

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF JANUARY 28, 2020

Item 17, Report No. 1, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on January 28, 2020.

17. BENTALLGREENOAK VAUGHAN MILLS SECONDARY PLAN AREA

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Deputy City Manager, Planning and Growth Management, dated January 21, 2020, be approved, subject to the following amendments, in accordance with Communication C3 from the Director, Policy Planning and Environmental Sustainability, dated January 20, 2020, as follows:**
 - 1. That Attachment #1 be replaced with the Attachment #1 attached hereto; and**
- 2) That the deputation of Mr. Brad Caco, York Street, Toronto, on behalf of the applicant, be received.**

Recommendations

- 1. “THAT Council grant its’ permission to BentallGreenOak pursuant to subsection 22(2.2) of the Planning Act to allow it to apply for an Official Plan Amendment application before the second anniversary of the day on which the implementing Vaughan Mills Centre Secondary Plan came into effect.”**

Committee of the Whole (2) Report

DATE: Tuesday, January 21, 2020

WARD(S): 4

**TITLE: BENTALLGREENOAK
VAUGHAN MILLS SECONDARY PLAN AREA**

FROM:

Jason Schmidt-Shoukri, Deputy City Manager, Planning and Growth Management

ACTION: DECISION

Purpose

To seek Council's permission to allow BentallGreenOak to submit an Official Plan Amendment application before the second anniversary of the day on which the implementing Vaughan Mills Centre Secondary Plan came into effect, pursuant to subsection 22(2.2) of the *Planning Act*, R.S.O 1990, Chapter P. 13.

Report Highlights

- Subsection 22(2.1.1.) of the *Planning Act* restricts a person's ability to request an amendment to a secondary plan before the second anniversary of the first day any part of it comes into effect. Subsection 22(2.2) provides that subsection 22(2.1.1) does not apply if Council declares by resolution that such requests are permitted.
- The Owner is seeking permission to apply for an Official Plan Amendment application before the second anniversary of the day (August 27, 2020) in which the implementing Vaughan Mills Centre Secondary Plan came into effect on the subject lands.

Recommendations

1. “THAT Council grant its’ permission to BentallGreenOak pursuant to subsection 22(2.2) of the Planning Act to allow it to apply for an Official Plan Amendment application before the second anniversary of the day on which the implementing Vaughan Mills Centre Secondary Plan came into effect.”

Background

On March 18, 2014 the City adopted the Vaughan Mills Centre Secondary Plan (“VMCSP”). The VMCSP was approved by the Region on July 11, 2014.

Several appeals of the VMCSP were filed to the then Ontario Municipal Board (“OMB”), now Local Planning Appeal Tribunal (“LPAT”). There were also several outstanding appeals of Vaughan Official Plan 2010 as it related to lands within the VMCSP. Most of the appeals were consolidated within the VMCSP appeal proceedings. By November 2018 there were four (4) appeals settled resulting in partial approvals of the VMCSP.

A Decision regarding the first form of approval of any portion of the VMCSP was granted by the LPAT on August 27, 2018. Given subsection 22 (2.1.1) of the *Planning Act*, that identifies there is a 2-year moratorium, BentallGreenOak would have to wait until August 27, 2020 to submit a formal application.

Previous Reports/Authority

N/A

Analysis and Options

The Planning Act permits Vaughan Council to pass a resolution to permit a land Owner to apply for an Official Plan Amendment application, if required, within 2 years of the day on which the implementing Secondary Plan came into effect (August 27, 2020)

Subsection 22 (2.2) of the *Planning Act* permits a Council to pass a resolution to allow an Owner to apply for an Official Plan Amendment application before the second anniversary of the day on which the implementing VMCSP came into effect.

BentallGreenOak owns a parcel of land within the approved portion of the VMCSF and represents Leons. The lands affected by this specific request, representing 7.2 hectares (17.79 acres), are located in the northeast quadrant of the Bass Pro Mills and Highway 400 interchange area, as shown on Attachment 1. BentallGreenOak was not an appellant nor a party to the proceedings related to the various appeals before the OMB/LPAT for the VMCSF.

BentallGreenOak have approached the City seeking to submit an Official Plan Amendment (“OPA”) application to redevelop their lands. The OPA application would seek to amend the height and density, similar with the heights and densities approved by the OMB on adjacent sites in the VMCSF.

Any application submitted would need to be co-ordinated with the outstanding OMB/LPAT matters, as well as the remaining developments in the VMCSF. Matters to be addressed would include, but not be limited to, the requisite hard and soft services required to support the proposed development in the context of existing approvals. More specifically, existing approvals are phased based on the provision of certain services due to issues with capacity.

Vaughan Council has previously considered a similar request. In December 2017 Council adopted a resolution permitting an application (File OP.17.003) in the Vaughan Metropolitan Centre prior to the two-year anniversary of the Secondary Plan.

Financial Impact

There are no financial requirements for new funding associated with this report.

Broader Regional Impacts/Considerations

There are no requirements from the York Region Community Planning Department.

Conclusion

The Policy Planning and Environmental Sustainability Development Planning Department supports the request to permit the Owner to submit an Official Plan Amendment application before the second anniversary of the day on which the implementing VMCSF came into effect. The proposed amendments to the VMCSF would allow this development to be considered on a similar basis within the larger VMCSF area, thereby allowing for a more comprehensive land use planning approach going forward.

For more information, please contact: Bill Kiru, Director, Policy Planning and Environmental Sustainability Department, Extension 8633.

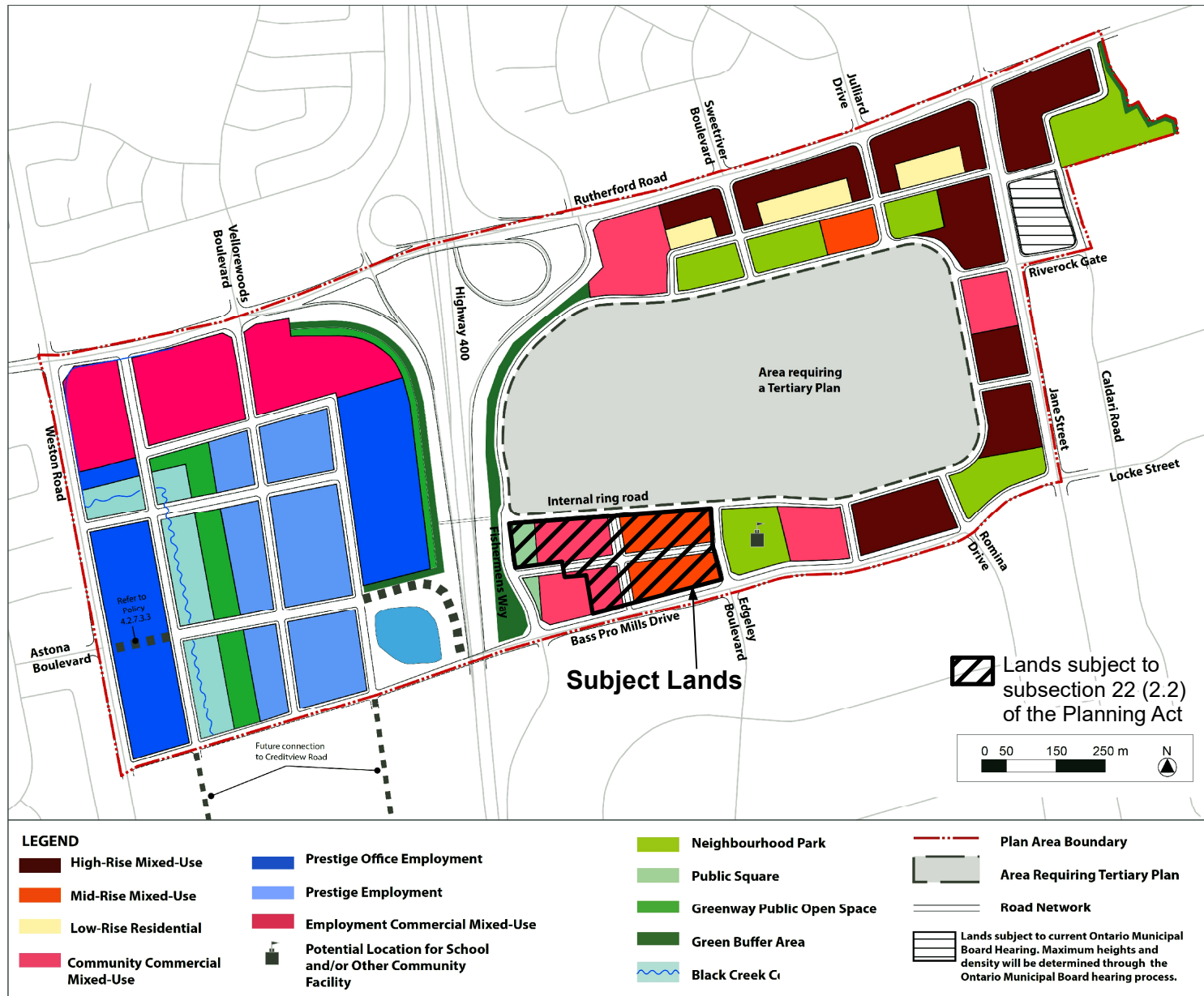
Attachments

1. Location Map

Prepared by

Frank Marzo, Acting Manager- Policy Planning Short Range, ext. 8063

Bill Kiru, Director of Policy Planning and Environmental Sustainability Department, ext. 8633



Location Map

LOCATION:

Lot 14 & 15, Concession 5;
Part of Lot 15, Concession 4



Attachment

DATE:

January 14, 2020

1



memorandum

C 3

COMMUNICATION

CW (2) - January 21/2020

ITEM - 17

DATE: JANUARY 20, 2020

TO: HONOURABLE MAYOR AND MEMBERS OF COUNCIL

FROM: BILL KIRU, DIRECTOR,
POLICY PLANNING AND ENVIRONMENTAL SUSTAINABILITY

COPY TO: JASON SCHMIDT-SHOUKRI, DEPUTY CITY MANAGER,
PLANNING AND GROWTH MANAGEMENT

RE: COMMITTEE OF THE WHOLE – JANUARY 21, 2020
ADDENDUM ITEM No. 17
ATTACHMENT #1

BENTALLGREENOAK VAUGHAN MILLS SECONDARY PLAN AREA

Recommendation

The Deputy City Manager, Planning and Growth Management recommends:

1. THAT Attachment #1 of Addendum Item No. 17, Committee of the Whole January 21, 2020 be replaced with the Attachment #1 attached hereto.

Respectfully submitted,

A blue ink signature of Bill Kiru, consisting of stylized loops and a horizontal line.

BILL KIRU
Director, Policy Planning and Environmental Sustainability

Prepared by

Frank Marzo, Acting Manager- Policy Planning Short Range, ext. 8063
Bill Kiru, Director, Policy Planning and Environmental Sustainability Department, ext. 8633

