or one retail warehouse with food sales to a maximum gross floor area of 13,935.0 m2".

The current by-law has a max area of 11,613 m2 (125,000 sf). The grocer will utilize the entire D20 unit of 30,000-sf. Remaining in compliance with the zoning by-law and estimating 95,000-sf remaining. The current on-site retail warehouse (Costco) uses a grocer GFA of 40,000 sf, estimating 109,995 sf remaining and in compliance with the zoning-by law permitting maximum area of 13,935sm (149,995 sf).

Additionally, RioCan will not be making any additional changes to the current site or units such as size, gross floor area and parking requirements.

#### In support of the Minor Variance application request the following materials are enclosed:

- Authorization Form
- Authorizing Statements
- Setback Chart
- Variance Chart
- Building Standards Form
- Site Plan Outlining Parcel D & Potential Grocer Location (D20)

We trust that the foregoing is satisfactory. Should you have any questions or require additional information, please contact the undersigned.

Regards,



## Olivia Raiche

1493130 ONTARIO LIMITED



Olivia Raiche

COORDINATOR, DEVELOPMENT
RioCan REIT
2300 Yonge Street | Toronto, ON M4P 1E4
Cell: 437.326.0888 Toronto

RIO CAN www.riocan.com

Cc: Stuart Craig, Vice President, Development

## SCHEDULE D: BACKGROUND

None