

VAUGHAN Staff Report Summary

Item #8

Ward #2

133/20

Applicant: Salvatore and Maria Strazzeri

11 Marywood Court, Woodbridge Address:

Dutra Architect Inc. Agent:

Please note that comments and written public submissions received after the preparation of this Staff Report (up until noon on the last business day prior to the day of the scheduled hearing date) will be provided as an addendum.

Commenting Department	Positive Comment	Condition(s)
	Negative Comment	√×
Committee of Adjustment	V	
Building Standards	V	
Building Inspection	V	
Development Planning		
Cultural Heritage (Urban Design)	V	
Development Engineering	$\overline{\mathbf{V}}$	$\overline{\checkmark}$
Parks, Forestry and Horticulture Operations	$\overline{\mathbf{V}}$	$\overline{\checkmark}$
By-law & Compliance		
Financial Planning & Development	V	
Fire Department		
TRCA		
Ministry of Transportation	$\overline{\mathbf{V}}$	
Region of York	$\overline{\mathbf{V}}$	
Alectra (Formerly PowerStream)	$\overline{\checkmark}$	
Public Correspondence (see Schedule B)		

Adjournment History: None	
Background History: None	

Staff Report Prepared By: Adriana MacPherson Hearing Date: Thursday, January 14, 2021



Minor Variance Application

Agenda Item: 8

A133/20 Ward: 2

Staff Report Prepared By: Adriana MacPherson, Assistant Secretary Treasurer

Date & Time of Live Stream Hearing:

Thursday, January 14, 2021 at 6:00 p.m.

As a result of COVID-19, Vaughan City Hall and all other City facilities are closed to

the public at this time.

A live stream of the meeting is available at Vaughan.ca/LiveCouncil

Please submit written comments by mail or email to:

City of Vaughan

Office of the City Clerk – Committee of Adjustment 2141 Major Mackenzie Drive, Vaughan, ON L6A 1T1

cofa@vaughan.ca

To make an electronic deputation at the meeting please contact the Committee of

Adjustment at cofa@vaughan.ca or 905-832-8504. Ext. 8332

Written comments or requests to make a deputation must be received by noon on

the last business day before the meeting.

Applicant: Salvatore and Maria Strazzeri

Agent: Dutra Architect Inc.

Property: 11 Marywood Court, Woodbridge

Zoning: The subject lands are zoned R1, Residential Zone, and subject to the provisions of

Exception 9(658) under By-law 1-88 as amended.

OP Designation: Vaughan Official Plan 2010 ('VOP 2010'): "Low-Rise Residential"

Related Files: None

Purpose: Relief from By-law 1-88, as amended, is being requested to permit the construction

of a proposed single-family dwelling.

The following variances are being requested from By-Law 1-88, as amended, to accommodate the above proposal:

By-law Requirement	Proposal
1. A maximum Lot Coverage of 30% is permitted.	1. To permit a maximum Lot Coverage of 36.31%. (Dwelling 30.41%, Front Porch 2.0% and Rear Porch 3.9%)
2. A minimum of 50% Front Yard Landscaped area is required.	2. To permit a minimum of 44.79% Front Yard Landscaped area.

Background (previous applications approved by the Committee on the subject land): None

For information on the previous approvals listed above please visit www.vaughan.ca. To search for a file number, enter it using quotes around it. For example, "A001/17".

To search property address, enter street number and street name using quotes. For example, "2141 Major Mackenzie". Do not include street type (i.e. drive).

Adjournment History: None

Staff & Agency Comments

Please note that staff/agency comments received after the preparation of this Report will be provided as an addendum item to the Committee. Addendum items will shall only be received by the Secretary Treasurer until **noon** on the last business day **prior** to the day of the scheduled Meeting.

Committee of Adjustment:

Public notice was mailed on December 17, 2020

Applicant confirmed posting of signage on December 13, 2020

Property II	Property Information		
Existing Structures	Year Constructed		
Dwelling (existing to be demolished)	1994		
Proposed Dwelling	TBC		

Applicant has advised that they cannot comply with By-law for the following reason(s): The proposed Building coverage exceeds 7% of lot coverage and the proposed front yard design has less front landscape area than zoning by-law requirements.

Adjournment Request: Applicant was provided with the opportunity to adjourn the application in order to allow additional time for review by Development Planning.

Building Standards (Zoning Review):

Stop Work Order(s) and Order(s) to Comply: There are no outstanding Orders on file.

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

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

Building Inspections (Septic):

No comments or concerns

Development Planning:

Application under review.

Cultural Heritage (Urban Design):

No Response

Development Engineering:

The Development Engineering (DE) Department does not object to variance application A133/20 subject to the following condition(s):

The Owner/applicant shall submit the final Lot Grading and/or Servicing Plan to the Development Inspection and Lot Grading division of the City's Development Engineering Department for final lot grading and/or servicing approval prior to any work being undertaken on the property. Please visit or contact the Development Engineering Department through email at DEPermits@vaughan.ca or visit https://www.vaughan.ca/services/residential/dev_eng/permits/Pages/default.aspx to learn how to apply for lot grading and/or servicing approval.

Parks Development - Forestry:

Recommended conditions of approval:

- 1. Applicant must obtain a Private Property Tree Removal & Protection Permit (Construction/Infill) for the removal/injury to trees (over 20cm DBH) on the subject property and trees located within 6 metres of the subject property, as per By-Law 052-2018;
- 2. Tree Protection Fencing is to be installed to minimize the impact on the trees (over 20cm DBH) to be preserved prior demolition/construction and is to remain until the construction is completed. (applicable to Private and Public trees) as per By-Law 052-2018;

Note: Forestry has received the Private Property Tree Removal & Protection Permit (Construction/Infill) and Arborist Report which is currently under review.

By-Law and Compliance, Licensing and Permit Services:

No comment.

Financial Planning and Development Finance:

That the payment of the City Development Charge is payable to the City of Vaughan prior to issuance of a building permit in accordance with the Development Charges Act and City-wide Development Charge By-law in effect at time of payment.

That the payment of Region of York Development Charge is payable to the City of Vaughan prior to issuance of a building permit in accordance with the Development Charges Act and Regional Development Charges Bylaws in effect at time of payment.

That the payment of Education Development Charge is payable to the City of Vaughan prior to issuance of a building permit in accordance with the Education Act and York Region District School Board and York Catholic District School Board Development Charges By-laws in effect at time of payment

That the payment of applicable Area Specific Development Charges are payable to the City of Vaughan prior to issuance of a building permit in accordance with the Development Charges Act and Area Specific Development Charge By-laws in effect at time of payment

Fire Department:

No Response.

Schedule A - Plans & Sketches

Schedule B – Public Correspondence None

Schedule C - Agency Comments

Alectra (Formerly PowerStream) – No concerns or objections Region of York – No concerns or objections MTO – Located outside of MTO permit control area

Schedule D - Previous Approvals (Notice of Decision)

None

Staff Recommendations:

Staff and outside agencies (i.e. TRCA) act as advisory bodies to the Committee of Adjustment. Comments received are provided in the form of recommendations to assist the Committee.

The Planning Act sets the criteria for authorizing minor variances to the City of Vaughan's Zoning By-law. Accordingly, review of the application considers 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.

Should the Committee adjourn this application the following condition(s) is required:

	Department/Agency	Condition
1	Committee of Adjustment	Applicant to provide payment of Adjournment Fee (see Fee
	Christine Vigneault	Schedule) prior to the rescheduling of Application A133/20, if required.
	905-832-8585 x 8332 christine.vigneault@vaughan.ca	

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	The Owner/applicant shall submit the final Lot Grading and/or
	Farzana Khan	Servicing Plan to the Development Inspection and Lot Grading
		division of the City's Development Engineering Department for
	905-832-8585 x 3068	final lot grading and/or servicing approval prior to any work
	Farzana.khan@vaughan.ca	being undertaken on the property. Please visit or contact the
		Development Engineering Department through email at
		DEPermits@vaughan.ca or visit
		https://www.vaughan.ca/services/residential/dev_eng/permits/P
		ages/default.aspx to learn how to apply for lot grading and/or
		servicing approval.
2	Parks, Forestry and Horticulture	Applicant must obtain a Private Property Tree Removal &
	Operations	Protection Permit (Construction/Infill) for the removal/injury to
	Patrick Courchesne	trees (over 20cm DBH) on the subject property and trees
		located within 6 metres of the subject property, as per By-
	905-832-8585	Law 052-2018;
	x 3617	2. Tree Protection Fencing is to be installed to minimize the
	Patrick.Courchesne@vaughan.ca	impact on the trees (over 20cm DBH) to be preserved prior
		demolition/construction and is to remain until the construction
		is completed. (applicable to Private and Public trees) as per
		By-Law 052-2018;

Department/Agency	Condition
	Note: Forestry has received the Private Property Tree Removal
	& Protection Permit (Construction/Infill) and Arborist Report
	which is currently under review.

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. 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.

Please Note:

Relief granted from the City's Zoning By-law is determined to be the building envelope considered and approved by the Committee of Adjustment.

Development outside of the approved building envelope (subject to this application) must comply with the provisions of the City's Zoning By-law or additional variances may be required.

Elevation drawings are provided to reflect the style of roof to which building height has been applied (i.e. flat, mansard, gable etc.) as per By-law 1-88 and the Committee of Adjustment approval. Please note, that architectural design features (i.e. window placement), that do not impact the style of roof approved by the Committee, are not regulated by this decision.

Notice to the Applicant – 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.

PLEASE NOTE: As a result of COVID-19, Vaughan City Hall and all other City facilities are closed to the public at this time.

PUBLIC CONSULTATION DURING OFFICE CLOSURE: Any person who supports or opposes this application, but is unable to attend the hearing, may make a written submission, together with reasons for support or opposition. Written submissions on an Application shall only be received until **noon** on the last business day **prior** to the day of the scheduled hearing. Written submissions can be mailed and/or emailed to:

City of Vaughan
Office of the City Clerk – Committee of Adjustment
2141 Major Mackenzie Drive, Vaughan, ON L6A 1T1
cofa@vaughan.ca

ELECTRONIC PARTICIPATION: During the COVID-19 emergency, residents can view a live stream of the meeting <u>Vaughan.ca/LiveCouncil</u>. To make an electronic deputation, residents must complete and submit a <u>Public Deputation Form</u> no later than **noon** on the last business prior to the scheduled hearing. To obtain a Public Deputation Form please contact our office or visit <u>www.vaughan.ca</u>

Presentations to the Committee are generally limited to 5 minutes in length. Please note that Committee of Adjustment meetings may be audio/video recorded. Your name, address comments and any other personal information will form part of the public record pertaining to this application.

Presentations to the Committee are generally limited to 5 minutes in length. Please note that Committee of Adjustment meetings may be audio/video recorded. Your name, address comments and any other personal information will form part of the public record pertaining to this application.

PUBLIC RECORD: Personal information 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.

NOTICE OF DECISION: If you wish to be notified of the decision in respect to this application or a related Local Planning Appeal Tribunal (LPAT) 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.

For further information please contact the City of Vaughan, Committee of Adjustment Adriana MacPherson

T 905 832 8585 Extension 8360 E CofA@vaughan.ca

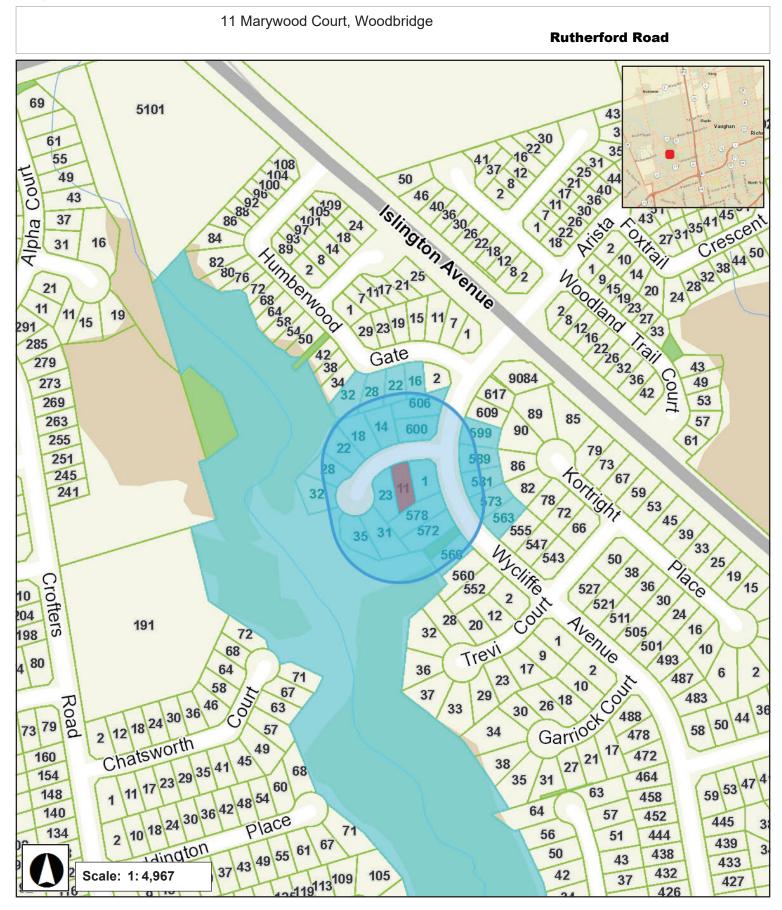
Schedule A: Plans & Sketches

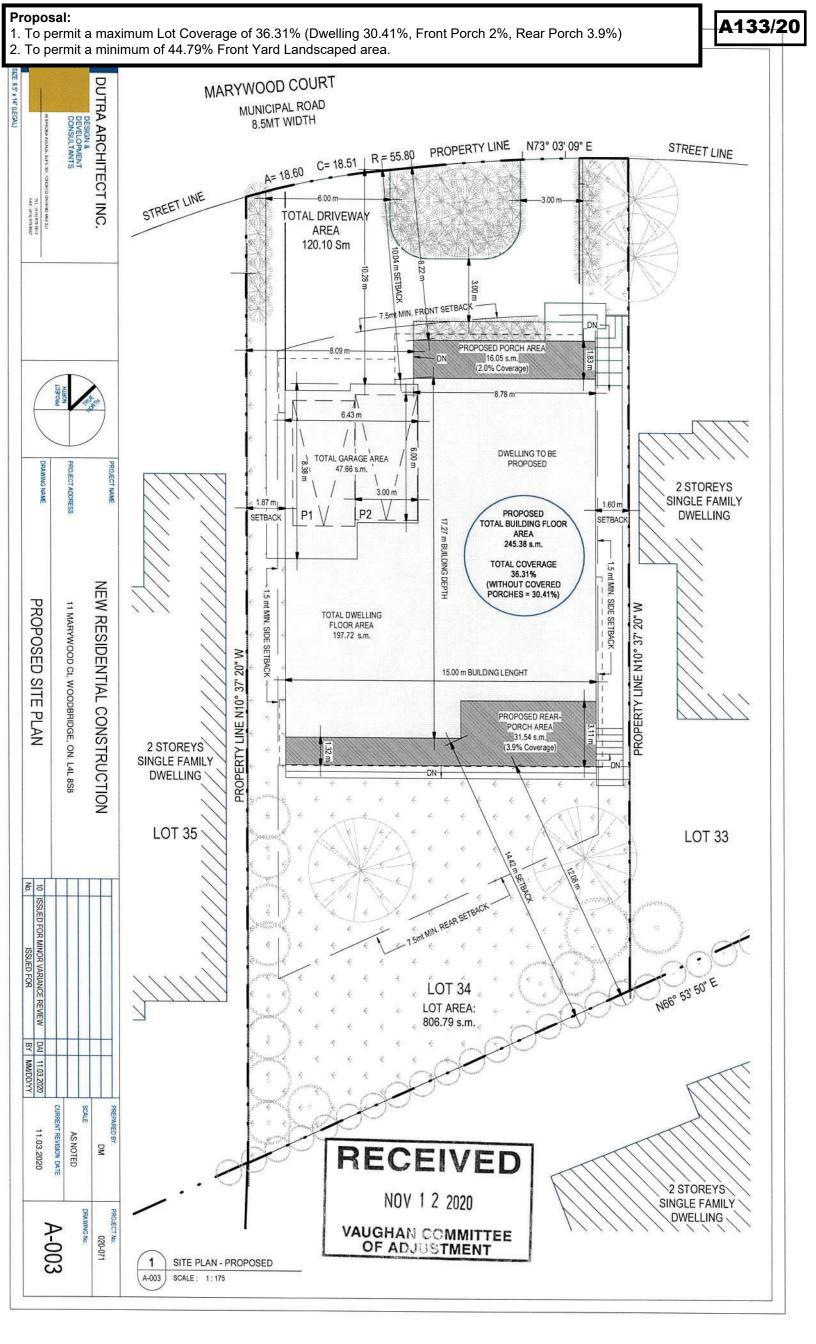
Please note that the correspondence listed in Schedule A is not comprehensive. Plans & sketches received after the preparation of this staff report will be provided as an addendum.

Location Map Plans & Sketches



A133/20 - Notification Map



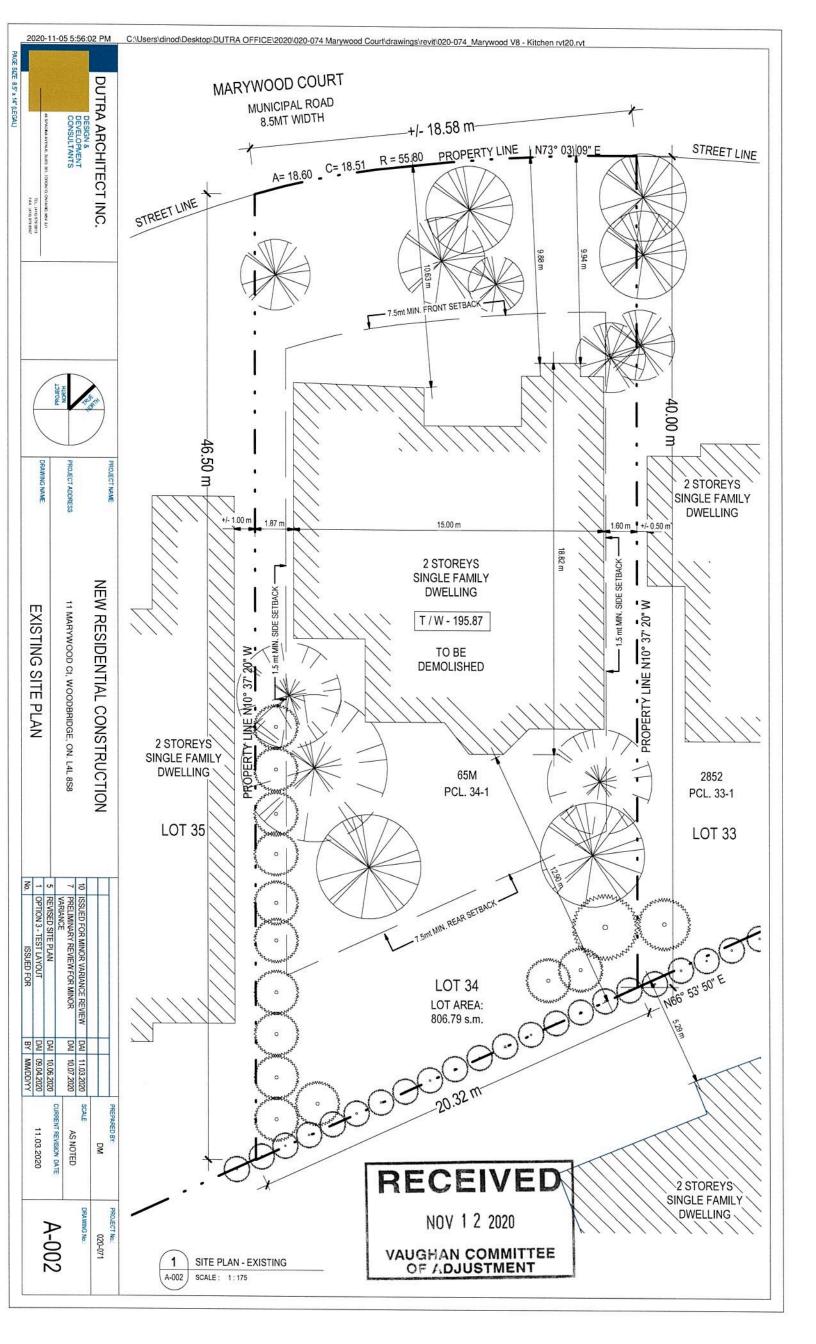


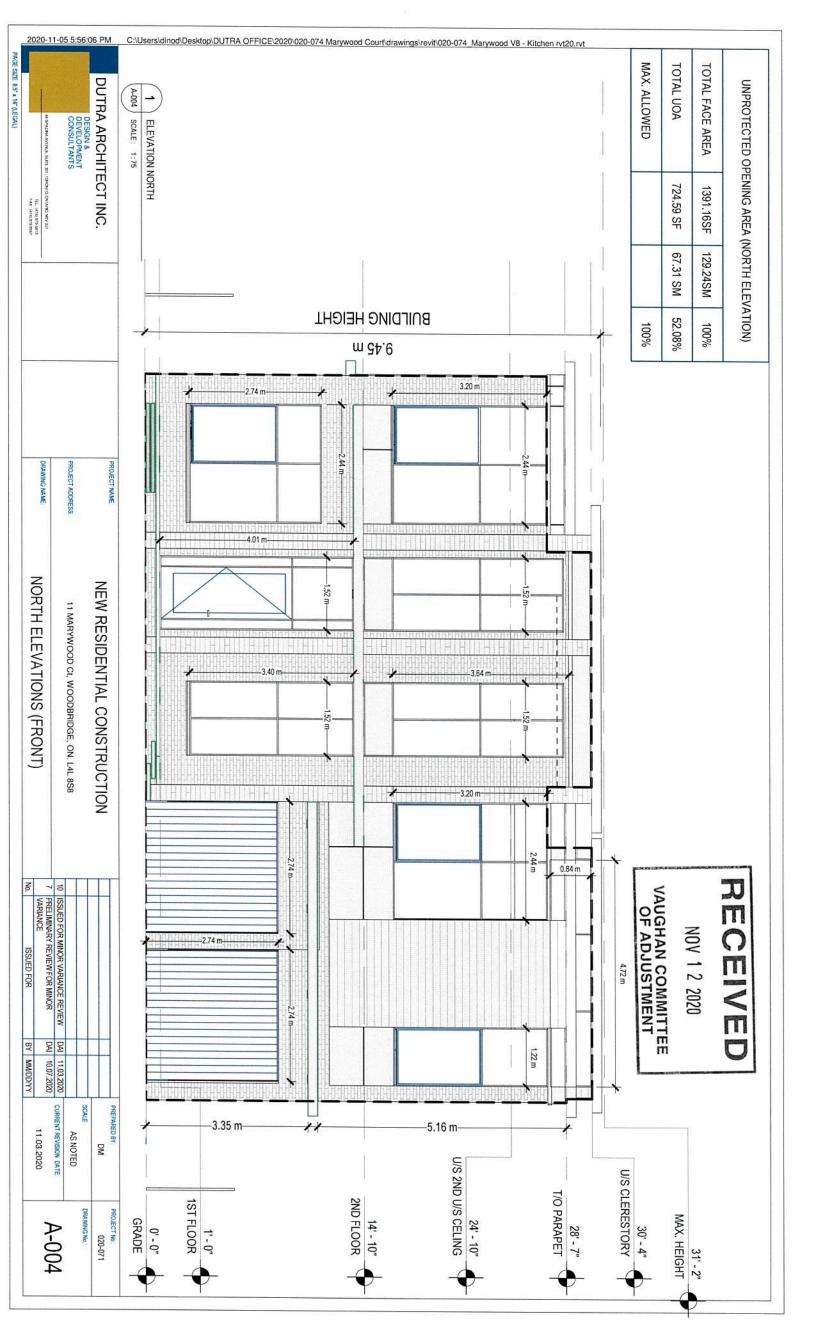


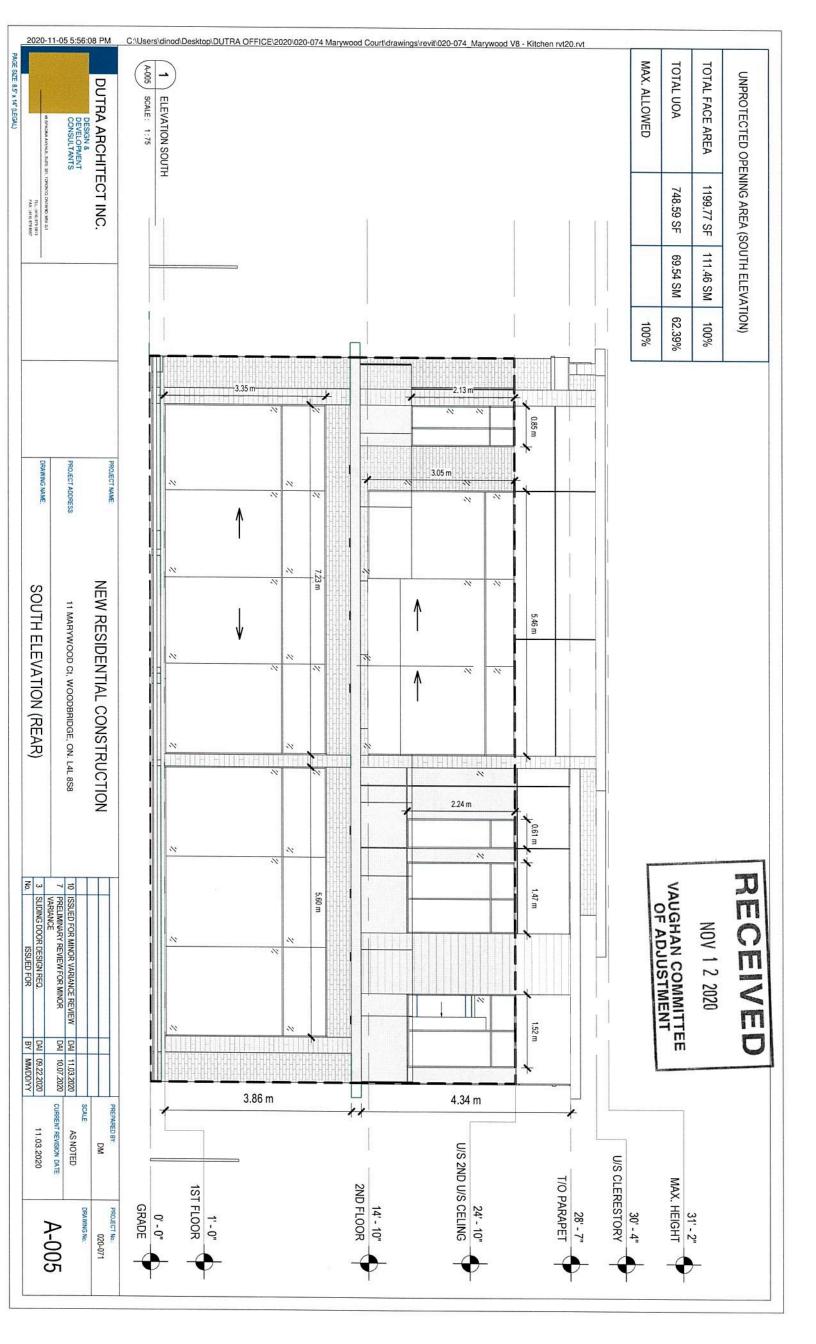
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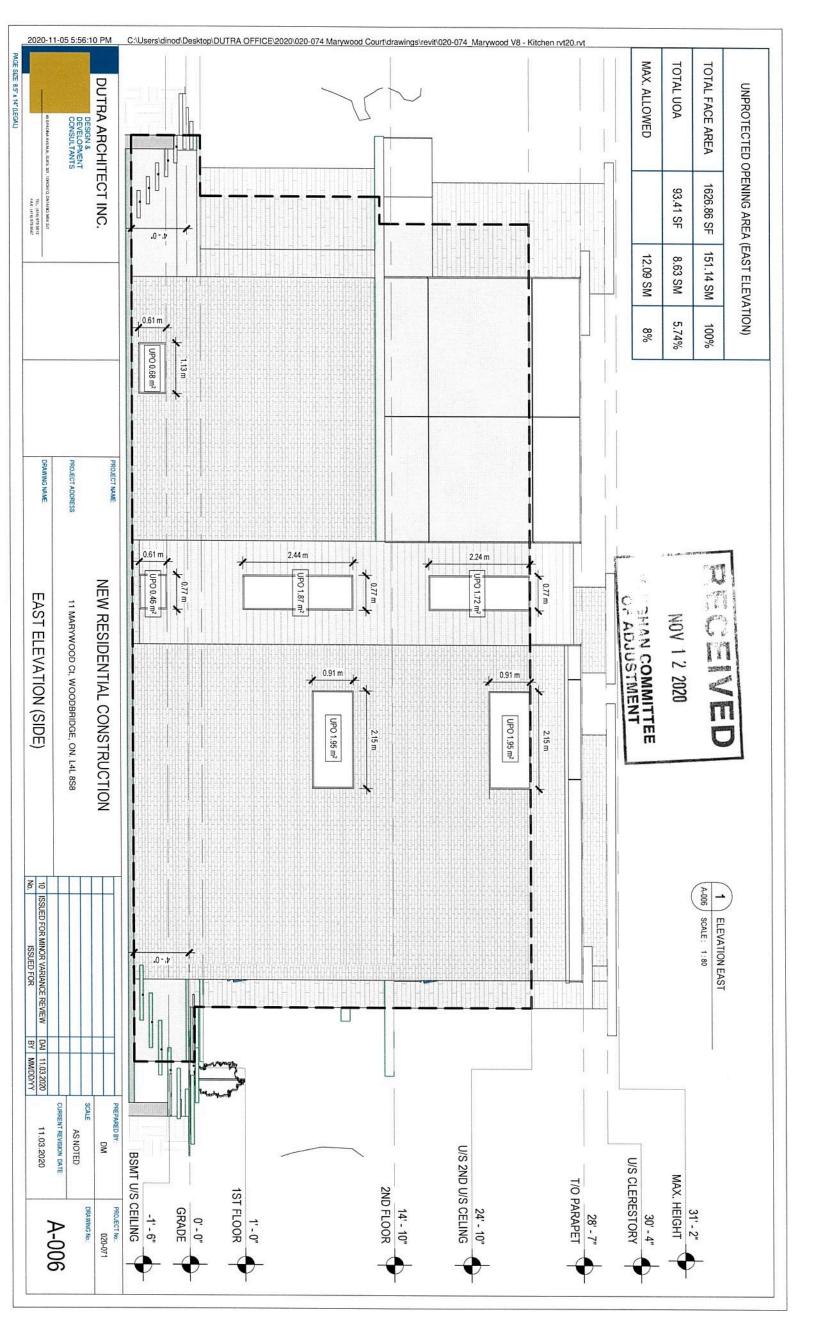
VAUGHAN COMMITTEE OF ADJUSTMENT

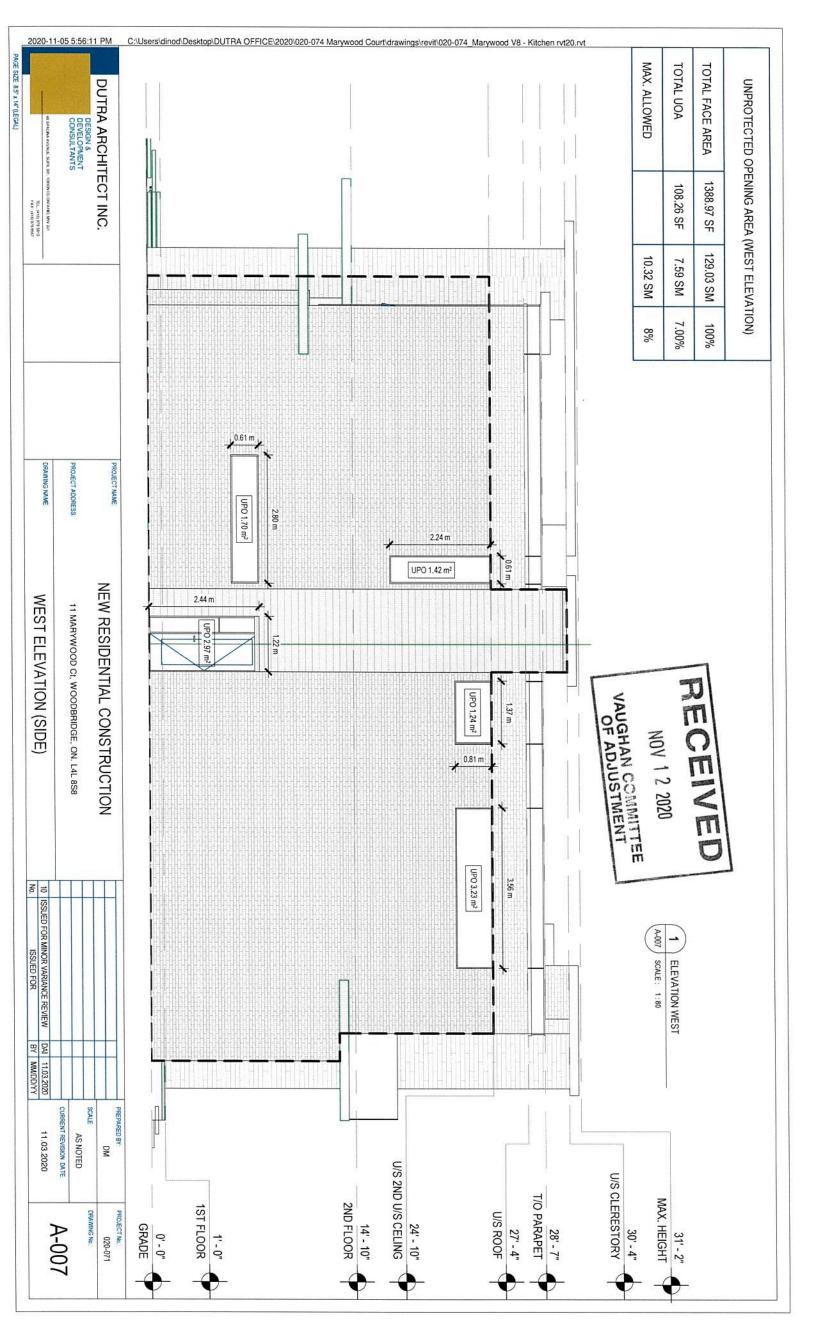
SITE STATS AN	SITE STATS AND ZONING REVIEW	W				
Address: 11 Marywood Crt, Woodbridge (Lot34)	Municipality	Municipality: Vaughan		AREAS		FEGUNO
Zoning Designation R1	By-Law	Proposed 11 Marywood Crt	FLOOR AREA	FLOOR AREA (Excluding Garage / decks)	je / decks)	PROPERTY LINE
LOT						
LOT AREA (minimum) LOT FRONTAGE (minimum)	700.0 sq. m 18 m	806.79 sq. m 18.58 m	BASEMENT	3143.41 SF	292.03 SM	MINIMUM SETBACK
LOT COVERAGE (maximum) (a) LOT COVERAGE (without covered porches)	30%		1ST FLOOR	2641 29 SF	245.38 SM	
FRONT YARD SETBACK (minimum)	7.5 m	9,44 m			1	BUILDING OUTLINE
REAR YARD SETBACK (minimum) SIDEYARD SETBACK (minimum)	7.5 m 1.5 m	13.87 m 1.60 m 1.87 m	2ND FLOOR	2564.53 SF	238.25 SM	CANOPY OUTLINE ABOVE
BUILDING TOTAL COVERED AREA (Dwelling Unit + Porch + Deck + Garage	242.0 sq. m	292.97 sq.m	GARAGE AREA			
BUILDING FLOOR AREA (Dwelling Unit + Garage) DWELING AREA GARAGE AREA		245.38 sq.m 197.72 sq.m 47.66 sq.m	BASEMENT	682.73 SF	63.42 SM	BUILDING AREA
FRONT PORCH AREA REAR PORCH AREA		16.05 sq.m 31.54 sq.m	1ST FLOOR	513.01 SF	47.66 SM	COVERED PORCH AREA
GROSS FLOOR AREA (Ground floor + Second floor) GROUND FLOOR SECOND FLOOR		483.93 sq. m 245.38 sq. m 238.55 sq. m				NEIGHBOUR BUILDING
BOILDING HEIGHI (maximum)	9.5 m	944	250115			
LANDSCAPE FRONT YARD AREA DRIVEWAY ARFA		185.44 sq.m				DRIVEWAY / WALKWAY AREA
MIN. FRONT LANDSCAPE AREA	50%	44.79% (83.05 sq.m)				
SUFI LANUSCAPE HARD LANDSCAPE REAR YARD AREA	60%	25.71 sq.m 302.30 sq.m	AR	AREAS - COVERED	0	SOFT LANDSCAPE AREA
AREA IN EXCESS OF 135sq.m. SOFT LANDSCAPE (b) HARD LANDSCAPE	60%	167.30 sq.m 82.70% (138.35 sq.m) 28.95 sq.m	1ST FLOOR			HARD LANDSCAPE AREA
OTHER PARKING REQUIREMENT (minimum)	3 Total	4 spots	PORCH	172.83 SF	16.05 SM	
MIN. GARAGE DIMENSIONS MAX DRIVEWAY WIDTH	9 m	6+3 m	REAR-PORCH	339.86 SF	31.54 SM	RECEIVED
NOTES		Costine ED of the Displace Act				NOV 1 2 2020
This provision shall only apply to lots in Plans of Subdivision created, pursuant to Section 50 of the Planning Act, (a) 1983, after December 31, 1990. Areas zoned R1 Residential Zone prior to December 31, 1990, shall be required to provide a minimum lot area of 700 m2 with a maximum coverage of 30%, unless otherwise provided.	Subdivision created, pu Residential Zone prior t aximum coverage of 30°	rsuant to Section 50 of the Planning Act, o December 31, 1990, shall be required to %, unless otherwise provided.				VAUGHAN COMMITTEE
in an R1V, R1, R2, R3, R4 and R5 Zone, RD1, RD2, RD3, RD4, RD5, RS1 and RT1 Zone, where the area of a rear yard of (b) a lot is greater than 135 sq. m., a minimum of sixty percent (60%) of that portion of the rear yard in excess of 135 sq. m shall be composed of soft landscaping.	RD3, RD4, RD5, RS1 and cty percent (60%) of tha	d RT1 Zone, where the area of a rear yard o t portion of the rear yard in excess of 135 s	ġ Ť			OF ADJUSTMENT
DUTRA ARCHITECT INC.		PROJECT NAME	NEW RESIDENTIAL CONSTRUCTION	. CONSTRU	CTION	PRED BY: DM
DEVELOPMENT CONSULTANTS		PROJECT ADDRESS:	11 MARYWOOD Ct, WOODBRIDGE, ON. L4L 8S8	DBRIDGE, ON. L4	_8S8	AS NOTED CURRENT REVISION DATE:
48 SPADINA AVENUE BUTE 301, TOPONTO, ONTARIO, MSV 2JT		DRAWING NAME:	01100110000			10 ISSUED FOR MINOR VARIANCE REVIEW DAI 11.03.2020 11.03.2020











Schedule B: Public Correspondence Received

Please note that the correspondence listed in Schedule B is not comprehensive. Written submissions received after the preparation of this staff report will be provided as an addendum.

None

Schedule C: Agency Comments

Please note that the correspondence listed in Schedule C is not comprehensive. Comments received after the preparation of this staff report will be provided as an addendum.-

Alectra (Formerly PowerStream) – No concerns or objections Region of York – No concerns or objections MTO – Located outside of MTO permit control area



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

Mr. Tony D'Onofrio

Supervisor, Subdivisions (Alectra East) *Phone*: 1-877-963-6900 ext. 24419

Email: tony.donofrio@alectrautilities.com

MacPherson, Adriana

Subject: FW: A133/20 - Request for Comments

From: Wong, Tiffany <Tiffany.Wong@york.ca>

Sent: November-26-20 4:53 PM

To: MacPherson, Adriana <Adriana.MacPherson@vaughan.ca> **Subject:** [External] RE: A133/20 - Request for Comments

Hello Adriana,

The Regional Municipality of York has completed its review of the above minor variance and has no comments. Regards.

Tiffany Wong, B.E.S. | Associate Planner, Programs and Process Improvement,

Planning and Economic Development, Corporate Services

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

Our Values: Integrity, Commitment, Accountability, Respect, Excellence







Please consider the environment before printing this email.

MacPherson, Adriana

Subject: FW: A133/20 - Request for Comments

From: Hajjar, Alexander (MTO) < Alexander. Hajjar@ontario.ca>

Sent: November-24-20 4:00 PM

To: MacPherson, Adriana < Adriana. MacPherson@vaughan.ca>

Cc: Vigneault, Christine < Christine. Vigneault@vaughan.ca>; Scholz, Kevin (MTO) < Kevin. Scholz@ontario.ca>; Committee

of Adjustment < CofA@vaughan.ca>

Subject: [External] RE: A133/20 - Request for Comments

Good Afternoon Adriana,

MTO has reviewed the subject land(s) located at 11 Marywood Court in the City of Vaughan. The subject lands are outside the MTO permit control area and therefore do not require a permit from this office.

Best Regards,

Alexander Hajjar

Transportation Technician Highway Corridor Management Section Ministry of Transportation, MTO 437.833.9453