## **Reena Deputation**

COMMUNICATION – C49
ITEM 1
Committee of the Whole (Public Meeting)
October 29, 2020



to

**City of Vaughan** 

Comprehensive Zoning By-law Review
Third Draft Zoning By-law
Committee of the Whole (Public Hearing)
Agenda Item 3.1

Thursday, October 29, 2020, 7PM



## Background

- Reena had issues with existing City of Vaughan Zoning By-law 1-88
  - Issues with interpretation of Group Home and Respite Care City of Vaughan to Ministry
  - 241 Crestwood almost lost 3 respite care spaces
- Meeting with City Zoning and Bylaw led to resolution of issue
  - Meeting with City November 4, 2019 (Stemp, Zynoberg, Winegust, Manett)
  - Letter sent November 5, 2019, by Reena to City of Vaughan
  - E-mail response November 12, 2019, from City of Vaughan to Reena
  - Interpretations made to ensure that our use fit within existing definitions
  - Assurance that these clearer definitions made it into the revised 2020 Zoning By-Law
- Draft 3 of Revised 2020 Zoning By-law is entering its last stage
- City council will vote on the new By-Law in November
- Reena's concerns have not been addressed

## November 5, 2019 – Letter from Reena to City of Vaughan



November 5, 2019

Chair Jeff Bernstein

Director of Building Standards and Chief Building Official

Directors
Mirmala Armstrong
Dr. Alan Bardkoff
Wendy Belack-Viner
Rachel Blumenfeld
Charles Chee
David Cohen
Bitan Dehtlar
Mindy Ginsler
Towa Gutenberg
Gerald Hartman
Deniel Horowitz
Dr. Helena Jaczek
David NacCoy
Lipa Roth
Dr. Pilmel Saeed

Building Standards Department City of Vaughan 2141 Major Mackenzie Drive Vaughan ON L6A 1T1

Manager, Zoning Services

Mr. Ben Pucci, P.Eng.

Mr. Elvio Valente

Howard Weinroth Esther Yermus Associate Directors Alison Arshinoff Melissa Shlanger

Dr. Earl Silverman

President & CEO Bryan Keshen, MSW

Hon. Treasurer Donald Bennett, C.A.

Spiritual Advisor Rabbi Aaron Flanzraich

Rabbi Joseph Kelman 41

Founding Executive Director

Life Director Josep Berman

Founding President/Treasurer Lou Fruitman<sup>rs</sup> Further to our meeting with you of November 4, 2019, as discussed, Reena has been operating the residence at 241 Crestwood Road with the knowledge and understanding of the City since 2008, as a "Group Home", notwithstanding the definition of "Group Home" in Vaughan Zoning By-law 1-88.

During that time there have been 3 residents, each with developmental disabilities, living there on a permanent basis, receiving individualized around the clock support in a single housekeeping unit.

A number of families in Vaughan have a child with a developmental disability living at home. The stress on the parents and families supporting these individuals around the clock can sometimes be overwhelming.

Over the years, Reena has worked with these families to establish a schedule to allow them to have their child stay at 241 Crestwood Road for a limited amount of time, as short as a weekend and as long as a few weeks or months.

These children are permanently on a limited list of developmentally disabled children who can stay for short periods of time on a temporary basis at 241 Crestwood, blend in with the individuals living permanently at 241 Crestwood, and become a part of the housekeeping unit while they are there.

This "respite care" service allows their parents some time to recover from the ongoing stress they regularly endure, allowing them to be capable of continuing to provide love and support when their child returns home.

At no time would the number of residents at 241 Crestwood Road exceed a total of 6, made up of the 3 permanent residents and up to 3 temporary residents who regularly stay for various periods of time. The staff who are providing around the clock support do not live or sleep at this location. All bedrooms are assigned to the individuals who are receiving support. The staff do not have a bedroom.



Charitable No. 10809-3642-RR0001

We are requesting that the City of Vaughan, through the responsible By-Law and Zoning staff, confirm in writing, that Reena complies with the interpretation of the current Vaughan by-law 1-88, with respect to the existing "Group Home" use.

With that written confirmation, we would ask that the same City staff inform the Ministry of our compliance.

This will allow the Ministry to issue an operating license for a "respite care" facility not to exceed 3 respite individuals with developmental disabilities at any one time, as required by recently updated legislation.

This Provincially issued license would enable Reena to operate a "respite care" service, within a stable and existing household made up of 3 individuals with developmental disabilities who receive around the clock support and live permanently at 241 Crestwood Road, which is a single detached residential dwelling permitted by the Zoning By-law.

Thank you for your assistance in resolving this matter.

Fred Winegust

Reena, Stakeholder Relations

- cc. Bryan Keshen CEO, Reena
- cc. Sandy Stemp COO, Reena
- Stan Zynoberg Property Manager, Reena
- cc. Michael Manett MCIP RPP Principal Planner and President MPlan Inc.
- cc. Alan Shefman City of Vaughan, Councilor, Ward 5



## November 12, 2019 – Letter from City of Vaughan to Reena

From: Pucci, Ben < <a href="mailto:Ben.Pucci@vaughan.ca">Ben.Pucci@vaughan.ca</a>>

**Sent:** November 12, 2019 10:29 AM

**To:** Fred Winegust < fwinegust@reena.org > **Cc:** Valente, Elvio < five o valente@vaughan.ca >

Subject: RE: Clarification of how Respite Care operates within a Housekeeping Unit at the 241 Crestwood Road Reena Group Home

Hi Fred,

Further to your letter dated November 5, 2019, this will confirm the property is zoned R2 (Residential Zone) under City of Vaughan Zoning Bylaw 1-88, as amended. A single Family Dwelling is permitted. See related definitions below:

**DWELLING, SINGLE FAMILY DETACHED** - Means a separate building containing only one (1) dwelling unit.

**DWELLING UNIT** - Means a room or a suite of two (2) or more rooms, designed or intended for use by a family, in which sanitary conveniences are provided and in which facilities are provided for cooking or the installation of cooking equipment.

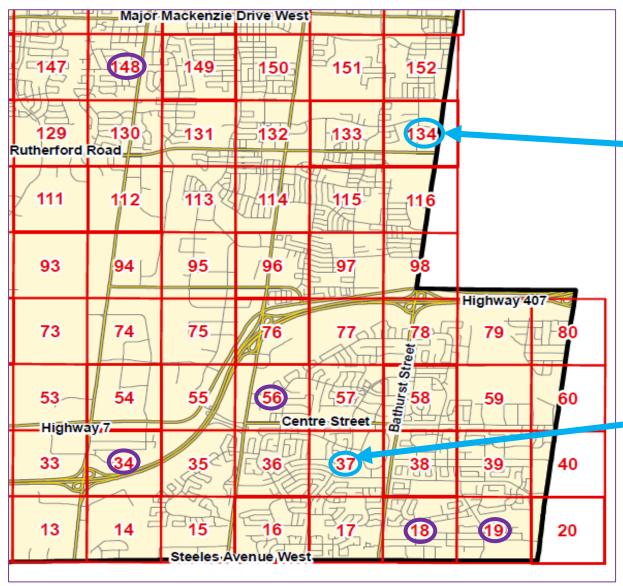
**FAMILY** - Means one (1) or more persons living in a dwelling unit as a single and nonprofit housekeeping unit and includes roomers and/or boarders; but in no case shall the number of roomers and boarders exceed two (2) in total.

Based on your letter, the residents (three permanent with three temporary) are living together as a single housekeeping unit. We are satisfied that the operation of the dwelling unit is a single housekeeping unit, with the three permanent residents, and with the three residents from your permanent list that stay for varying periods of time for respite stays.

Regards,

Ben Pucci, P.Eng.
Director of Building Standards and Chief Building Official
905-832-8511, ext. 8872 | ben.pucci@vaughan.ca

# Reena Operates Various Residences and Programming in these Locations in Vaughan







**R1** 

Map 19

## Residential Zones

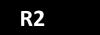
## R1 – Crestwood, Rockview, R3 – King High, Barrhill

7.2.1

#### Permitted Uses in the RE, R1, R2, R3, R4 and R5 Zones

Table 7-2: Permitted Uses in the RE, R1, R2, R3, R4 and R5 Zones

	RE	R1	R2	R3	R4	R5
		Residentia	Uses			
Independent living facility	•	•	•	•	•	•
Semi-detached dwelling					•	•
Single detached dwelling	•	•	•	•	•	•
		Communit	Uses .			
Community garden (1)	•	•	•	•	•	•
Other L <mark>i</mark> ses						
Model home (1)	•	•	•	•	•	•
Temporary sales office (1)	•	٠	•	•	•	•
Spe <mark>r</mark> ified Acc <mark>u</mark> ssory Use <mark>:</mark>						
Home occupation (1)	•	•	•	•	•	•
Secondary suite (1)	•	•	•	•	•	•
Short-term rental (1)	•	•	•	•	•	•







## Institutional and Other Zones I1 — RCR, Battle Centre

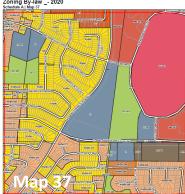
#### Table 13-1: List of Institutional and Other Zones

Zone Name	Zone Symbol(s)	Purpose of the Zone
General Institutional Zone	l1	To permit a range of institutional <u>uses,</u> such as government facilities and <u>schools</u>

## 11









	11	12	U	FD	PB1	PB2	PB3
		Residentia	al Uses				
Retirement residence	•	•					
		Communit	ty Uses				
Cemetery (1)						Е	Е
Community facility	•	•					
Community garden (1)	•	•					
Conservation use	•	•	•	E (3)		•	•
Day care centre	•	•					
Emergency service	•	•					
<u>Hospital</u>		•					
Long term care facility	•	•					
Passive recreational use	•	•	•	E (3)	•		•
Place of worship (1)	•	•					
Public uses					•	•	•
School	•	•					
<u>Urban square</u>		•					

## Site-specific Exceptions

Active recreational use

Additional requirements to Table 12-2:

## A-1100 - LFRR

081

082



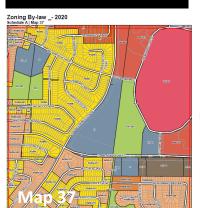


Table 12-1: Applicable Environmental Protection, Open Space, and Agriculture Zones

Zone Name	Zone Symbol	Purpose of the Zone
Agriculture Zone	А	To provide for <u>agricultural uses</u> including an associated <u>single detached dwelling</u>

710tivo 10010titoritar tico		•	•	
Cemetery (1)		•	•	
Community garden (1)		•	•	•
Conservation use	•	•	•	•
<u>Park</u>		•	•	
Passive recreational use	•	•	•	•
	Residential Us	ses		
Single detached dwelling				•



Specif	ied Accessory Uses
Accessory agriculture dwelling (1)	
Agri-tourism (1)(2)	
Bed and breakfast (1)	
Home industry (1)	
Home occupation (1)	
Intermodal container (1)	
Seasonal farm stand (1)	
Secondary suite (1)	
Short-term rental (1)	

14.1100

Exception Number 1100	Legal Description: Multiple properties as		
Applicable Parent Zone: A	shown on Figure E-1612		
Schedule A Reference: 37	Figure E Link (if applicable)		
By-law / Tribunal Decision Reference	Figure T Link (if applicable)		
14.1100.1 Permitted Uses			

1. An Assisted Living Facility shall be permitted as an additional use.

14.1100.2 Lot and Building Requirements

- 1. The minimum amenity area shall be 1,415.0 m<sup>2</sup>.
- 2. The minimum lot area shall be 48.0 m<sup>2</sup> per unit.
- 3. The minimum front yard (north lot line) shall be 7.2 m.
- 4. The minimum interior side yard (east lot line) shall be 8.6 m.

14.1100.3 Parking

- 1. The minimum number of required parking spaces shall be 21.
- 2. Parking areas shall be accessed from the abutting lot to the west.

14.1100.4 Other Provisions

- 1. A canopy shall be permitted within the landscape strip along a lot line, abutting a street.
- 2. The maximum permitted encroachments for a canopy are as follows:
  - a. 2.3 m into the front yard (abutting Clark Avenue);
  - b. 2.0 m into the westerly interior side yard; and,
  - c. 3.5 m into the easterly interior side yard.

## **Defined**

**Barrier-free Access Aisle:** Means an area abutting a <u>barrier-free</u> <u>parking space</u> to provide unobstructed pedestrian access to and from a <u>barrier-free parking space</u>.

**Barrier-free Parking Space:** Means an unobstructed rectangular area for the exclusive <u>use</u> of temporary parking of a motor vehicle for persons with disabilities, but shall not include a <u>driveway</u> or <u>aisle</u>.

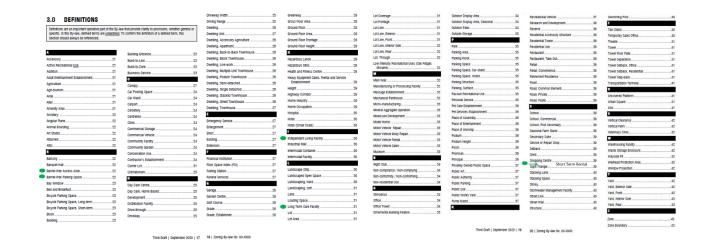
Independent Living Facility: Means <u>premises</u> containing four (4) or more independent <u>dwelling units</u> intended to accommodate people of common circumstance the ability to reside together and is managed and operated for the purposes of encouraging and supporting the independence of its residents.

Long Term Care Facility: Means <u>premises</u> containing four or more sleeping units, without individual kitchen or cooking facilities, <u>used</u> for the accommodation of persons with common circumstance, and who require a 24-hour supervised living arrangement for their wellbeing, and is regulated by the Province of Ontario or the Government of Canada.

Short-term Rental: Means a <u>dwelling unit</u> or part of a <u>dwelling unit</u> <u>used</u> to provide temporary accommodation for a rental period of not more than 29 consecutive days but shall not include a <u>hotel</u>, motel or <u>bed and breakfast</u> establishment or any other <u>use</u> defined herein.

## **Undefined**

- Assisted Living Facility (A.1100)
- Congregate Care / Group Home
- Respite Care



# Reena is requesting that the City of Vaughan Comprehensive Zoning By-Law team consider;

- Adding Definitions to Chapter 3.
  - Assisted Living Facility
  - Group Home / Congregate Care
  - Respite Care
- Updating Permitted Uses in Zone Categories;
  - Chapter 7 Residential Zone Table
  - Chapter 11 Institutional Zone
- Reclassifying A.1100 on Map 37 to I1.

Term	Assisted Living Facility	Group Home / Congregate Care	Respite Care
Zone Category Permitted Use	Institutional Zone	Residential Zone	Residential Zone Institutional Zone
Definition	Means premises containing four (4) or more independent dwelling units intended to accommodate people of varying circumstance, with individual kitchen or cooking facilities, the ability to reside together and is managed and operated for the purposes of encouraging and supporting the independence of its residents some of whom may require a 24-hour supervised living arrangement for their well-being, and is regulated by the Province of Ontario or the Government of Canada.	Means premises containing three (3) or more independent dwelling units intended to accommodate people of varying circumstance, with a common kitchen or cooking facility, the ability to reside together and is managed and operated for those who require a 24-hour supervised living arrangement for their well-being, and is regulated by the Province of Ontario or the Government of Canada.	Means an ability for someone who is on a documented list of pre-vetted individuals, managed by an organization that is regulated by the Province of Ontario or the Government of Canada, who qualify for temporary support, for varying periods of time in a calendar year to receive a level of care available in an Assisted Living Facility, Group Home or Congregate Care Setting.



Thank You

# Backup Slides

# Structure

## Parts 7-13 deal with Zone Categories

7 Residential Zones

8 Mixed-Use Zones

9 Commercial Zones

Vaughan Metropolitan Centre Zones

11 Employment Zones

Institutional and Other Zones

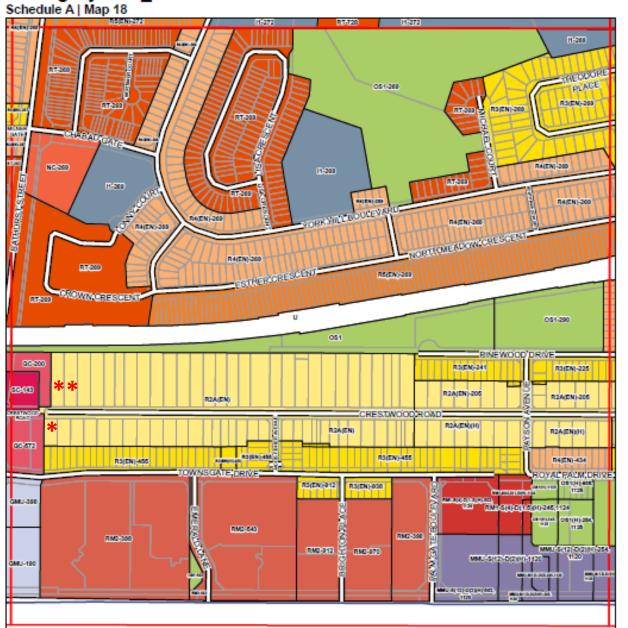
Site-specific Exceptions

15 Enactment



### Map 18 – 236, 240, 241 Crestwood

Zoning By-law \_- 2020



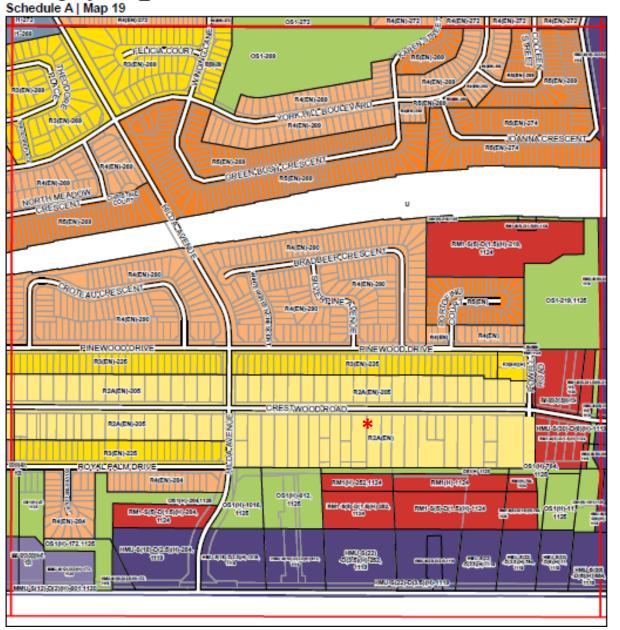
#### Residential Zones Commercial Zones GC (General Commercial R1 (First Residential Zone) Zone) R2 (Second Residential NC (Neighbourhood Zone) Commercial Zone) CC (Convenience R3 (Third Residential Commercial Zone) Zone) SC (Service Commercial R4 (Fourth Residential Zone) Zone) R5 (Fifth Residential Zone) RT (Townhouse Zone) RM1 (Multiple Residential Zone 1) RM2 (Multiple Residential Zone 2)

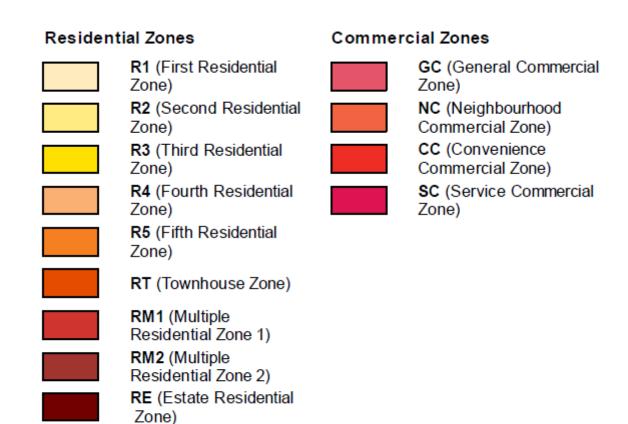
RE (Estate Residential

Zone)

## Map 19 – 65 Crestwood

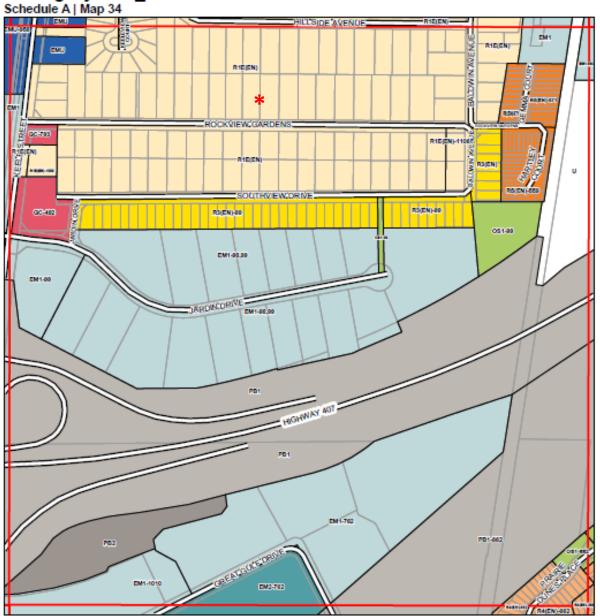
Zoning By-law \_- 2020





### Map 34 – 90 Rockview

Zoning By-law \_- 2020



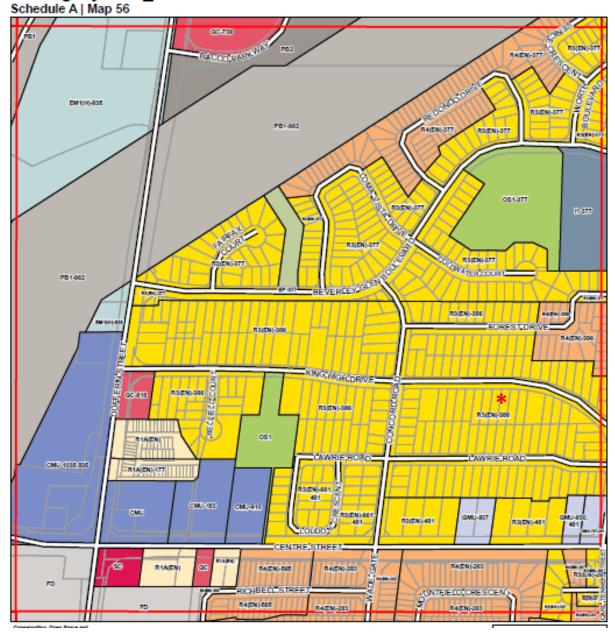
#### Residential Zones Commercial Zones R1 (First Residential GC (General Commercial Zone) Zone) R2 (Second Residential NC (Neighbourhood Zone) Commercial Zone) CC (Convenience R3 (Third Residential Commercial Zone) Zone) SC (Service Commercial R4 (Fourth Residential Zone) Zone) R5 (Fifth Residential Zone) RT (Townhouse Zone) RM1 (Multiple Residential Zone 1) RM2 (Multiple Residential Zone 2)

RE (Estate Residential

Zone)

### Map 56 - 62 King High

#### Zoning By-law \_- 2020



#### Residential Zones Commercial Zones R1 (First Residential GC (General Commercial Zone) Zone) R2 (Second Residential NC (Neighbourhood Zone) Commercial Zone) CC (Convenience R3 (Third Residential Commercial Zone) Zone) SC (Service Commercial R4 (Fourth Residential Zone) Zone) R5 (Fifth Residential Zone) RT (Townhouse Zone) RM1 (Multiple Residential Zone 1) RM2 (Multiple Residential Zone 2) RE (Estate Residential

Zone)

## Map 134 – 5 Barhill

Zoning By-law \_- 2020 Schedule A | Map 148



#### Residential Zones Commercial Zones R1 (First Residential GC (General Commercial Zone) Zone) R2 (Second Residential NC (Neighbourhood Zone) Commercial Zone) CC (Convenience R3 (Third Residential Commercial Zone) Zone) SC (Service Commercial R4 (Fourth Residential Zone) Zone) R5 (Fifth Residential Zone) RT (Townhouse Zone) RM1 (Multiple Residential Zone 1) RM2 (Multiple Residential Zone 2)

RE (Estate Residential

Zone)

# Structure

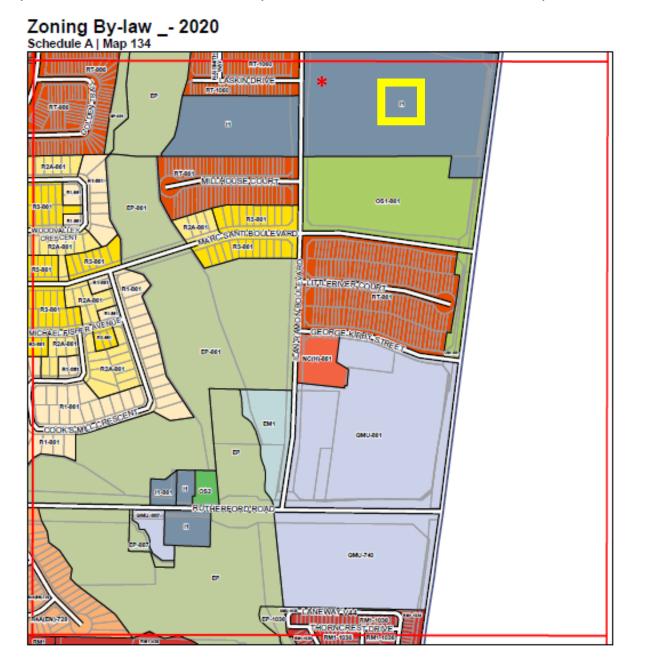
## Parts 7-13 deal with Zone Categories

- 7 Residential Zones
- 8 Mixed-Use Zones
- 9 Commercial Zones
- Vaughan Metropolitan Centre Zones

- 11 Employment Zones
- Institutional and Other Zones
- Site-specific Exceptions
- 15 Enactment



Map 134 – Reena Community Residence – 49 Lebovic Campus Drive



#### Other Zones

I1 (General Institutional Zone)

#### Residential Zones

R1 (First Residential Zone)

R2 (Second Residential Zone)

R3 (Third Residential Zone)

R4 (Fourth Residential Zone)

R5 (Fifth Residential

Zone)

RT (Townhouse Zone)

RM1 (Multiple Residential Zone 1)

RM2 (Multiple Residential Zone 2)

**RE** (Estate Residential Zone)

#### Commercial Zones

GC (General Commercial Zone)

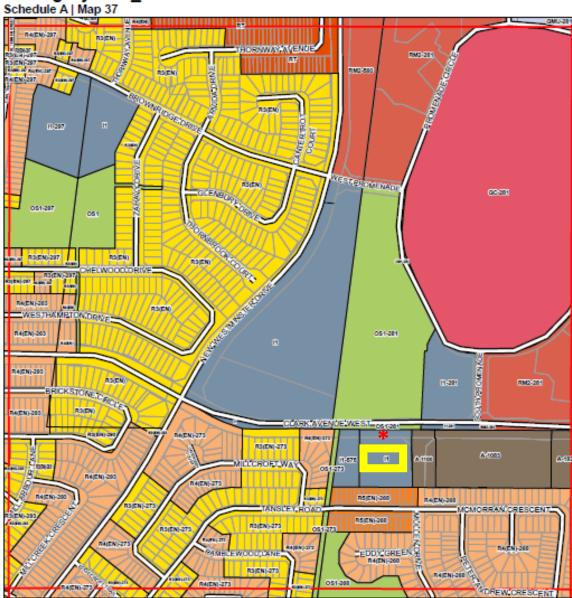
NC (Neighbourhood Commercial Zone)

> CC (Convenience Commercial Zone)

> > **SC** (Service Commercial Zone)

## Map 37 – Battle Centre (927 Clark)

Zoning By-law \_- 2020



#### Other Zones



I1 (General Institutional Zone)

#### Conservation, Open Space and Agricultural Zones



A (Agriculture Zone)

14.1100				
Exception Number 1100	Legal Description: Multiple properties as			
Applicable Parent Zone: A	shown on Figure E-1612			
Schedule A Reference: 37	Figure E Link (if applicable)			
By-law / Tribunal Decision Reference	Figure T Link (if applicable)			
14.1100.1 Permitted Uses				
1. An Assisted Living Facility shall be permitted	d as an additional use.			
14.1100.2 Lot and Building Requirements				
1. The minimum amenity area shall be 1,415.0 m <sup>2</sup> .				
2. The minimum lot area shall be 48.0 m <sup>2</sup> per unit.				
3. The minimum front yard (north lot line) shall be 7.2 m.				
4. The minimum interior side yard (east lot line) shall be 8.6 m.				
14.1100.3 Parking				
1. The minimum number of required parking spaces shall be 21.				
2. Parking areas shall be accessed from the abutting lot to the west.				
14.1100.4 Other Provisions				
1. A canopy shall be permitted within the landscape strip along a lot line, abutting a street.				

2. The maximum permitted encroachments for a canopy are as follows:

a. 2.3 m into the front yard (abutting Clark Avenue);

b. 2.0 m into the westerly interior side yard; and,

c. 3.5 m into the easterly interior side yard.

# Structure

## Parts 7-13 deal with Zone Categories

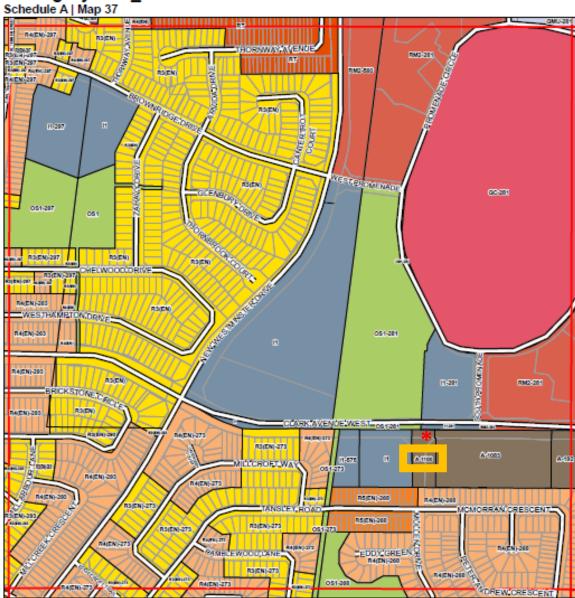
- 7 Residential Zones
- 8 Mixed-Use Zones
- 9 Commercial Zones
- Vaughan Metropolitan Centre Zones

- 11 Employment Zones
- Institutional and Other Zones
- Site-specific Exceptions
- 15 Enactment



## Map 37 – LFRR Centre (917 Clark)

Zoning By-law \_- 2020



#### Other Zones



I1 (General Institutional Zone)

#### Conservation, Open Space and Agricultural Zones



A (Agriculture Zone)

a. 2.3 m into the front yard (abutting Clark Avenue);

b. 2.0 m into the westerly interior side yard; and,

c. 3.5 m into the easterly interior side yard.

14.1100			
Exception Number 1100	Legal Description: Multiple properties as		
Applicable Parent Zone: A	shown on Figure E-1612		
Schedule A Reference: 37	Figure E Link (if applicable)		
By-law / Tribunal Decision Reference	Figure T Link (if applicable)		
14.1100.1 Permitted Uses			
1. An Assisted Living Facility shall be permitte	d as an additional use.		
14.1100.2 Lot and Building Requirements			
1. The minimum amenity area shall be 1,415.	0 m².		
2. The minimum lot area shall be 48.0 m <sup>2</sup> per	unit.		
3. The minimum front yard (north lot line) sha	II be 7.2 m.		
4. The minimum interior side yard (east lot line) shall be 8.6 m.			
14.1100.3 Parking			
1. The minimum number of required parking spaces shall be 21.			
2. Parking areas shall be accessed from the a	butting lot to the west.		
14.1100.4 Other Provisions			
1. A canopy shall be permitted within the land	scape strip along a lot line, abutting a street.		
2. The maximum permitted encroachments for a canopy are as follows:			