

# VAUGHAN Staff Report Summary

# Item 15

Ward 1

File: A093/21

**Applicant:** Senay Ordu

10 Lee Anne Ct Woodbridge Address:

**Agent:** JS Barmi Architect

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	<b>√</b> ×
Committee of Adjustment	V	
Building Standards	V	
Building Inspection		
Development Planning	$\overline{\checkmark}$	
Development Engineering	$\overline{\checkmark}$	
Parks, Forestry and Horticulture Operations	V	
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)	V	
Public Correspondence (see Schedule B)		
Adjournment History: N/A		
Background History: N/A		

Staff Report Prepared By: Pravina Attwala Hearing Date: Thursday, June 10, 2021



### Minor Variance Application

Agenda Item: 15

**A093/21** Ward: 1

#### Staff Report Prepared By: Pravina Attwala, Assistant Secretary Treasurer

Date & Time of Live Stream Hearing:

Thursday, June 10, 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 <a href="Vaughan.ca/LiveCouncil">Vaughan.ca/LiveCouncil</a>

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: Senay Ordu

Agent: JS Barmi Architect

Property: 10 Lee Anne Ct Woodbridge

**Zoning:** The subject lands are zoned RR and subject to the provisions of Exception 9(138)

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 existing dwelling is to be demolished with

the exception of the existing garage walls.

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

By-law Requirement	Proposal
1. An exterior side yard setback of 9.0 metres to the	1. To permit an exterior side yard setback of 8.73
proposed excavated stairway is required	metres to the proposed excavated stairway.
(Schedule A, By-law 1-88a.a.).	
2. A maximum lot coverage of 10% is permitted	2. To permit a maximum lot coverage of 12.44%.
(Schedule A, By-law 1-88a.a.).	(12.00% dwelling; 0.44% front porch)
3. A maximum driveway width of 9.0 metres is	3. To permit a maximum driveway width of 11.67
permitted (Section 4.1.4, By-law 1-88a.a.).	metres.

#### Background (previous applications approved by the Committee on the subject land): N/A

For information on the previous approvals listed above please visit <u>www.vaughan.ca</u>. 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: N/A

#### **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 May 26, 2021

Applicant confirmed posting of signage on May 18, 2021

Property Information		
Existing Structures Year Constructed		
Dwelling	Approx. 1985 (Purchased 2020)	

Applicant has advised that they cannot comply with By-law for the following reason(s): Owner and architectural requirements.

Adjournment Request: None

#### **Building Standards (Zoning Review):**

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

Building Permit No. 21-106676 for Single Detached Dwelling - Residential Demolition, Issue Date: Mar 29, 2021

Building Permit No. 21-105935 for Single Detached Dwelling - New, Issue Date: (Not Yet Issued)

Building Permit No. 21-105187 for Single Detached Dwelling - Septic Tank - (New), Issue Date: Apr 06, 2021

The applicant shall be advised that additional variances may be required upon review of detailed drawing for building permit/site plan approval. The subject lands may be subject to Ontario Regulation 166/06 (TRCA - Toronto and Region Conservation Authority.

#### **Building Inspections (Septic):**

No response received to date.

#### **Development Planning:**

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

The Owner is proposing to construct a 2-storey single-family dwelling with the above-noted variances.

The Development Planning Department does not object to the proposed variances. The requested exterior side yard setback of 8.73 m to the proposed excavated stairway is a relatively small deviation from the required 9 m and will not negatively impact the streetscape along Phillips Lane. The proposed lot coverage of 12.44% is considered to be minor in nature, as the proposal remains consistent in terms of massing and built form within the existing established large lot neighbourhood. Previous approvals from the Committee of Adjustment for lot coverage within the neighbourhood range between 10.93% to 21.56%. The proposed maximum driveway width of 11.67 m is considered minor as the front yard maintains an appropriate amount of landscaping.

The Owner submitted an Arborist Report, prepared by Green-WHY Landscape Inc. dated November 09, 2020, that inventoried a total of 101 trees, 23 of which are proposed to be removed with a replanting of 51 trees. The Urban Design Division has reviewed the report and concurs with its recommendations.

Accordingly, the Development Planning Department 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.

The Development Planning Department recommends approval of the application.

#### **Development Engineering:**

The Development Engineering (DE) Department does not object to variance application A093/21.

The Owner/applicant shall apply for a pool permit with the Development Engineering (DE) Department. Please visit or contact the Development Engineering Department through email at DEPermits@vaughan.ca or visit <a href="https://www.vaughan.ca/services/residential/dev\_eng/permits/Pages/default.aspx">https://www.vaughan.ca/services/residential/dev\_eng/permits/Pages/default.aspx</a> to learn how to apply for the pool permit.

#### **Parks Development - Forestry:**

Hoarding inspection is pending...

Forestry to inspect hoarding prior to March 1, 2021.

Applicant hasn't notified Forestry of Hoarding Installation.

#### By-Law and Compliance, Licensing and Permit Services:

No comments received to date

#### **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 comments received to date

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: N/A

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: None

#### **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.

#### **Notice to Public**

**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.

**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

T 905 832 8585 Extension 8002 E CofA@vaughan.ca

Schedule A: Plans & Sketches

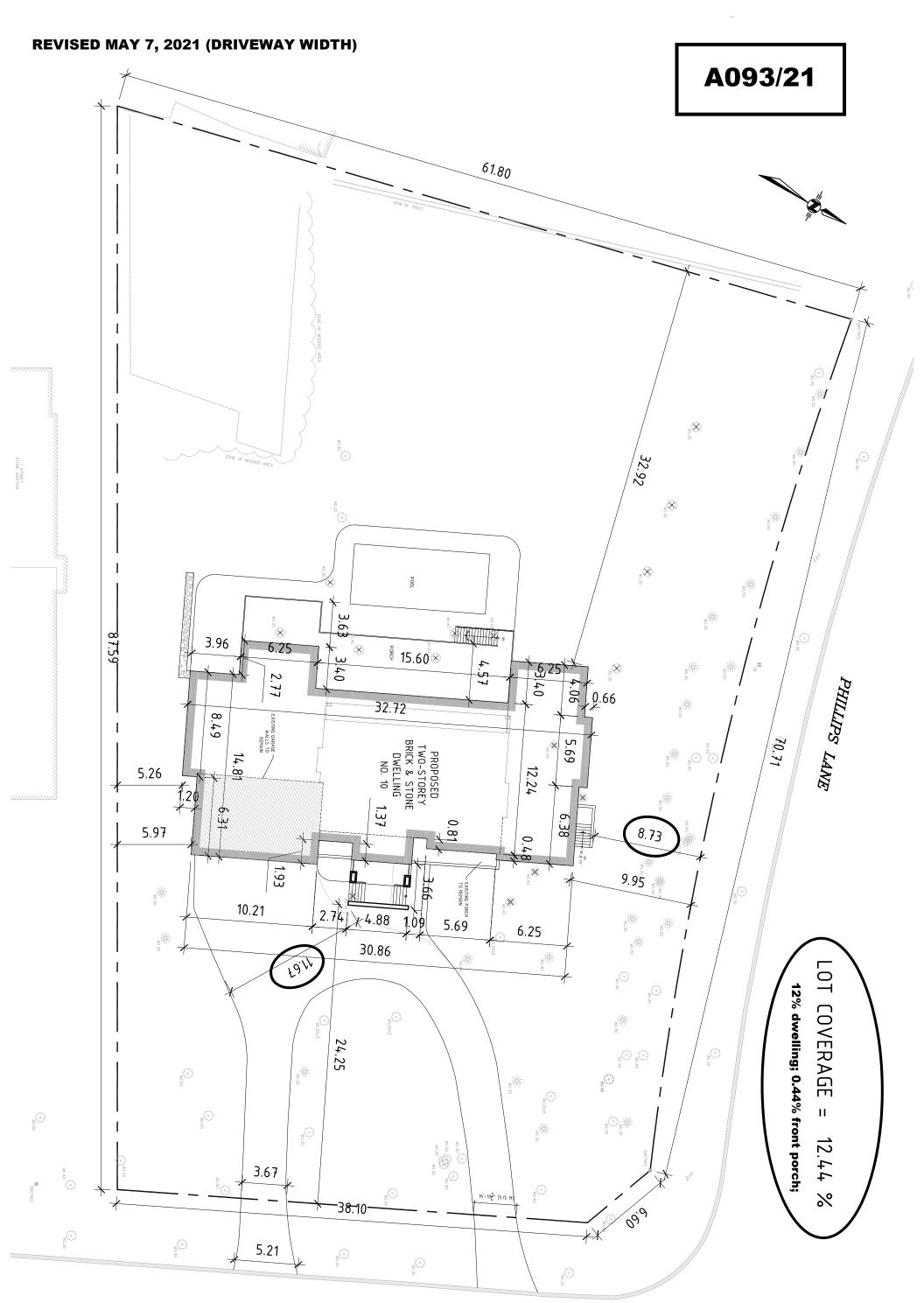
Please note that the correspondence listed in Schedule A is not comprehensive. Plans & sketches received after the preparation of this staff report will be provided as an addendum.

Location Map Plans & Sketches



10 LEE ANNE COURT, WOODBRIDGE



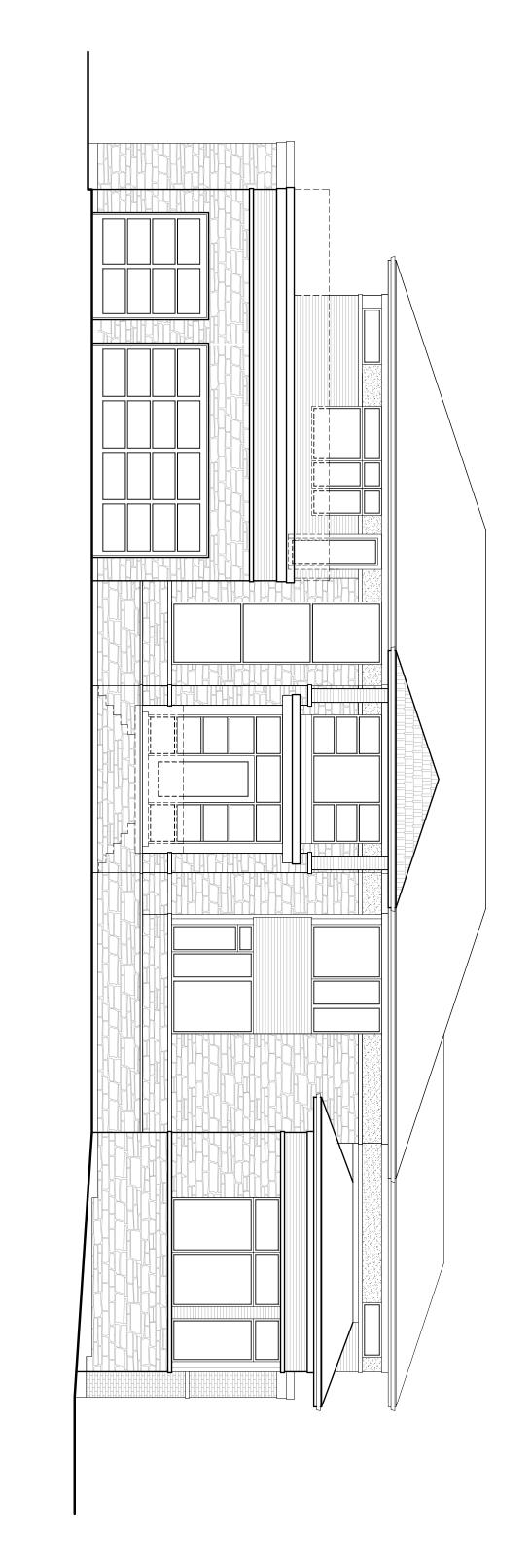


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LOT

AREA

43,699.32 SF

4,059.8 SM

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**EXISTING** 

**PROPOSED** 

 $287' - 4\frac{7}{16}''$ 

87.59 M

 $146' - 7\frac{1}{16}$  "

44.68 M

(5,436.27 SF/ 505.05

SM) 12.44%

LOT DEPTH

LOT COVERAGE:

LOT FRONTAGE:

ZONING

LEGAL

ADDRESS:

10 LEE ANNE COURT, WOODB LOT 32, REG. PLAN M-1672 CITY OF VAUGHAN

WOODBRIDGE,

TNO

PRIVATE RESIDENCE

MUNICIPAL ADDRES

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PROJECT NAME:

# Z × 0 $\Box$ DRAWINGS

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SOUTH SIDE YARD SETBACK

NORTH SIDE

YARD SETBACK

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39.85 M

27.41 M

24.25 M

32.92 M

9.95 M

5.26 M

15.95 M

5.97 M

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4.5

**3** 

REAR YARD SETBACK

FRONTYARD

SETBACK

NUMBER OF STORIES:

BUILDING HEIGHT (MAX.

PERMITTED):

9.5

 $\preceq$ 

2

FINISHED BASEMENT AREA (C):

GARAGE AREA (A1):

SECOND FLOOR AREA

(B):

GROUND FLOOR (A):

4,999.9 SF

464.50 SM

CONSULTANT

2,526 SF

234.67 SM

4,065 SF

377.65 SM

9.37 M

2 STORIES

627 SF

58.25 SM

6,898.8 SF

640.92 SM

DETACHED

02 17 MAR 21 PERMIT
01 14 DEC 20 REVIEW
NO. DATE REASON FOR ISSUE
DRAWN BY: DSM CHECKED BY: JSB

0 4 0 3 0 2 NO.

GROSS FLOOR AREA

(A-A1+B1):

BUILDING TYPE:

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ALL DRAWINGS AND INFORMATION ON THESE DRAWINGS MUST BE CHECKED AND VERIFIED ON SITE PRIOR TO CONSTRUCTION AND FABRICATION. SHOULD EXISTING CONDITIONS OR SERVICES BE FOUND TO VARY FROM THAT INDICATED ON ARCHITECTURAL DRAWINGS, THE ARCHITECT/OR THE ENGINEER MUST BE NOTIFIED. ALL DIMENSIONS ARE GIVEN IN IMPERIAL UNITS UNLESS OTHERWISE INDICATED.

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PROJECT TITLE
PRIVATE RESIDENCE
10 LEE ANNE COURT
VAUGHAN, ON
JSBA PROJECT#: 2022-01

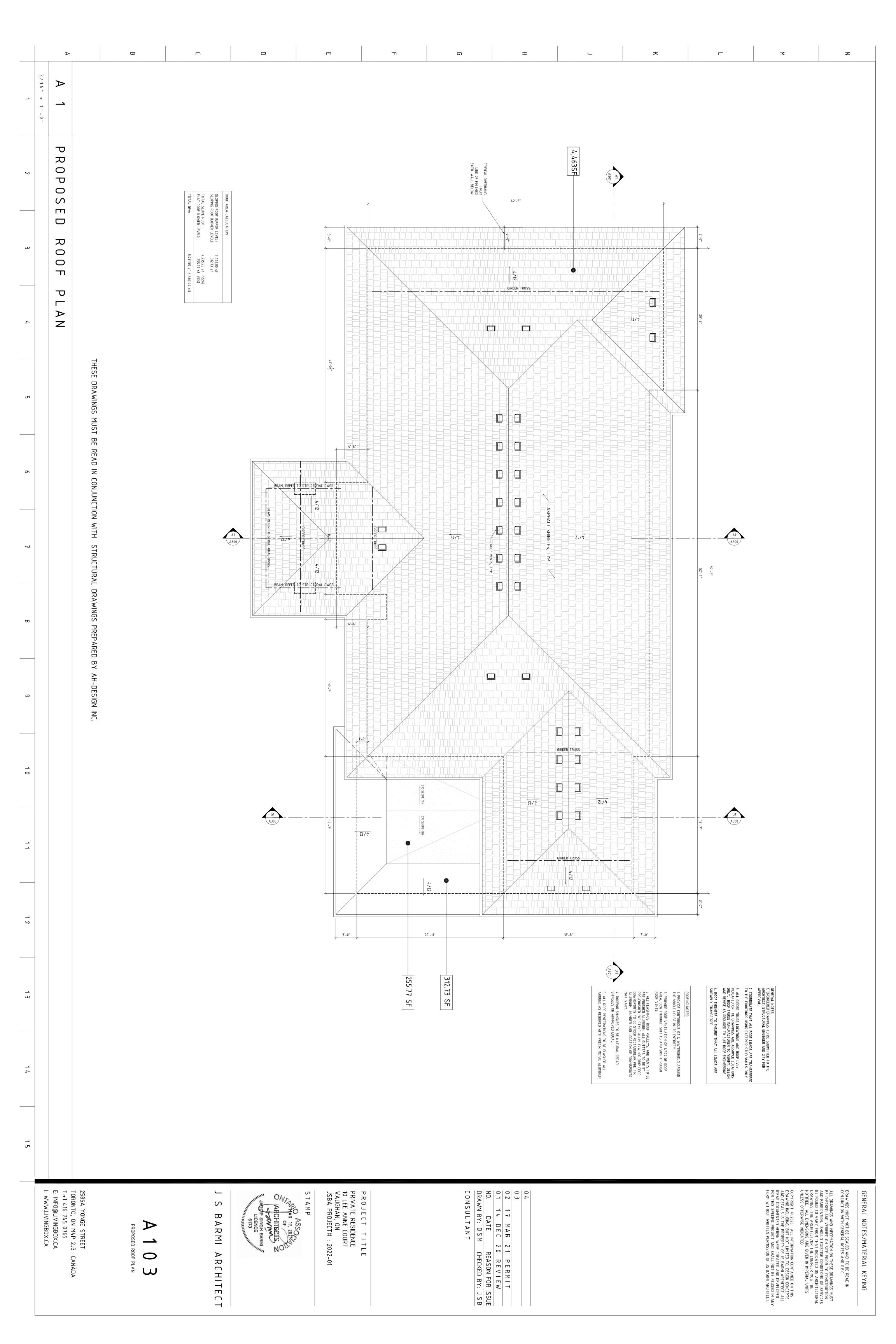
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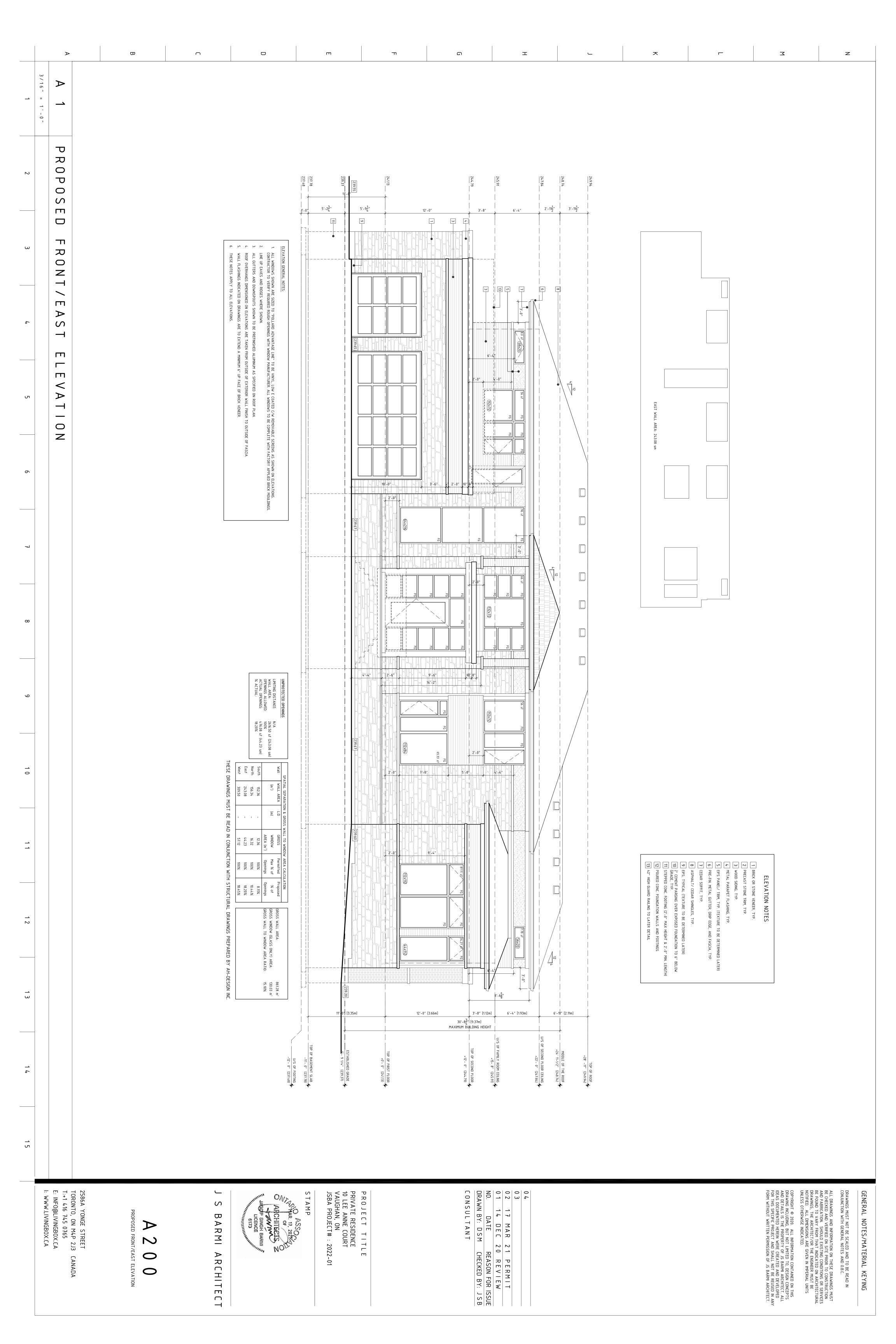
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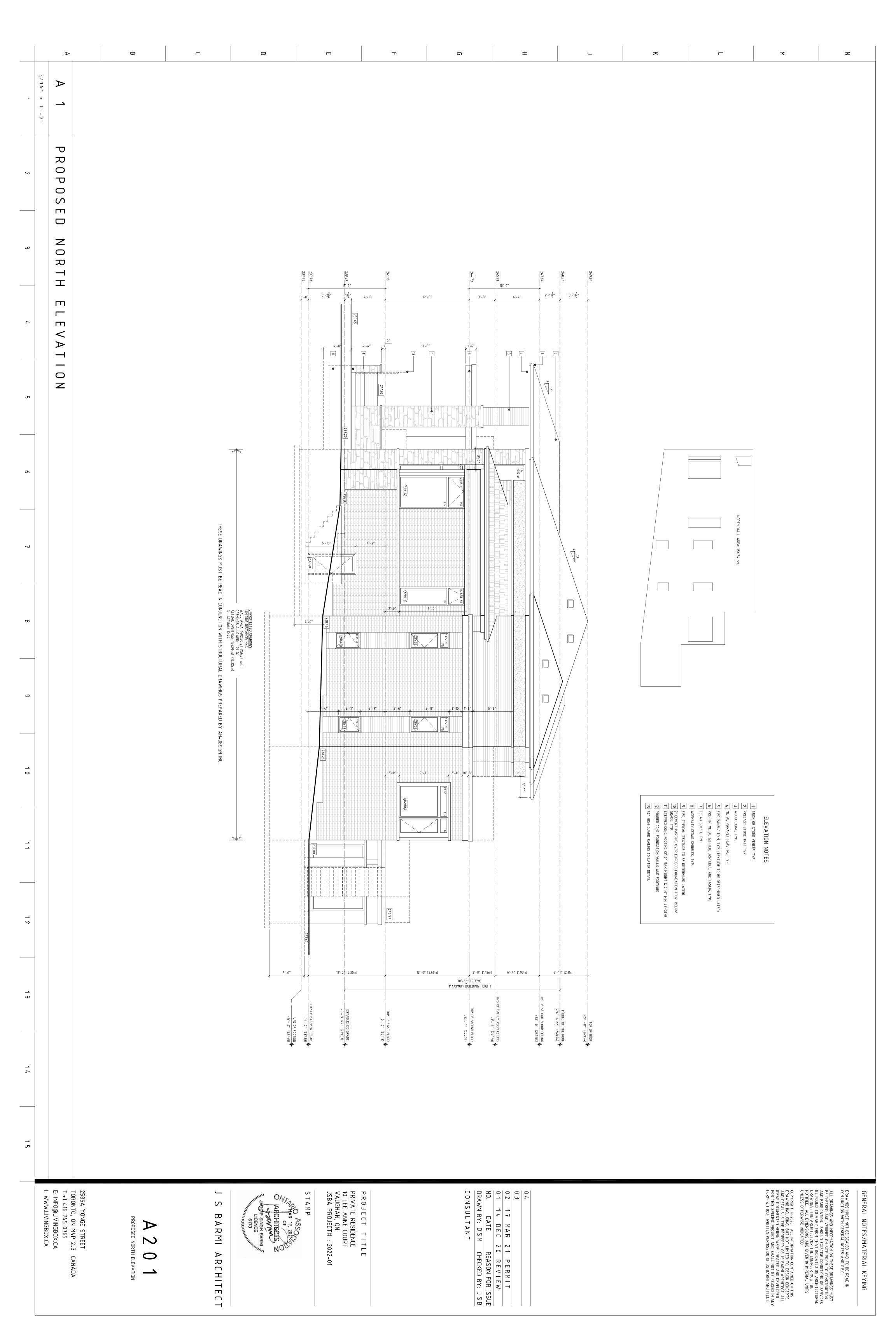
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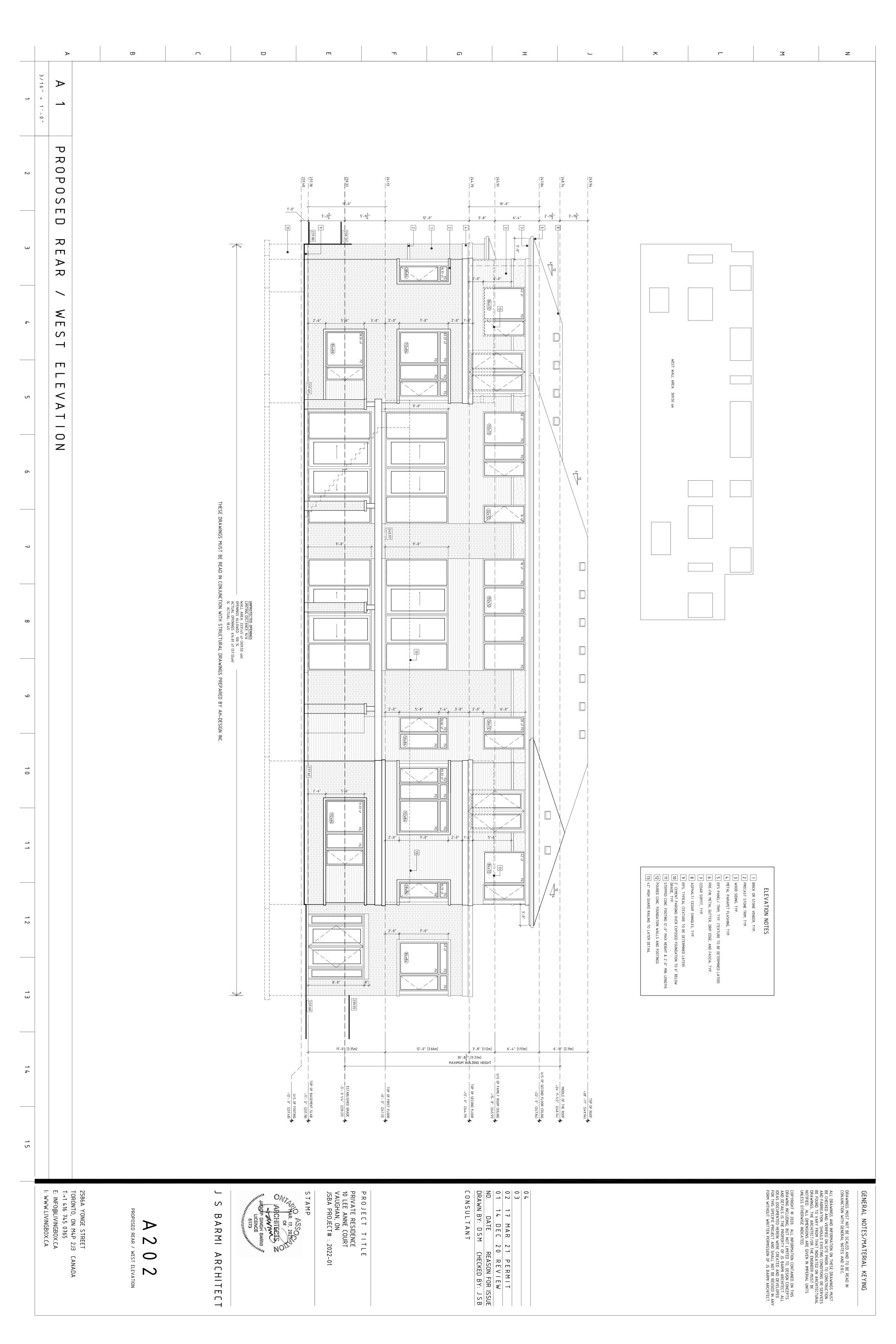
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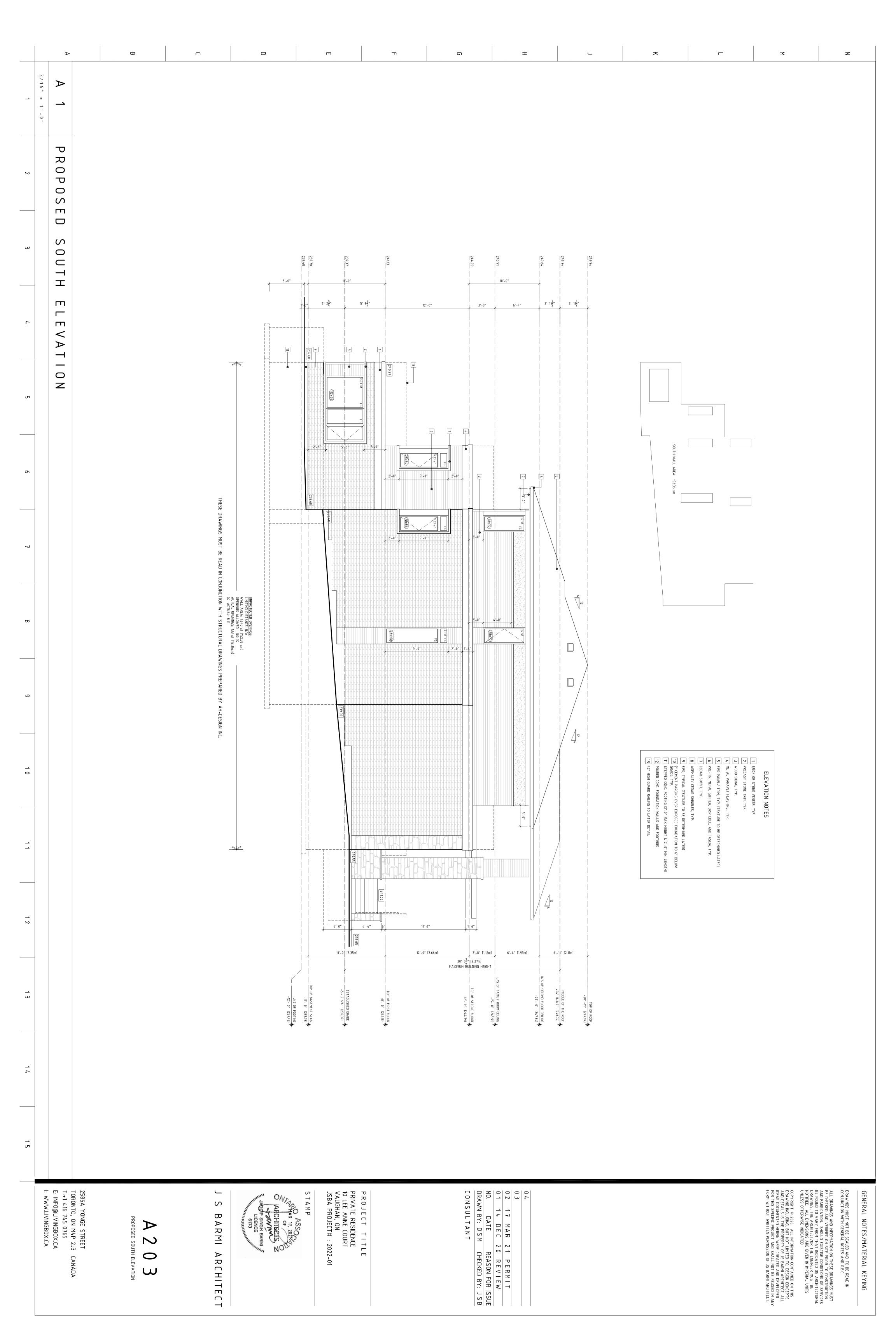
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TORONTO, ON M4P 2J3 (
T:+1 416 745 0765
E: INFO@LIVINGBOX.CA
I: WWW.LIVINGBOX.CA CANADA

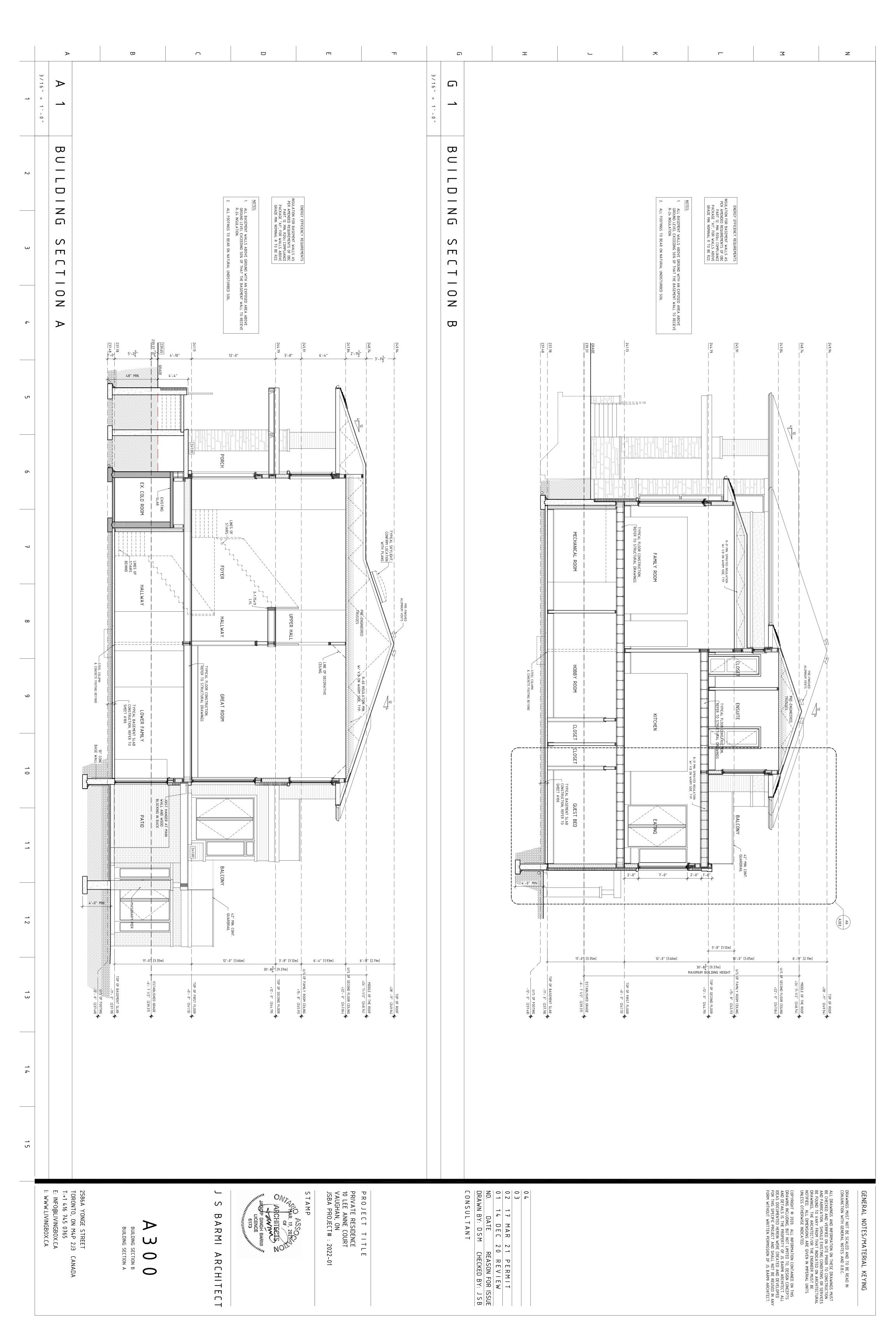


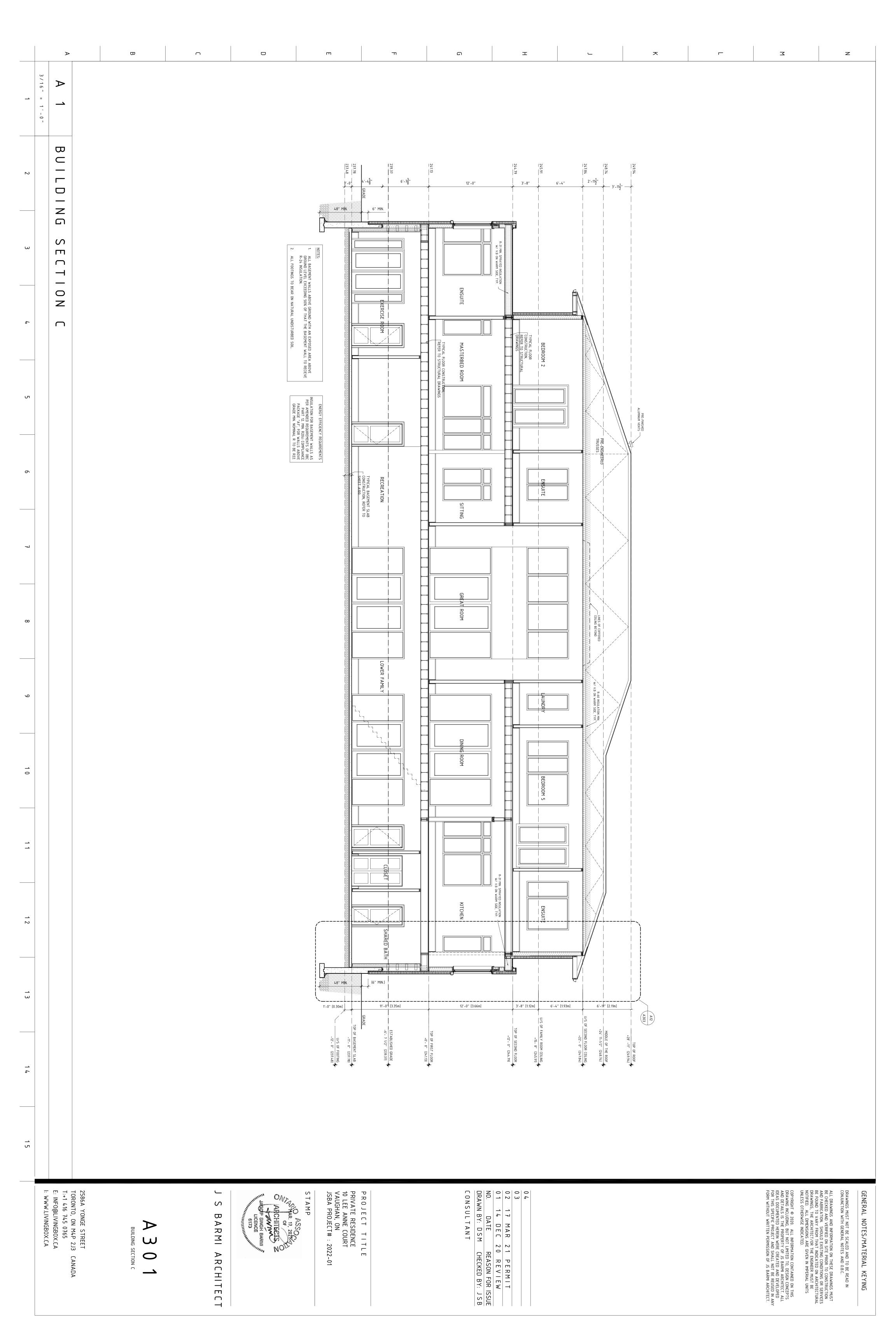


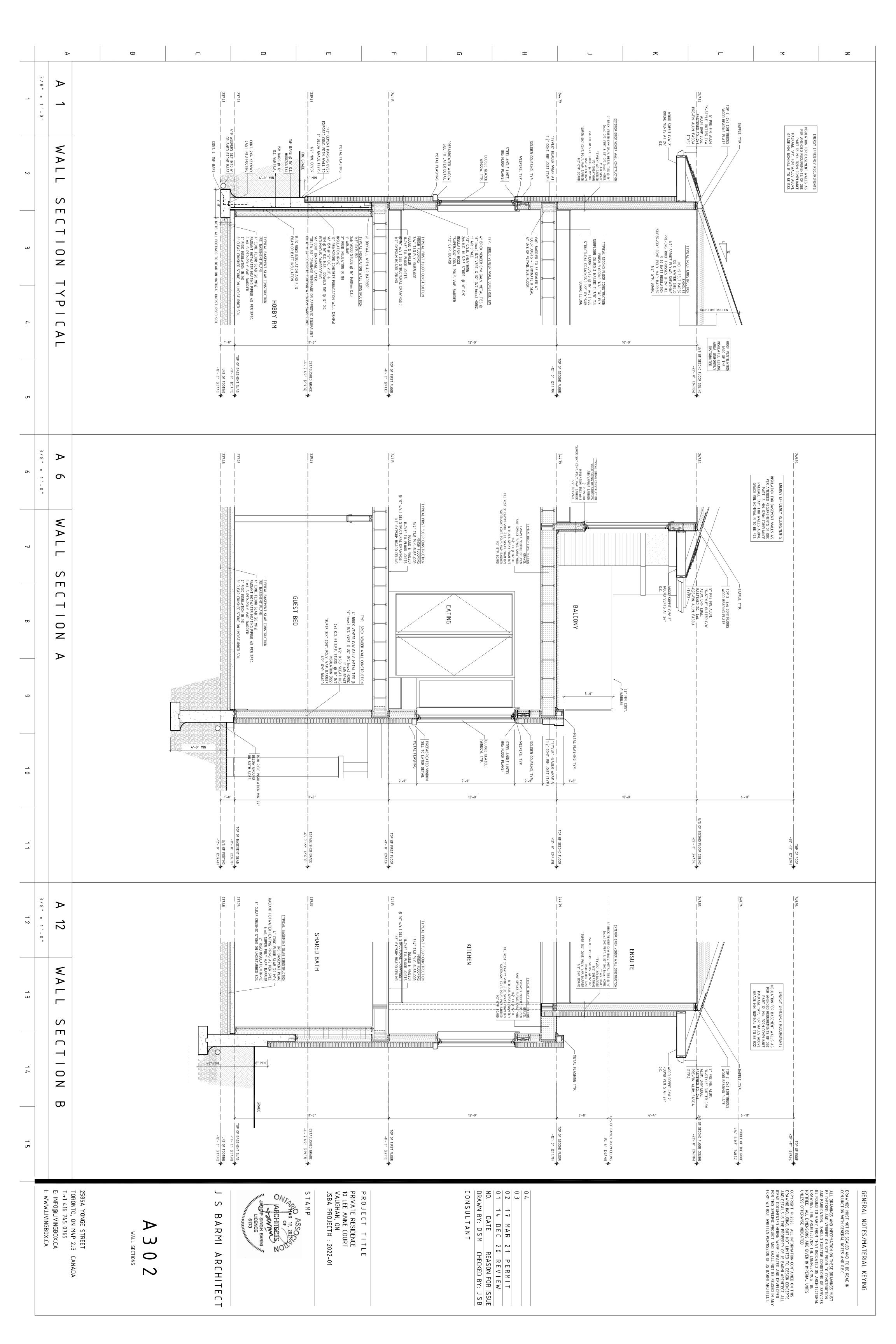


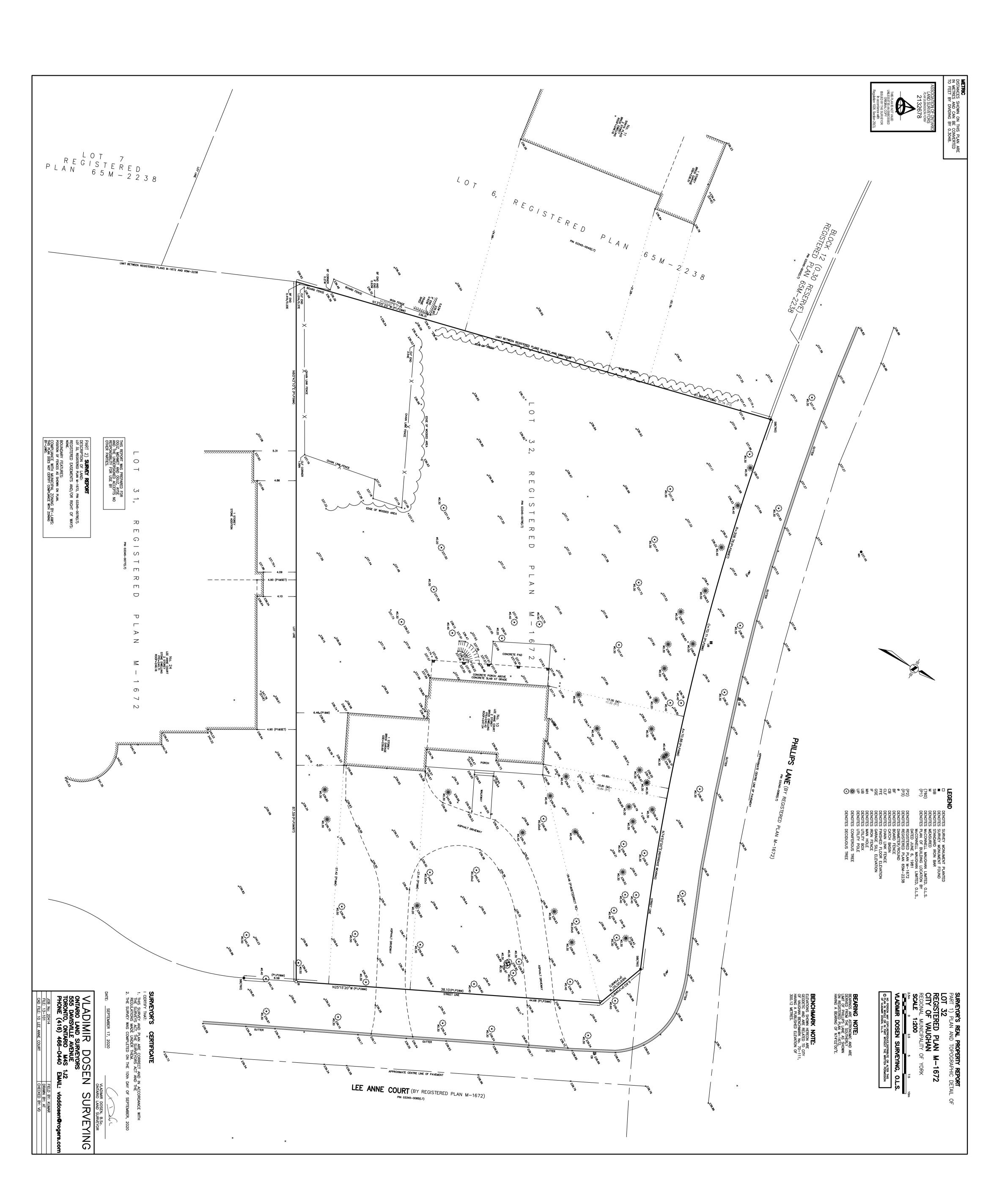












# Schedule B: Public Correspondence Received

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

#### Attwala, Pravina

**Subject:** FW: A093/21 - REQUEST FOR COMMENTS

From: Mulrenin, Colin (MTO) <Colin.Mulrenin@ontario.ca>

**Sent:** May-07-21 1:56 PM

**To:** Attwala, Pravina < Pravina. Attwala@vaughan.ca>

**Subject:** [External] Re: A093/21 - REQUEST FOR COMMENTS

Good afternoon,

As the property at 10 Lee Anne Court is outside of MTO permit control area, MTO has no comments.

#### Colin Mulrenin (he/him) I Corridor Management Officer I York

Highway Corridor Management Section – Central Operations

159 Sir William Hearst Avenue I Ministry of Transportation

7<sup>th</sup> Floor, Building D I Downsview, Ontario I M3M 0B7

Colin.Mulrenin@ontario.ca

#### Attwala, Pravina

**Subject:** FW: A093/21 - REQUEST FOR COMMENTS

From: Hurst, Gabrielle <Gabrielle.Hurst@york.ca>

**Sent:** May-11-21 3:29 PM

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

Subject: [External] RE: A093/21 - REQUEST FOR COMMENTS

#### Good afternoon Pravina,

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

#### Gabrielle

**Gabrielle Hurst MCIP RPP** | Community Planning and Development Services | The Regional Municipality of York | 1-877 464 9675 ext 71538 | <a href="mailto:gabrielle.hurst@york.ca">gabrielle.hurst@york.ca</a> | <a href="mailto:www.york.ca">www.york.ca</a>