CITY OF VAUGHAN EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 22, 2021

Item 5, Report No. 36, of the Committee of the Whole (Public Meeting), which was adopted, as amended, by the Council of the City of Vaughan on June 22, 2021, as follows:

By receiving the following Communications:

- C37. Elvira Caria, Vellore Woods Ratepayers Association, Bunting Drive, Vaughan, dated June 15, 2021; and
- C58. Bharat Patel, Weston Road, Vaughan, dated June 19, 2021.
 - 5. 9465 WESTON LIMITED OFFICIAL PLAN AMENDMENT FILE OP.21.011 ZONING BY-LAW AMENDMENT FILE Z.21.018 DRAFT PLAN OF SUBDIVISION FILE 19T-21V004 9465 WESTON ROAD 2, 6, 10, 14, 18, 22 AND 26 COMDEL BOULEVARD 11, 12, 15 AND 19 LICHEN COURT

The Committee of the Whole (Public Meeting) recommends:

- 1) That the recommendation contained in the following report of the Deputy City Manager, Planning and Growth Management, dated June 14, 2021, be approved;
- 2) That Staff and Local & Regional Councillors work with the Region of York to ensure the money collected from the unauthorized tree removals on this site be directed to the Vellore Woods Community in Block 32 in full;
- 3) That any negotiated tree removal compensation determined by Staff be directed to the Vellore Woods Community in Block 32 in full and such funds be spent as determined by community outreach;
- 4) That the comments of Ryan Mino-Leahan, KLM Planning Partners Inc., Jardin Drive, Vaughan, representing the applicant and communication C15, presentation material, dated June 14, 2021, be received;
- 5) That the comments by the following, and communication, be received:
 - 1. Luciana Graziani, Weston Road, Woodbridge and C6, dated May 26, 2021;
 - 2. Hussein El-Masri, Lichen Court, Vaughan;
 - 3. Paul Marcovici, Lichen Court, Woodbridge;
 - 4. Battista Monteleone, Comdel Boulevard, Vaughan and C7, dated June 9, 2021; and
 - 5. Elvira Caria, Elvira Caria, Vellore Woods Ratepayers Association, Bunting Drive, Woodbridge.

CITY OF VAUGHAN EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 22, 2021

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Recommendation

1. THAT the Public Meeting report for Official Plan and Zoning By-law Amendment and Draft Plan of Subdivision Files OP.21.011, Z.21.018 and 19T-21V004 (9465 Weston Limited) BE RECEIVED, and that any issues identified be addressed by the Development Planning Department in a comprehensive report to the Committee of the Whole.



Committee of the Whole (Public Meeting) Report

DATE: Monday, June 14, 2021 **WARD**: 3

TITLE: 9465 WESTON LIMITED

OFFICIAL PLAN AMENDMENT FILE OP.21.011 ZONING BY-LAW AMENDMENT FILE Z.21.018 DRAFT PLAN OF SUBDIVISION FILE 19T-21V004 9465 WESTON ROAD

2, 6, 10, 14, 18, 22 AND 26 COMDEL BOULEVARD 11, 12, 15 AND 19 LICHEN COURT INCLUDING BLOCKS 32 AND 33 ON REGISTERED PLAN 65M-3457 VICINITY OF WESTON ROAD AND COMDEL BOULEVARD.

FROM:

Haiging Xu, Deputy City Manager, Planning and Growth Management

ACTION: DECISION

Purpose

To receive comments from the public and the Committee of the Whole on Official Plan and Zoning By-law Amendment and Draft Plan of Subdivision applications for the subject lands on shown Attachment 1. The Owner seeks approval to permit 155 townhouse units comprised of 95 (2-storey street townhouse units), 60 (3-storey back-to-back townhouse units) fronting onto a common element condominium road, and 15 detached dwelling units fronting onto Comdel Boulevard and Lichen Court, as shown on Attachments 2 to 6.

Report Highlights

- The Owner proposes 155 townhouse units fronting onto a common element condominium road and 15 detached units fronting onto Comdel Boulevard and Lichen Court.
- Official Plan and Zoning By-law Amendments and Draft Plan of Subdivision applications are required to permit the proposed development.
- This report identifies preliminary issues to be considered in a comprehensive report to be prepared by the Development Planning Department at a future Committee of the Whole meeting.

Recommendation

 THAT the Public Meeting report for Official Plan and Zoning By-law Amendment and Draft Plan of Subdivision Files OP.21.011, Z.21.018 and 19T-21V004 (9465 Weston Limited) BE RECEIVED, and that any issues identified be addressed by the Development Planning Department in a comprehensive report to the Committee of the Whole.

Background

<u>Location</u>: 9465 Weston Road, 2, 6, 10, 14, 18, 22 and 26 Comdel Boulevard and 11, 12, 15 and 19 Lichen Court including Blocks 32 and 33 on Registered Plan 65M-3457 (the 'Subject Lands'). The Subject Lands and the surrounding land uses are shown on Attachment 1.

Official Plan and Zoning By-law Amendment and Draft Plan of Subdivision Applications have been submitted to permit the proposed development

The Owner has submitted the following applications (the 'Applications') for the Subject Lands to permit 155 townhouse units comprised of 95 (2-storey street townhouse units), 60 (3-storey back-to-back townhouse units) fronting onto a common element condominium road, and 15 detached dwelling units fronting onto Comdel Boulevard and Lichen Court (the 'Development'), as shown on Attachments 2 to 6:

- 1. Official Plan Amendment File OP.21.011 to amend Vaughan Official Plan 2010 ('VOP 2010') as follows:
 - a) to redesignate the Subject Lands from "Low-Rise Residential" and "Natural Area" to "Low-Rise Residential":
 - b) permit back-to-back townhouse units; and
 - c) permit a maximum of 7 townhouse units in a row (Block 17 only).
- Zoning By-law Amendment File Z.21.018 to rezone the Subject Lands from "RV4(WS) Residential Urban Village Zone Four" subject to site-specific Exception 9(1085), "A Agricultural Zone" and "OS4 Open Space Woodlot Zone" to "RV4(WS) Residential Urban Village Zone Four", "RT1 Residential Townhouse Zone" and "OS4 Open Space Woodlot Zone" in the manner shown on Attachment 2, together with the site-specific zoning exceptions identified in Tables 1 and 2 of this Report.
- 3. Draft Plan of Subdivision File 19T-21V004 (the 'Draft Plan'), as shown on Attachment 3, to facilitate a residential plan of subdivision consisting of the following:

Lots/Blocks	Land Use	Area(ha)	Units
Lots 1-15	Detached Residential (Frontages 8.6 m-14.9 m)	0.493	15
Block 16	Residential Block (Townhouse dwelling)	3.075	
Blocks 17-18	Daylight Triangle	0.002	
Blocks 19-20	0.3 m Reserve	0.002	
Block 21	Landscape Buffer	0.008	

Block 22	Landscape Buffer	0.044
Block 23	Park	0.004
	Road (Lichen Court)	0.037
Total		3.665 ha 15 units

Public Notice was provided in accordance with the Planning Act and Council's Notification Protocol

a) Date the Notice of Public Meeting was circulated: May 21, 2021.

The Notice of Public Meeting was also posted on the City's web-site at www.vaughan.ca and Notice Signs were installed along Weston Road, Comdel Boulevard and Lichen Court in accordance with the City's Notice Signs Procedures and Protocols.

- b) Circulation Area: To all property owners within 150 m of the Subject Lands and to the Vellore Woods Ratepayers' Association, the Greater Woodbridge Ratepayers' Association and to anyone on file with the Office of the City Clerk having requested notice.
- c) No comments have been received as of May 31, 2021 by the Development Planning Department.

Any written comments received will be forwarded to the Office of the City Clerk to be distributed to the Committee of the Whole as a Communication and be reviewed and addressed by the Development Planning Department in a future technical report to the Committee of the Whole.

Previous Reports/Authority

Not Applicable

Analysis and Options

An amendment to Vaughan Official Plan 2010 is required to permit the Development

Official Plan Designation:

- "Community Area" and Natural Areas and Countryside" on Schedule 1 Urban Structure by VOP 2010
- "Core Features" on Schedule 2 Natural Heritage Network by VOP 2010
- "Low-Rise Residential" and "Natural Areas" on Schedule 13 Land Use by VOP 2010
- The "Low-Rise Residential" designation permits detached, semi-detached and townhouse units with a maximum building height of 3-storeys
- The "Natural Areas" designation is subject to the "Core Features" policies of the Natural Heritage Network in Section 3.2 of VOP 2010. The "Core Features" policies of VOP 2010 restrict development or site alteration
- An amendment to VOP 2010 is required to permit the Development

Amendments to Zoning By-law 1-88 are required to permit the Development Zoning:

- "RV4(WS) Residential Urban Village Zone Four" subject to site-specific Exception 9(1085), "A Agricultural Zone" and "OS4 Open Space Woodlot Zone" by Zoning Bylaw 1-88, as shown on Attachment 1
- The "A Agricultural Zone" and the "OS4 Open Space Woodlot Zone" does not permit the proposed residential uses
- The "RV4(WS) Residential Urban Village Zone Four" permits single family detached and semi-detached dwelling units only
- The Owner proposes to rezone the Subject Lands to "RV4(WS) Residential Urban Village Zone Four", "RT1 Residential Townhouse Zone" and "OS4 Open Space Woodlot Zone", as shown on Attachment 2, together with the following site-specific zoning exceptions to permit the Development shown on Attachments 2 to 6:

Table 1:

	Zoning By-law 1-88 Standard	RV4(WS) Residential Urban Village Zone Four Requirement	Proposed Exceptions to the RV4(WS) Residential Urban Village Zone Four Requirement
a.	Minimum Lot Frontage	12 m	- 10 m (Lots 10-13 and 15) - 8 m (Lot 14)
b.	Minimum Lot Area	282 m ²	260 m ²
C.	Minimum Exterior Side Yard	2.4 m	2 m (Lots 1, 10 and 11)
d.	Maximum Building Height	9.5 m	11 m

Table 2:

	Zoning By-law 1-88 Standard	RT1 Residential Townhouse Zone Requirement	Proposed Exceptions to the RT1 Residential Townhouse Zone Requirement
a.	Permitted Uses	Street Townhouse Dwelling	Permit back-to-back Townhouse Dwelling units, as an additional use
b.	Definition of "Dwelling, Street Townhouse"	Means a townhouse dwelling in which each dwelling unit is situated on its own lot; which lot abuts a public street	Means a townhouse dwelling in which each dwelling unit is situated on its own lot, which abuts a public or private street
C.	Definition of "Dwelling, Back-to- back Townhouse"	No Definition	Means a dwelling containing four or more dwelling units divided by vertical common walls and a common rear wall, and the individual dwelling

	Zoning By-law 1-88 Standard	RT1 Residential Townhouse Zone Requirement	Proposed Exceptions to the RT1 Residential Townhouse Zone Requirement
			units do not have rear yards. Each dwelling unit is accessed by an independent entrance
d.	Definition of "Lot"	Means a parcel of land fronting on a street	Means a parcel of land fronting on a public or private street
e.	Definition of "Porch, Unenclosed (covered or uncovered)"	Means a platform with or without a foundation and with at least two sides open which is uncovered or covered by either a roof, balcony or enclosed space or room, with or without a foundation	Means a platform with or without a foundation and with at least one side open which is uncovered or covered by either a roof, balcony or enclosed space or room, with or without a foundation
f.	Definition of "Street"	Means a street or highway being a Provincial Highway or under the jurisdiction of the Regional Municipality of York, the Municipality of Metropolitan Toronto, or assumed by the City or being constructed under an Agreement with the City	Means a street or a private common element condominium road
g.	Minimum Lot Frontage	6 m/unit	5.5 m/unit
h.	Minimum Lot Area	162 m ²	 140 m² - Standard Townhouse units (Blocks 1-9 and 16-24) 90 m² - Back-to-back Townhouse units (Blocks 10-15)
i.	Minimum Rear Yard	7.5 m	 5.5 m - Standard Townhouse units (Blocks 1-9 and 18-24) 3 m - Standard Townhouse units (Blocks 16-17) 0 m - Back-to-back Townhouse units (Blocks 10-15)
j.	Minimum Exterior Side Yard	4.5 m	1.2 m (Blocks 1, 10, 13, 14, 17 and 18)

	Zoning By-law 1-88 Standard	RT1 Residential Townhouse Zone Requirement	Proposed Exceptions to the RT1 Residential Townhouse Zone Requirement
k.	Minimum Lot Depth	27 m	 24 m - Standard Townhouse units (Blocks 1-9 and 16-24) 12 m - Back-to-back Townhouse units (Blocks 10- 15)
l.	Maximum Building Height	11 m	11.5 m
m.	Minimum Parking Requirements	Residential 2 spaces/unit x 155 units = 310 spaces Visitor 0.25 spaces/unit x 155 units = 39 spaces Total Parking Required = 349 spaces	Residential 2 spaces/unit x 155 units = 310 spaces Visitor 0.2 spaces/unit x 155 units = 31 spaces Provide a total of 341 spaces
n.	Maximum Number of	6	7 (Block 17)
0.	Townhouse Units Permitted Yard Encroachments and Restrictions	Unenclosed porch (covered or uncovered) may encroach into the required front and exterior yard and to a maximum of 2.5 m	Unenclosed Porches, decks, associated exterior stairs and balconies which are covered or uncovered, with at least one side open with or without a foundation may extend into the required front and rear yards a maximum of 2.5 m and into the exterior side yard a maximum of 0.6 m
p.	No Encroachment Zone Within the Front and Exterior Yard or Interior Yard Abutting a Walkway	1.5 m	1 m and may permit private driveways, a private roadway including vehicular turnarounds and pedestrian pathways
q.	Maximum Driveway Width	No requirement for Lots with a minimum frontage of 5.5 m	For Lots with a minimum frontage of 5.5 m the maximum driveway width shall be 3 m

The lots for detached dwellings fronting onto Comdel Boulevard and Lichen Court are zoned RV4(WS) Residential Urban Village Zone Four as shown on Attachments 1 to 3,

which form part of existing site-specific zoning Exception 9(1085) for the original subdivision approval to the south (Files Z.98.100 and 19T-98V15). Site-specific zoning Exception 9(1085) must be amended to delete these lots from the site-specific Exception and relevant schedules.

Additional zoning exceptions may be identified through the detailed review of the Applications and will be considered in a technical report to a future Committee of the Whole meeting.

Following a preliminary review of the Applications, the Development Planning Department has identified the following matters to be reviewed in greater detail

	MATTERS TO BE	
	REVIEWED	COMMENT(S)
a.	Conformity and Consistency with Provincial Policies, York Region and City Official Plan Policies	 The Applications will be reviewed for consistency and conformity with the Provincial Policy Statement, 2020 (the 'PPS'), A Place to Grow: Growth Plan for the Greater Golden Horseshoe, 2019, as amended (the 'Growth Plan') and the policies of the York Region Official Plan, 2010 ('YROP') and VOP 2010 The appropriateness of the amendments to VOP 2010 will be reviewed in consideration of the proposed land use designation, environmental policies and Natural Heritage policies, and compatibility criteria for new development in established community areas (Official Plan Amendment 15)
b.	Appropriateness of Amendments to Zoning By-law	The appropriateness of the proposed rezoning of the Subject Lands and site-specific zoning exceptions identified in Tables 1 and 2 will be reviewed in consideration of, but not limited to, compatibility with the existing and planned uses in the surrounding area
C.	Draft Plan of Subdivision	 Should the Applications be approved, the required conditions will be included to address site access, road alignments and connections, servicing, and grading, environmental, noise, and other municipal, regional, and public agency and utility requirements
d.	Studies and Reports	 The Owner submitted studies and reports in support of the Applications which are available on the city's website at https://maps.vaughan.ca/planit/ (PLANit Viewer) and must be approved to the satisfaction of the City or respective approval authority. Additional studies and/or reports may be required as part of the application review process

	MATTERS TO BE REVIEWED	COMMENT(S)
e.	Allocation and Servicing	■ The availability of water and sanitary servicing capacity for the Development must be identified and allocated by Vaughan Council, if the applications are approved. If servicing allocation is unavailable, the lands will be zoned with a Holding Symbol "(H)", which will be removed once servicing capacity is identified and allocated to the lands by Vaughan Council
f.	Urban Design Guidelines and Architectural Control Guidelines	 The Development will be reviewed in consideration of the City of Vaughan City-wide Urban Design Guidelines and Urban Design Guidelines and Architectural Design Guidelines for Block 32 West (Vellore Woods)
g.	Public Agency/Municipal Review	 The Applications must be reviewed by York Region and the Toronto and Region Conservation Authority and external public agencies and utilities and the Public, Separate, and French School Boards
h.	Sustainable Development	 The Applications will be reviewed in consideration of the City of Vaughan's Policies and Sustainability Metrics Program. The Development achieves a minimum score of 36
i.	Parkland	 The Applications will be reviewed in consideration of the requirements of the <i>Planning Act</i> and the City of Vaughan's Parkland Dedication Policy
		 The Draft Plan identifies Block 23 as parkland to be added to Comdel Park, as shown on Attachment 3. The appropriateness of this proposed parkland dedication will be reviewed
		 Connections form the Development to the existing Comdel Park and a potential future connection to the existing Vellore Tract Woodlot Trail System and the interface with Comdel Park will be reviewed
j.	Block 32 West Developer's Group Agreement	 The Owners are required to enter into a Developer's Group Agreement with the participating landowners within Block 32 West
k.	Approved Source Protection Plan	 The Subject Lands are located within the Wellhead Protection Area Water Quantity ('WHPA-Q') and Significant Groundwater Recharge Areas. Land development in WHPA-Q areas should implement best management practices to address how

	MATTERS TO BE REVIEWED	COMMENT(S)
		significant drinking water threats will be prevented, reduced, or eliminated, to the satisfaction of the Toronto and Region Conservation Authority and the City
I.	Woodlot	 The unauthorized removal of approximately 1.5 ha of protected woodlot occurred on the Subject Lands. These lands are zoned "OS4 Open Space Woodlot Zone" as shown on Attachment 1
		 Treed areas that meet the definition of "Woodlands" or "Woodlots" are subject to the York Region Forest Conservation By-law
		 York Region has laid charges for the unauthorized removal and the matter under the Forest Conservation By-law has been resolved
		• Woodlands and Significant Woodlands are Core Features in accordance with Chapter 3 of VOP 2010. Policy 3.2.3.9 of VOP 2010 states that unauthorized removal or alteration of natural features or functions within areas identified as Core Features is prohibited and will result in the features and functions being restored to their previous state at no expense to the City of Vaughan and other public agencies. In the case of a development application, the application will not proceed until restoration works have been undertaken to the satisfaction of the City and TRCA and/or York Region, as needed
m.	Road Widening, Access, Private Common Element Condominium	 Weston Road is identified as a "Regional Transit Priority Network" by YROP 2010 with a planned right-of-way of up to 43 m
	Road and Sidewalks	 York Region will review the location and design of the proposed right-in right-out driveway access from Weston Road and identify any required road widenings, conveyances, access requirements and site triangles
		 The Development includes an 8 m private common element condominium road and sidewalks. The Development Engineering Department will review the appropriateness of proposed private road width, the private road design in front of Block 17 with no turn-around for service vehicles, site

	MATTERS TO BE REVIEWED	COMMENT(S)
		 triangles, turn radii, access to Weston Road and connection to Lichen Court The Owner is proposing to realign and extend the existing Lichen Court right-of-way north and construct 5 detached units on this road. The Owner is proposing to acquire a small portion of the existing Lichen Court right-of-way from the City to be added to Lots 13 and 14, as shown on Attachment 3, to create complete lots with frontage onto Lichen Court. The Development Engineering and Real Estate Departments will review the proposed realignment, extension, and acquisition of lands that currently form part of Lichen Court
n.	Section 37 of the Planning Act, VOP 2010 and City Guidelines (Bonusing for Increases in Height or Density)	The Applications will be subject to and reviewed in consideration of the City's bonusing for increases in building height and/or density (Section 37 of the <i>Planning Act</i>) policies of VOP 2010, and the City's Guidelines for the Implementation of Section 37 of the <i>Planning Act</i> , whereby Council may authorize an increase in building height and/or density in return for community benefits
		■ As of the date of this report the in-effect Section 37 policies are subject to amendment via the COVID-19 Economic Recovery Act, 2020; however, those amendments are not yet in effect. These amendments to the Planning Act made through the COVID-19 Economic Recovery Act, 2020 propose to replace the current Section 37 policy regime with a new authority known as a Community Benefit Charge ('CBC'), which charge shall not exceed an amount equal to the prescribed percentage of the value of the land
		Should the two-year transition period regarding the CBC regime pass (from the date of proclamation which as of August 7, 2020 has not yet occurred) or should the City pass a CBC By-law under the amendments to the <i>Planning Act</i> (which have not yet been proclaimed to come into effect) prior to the approval of any Zoning By-law Amendment for the Subject Lands, the CBC By-law would be the applicable mechanism used to collect community benefits (and not the City's existing Section 37 policies and guidelines)
0.	Affordable Housing	 The Applications will be reviewed in consideration of Provincial, Regional and City polices to ensure that the development provides an appropriate level, range and mix of

	MATTERS TO BE REVIEWED	COMMENT(S)
		unit sizes and types to meet the City's affordable housing goals
p.	Required Applications	 The Owner is required to submit Draft Plan of Condominium and Part Lot Control applications

Financial Impact

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

Broader Regional Impacts/Considerations

The Applications have been circulated to the York Region Community Planning and Development Services Department for review and comment. Any issues will be addressed when a comprehensive report is considered. The Owner has requested exemption of Regional Approval for Official Plan Amendment File OP.21.011. At the time of the preparation of this report, exemption from York Region approval was not confirmed.

Conclusion

The preliminary issues identified in this report and any other issues identified through the processing of the Applications will be considered in the technical review of the Applications. Comments from the public and Vaughan Council expressed at the Public Meeting or in writing will be addressed in a comprehensive report to a future Committee of the Whole meeting.

For more information, please contact Mary Caputo, Senior Planner, Development Planning Department, ext. 8635.

Attachments

- 1. Context and Location Map
- 2. Proposed Zoning and Site Plan
- 3. Draft Plan of Subdivision File 19T-21V004
- 4. Typical Elevation Street Townhouse
- 5. Typical Elevation Back-to-Back Townhouse

Prepared by

Mary Caputo, Senior Planner, ext. 8635.

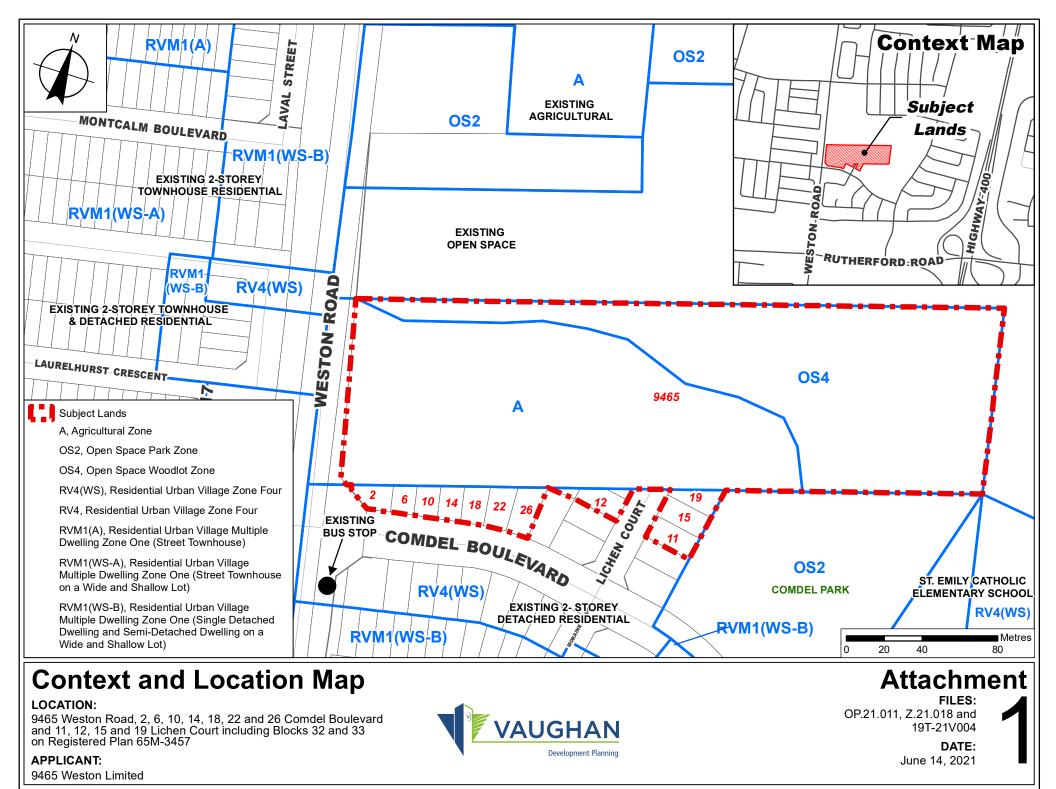
Nancy Tuckett, Senior Manager of Development Planning, ext. 8529.

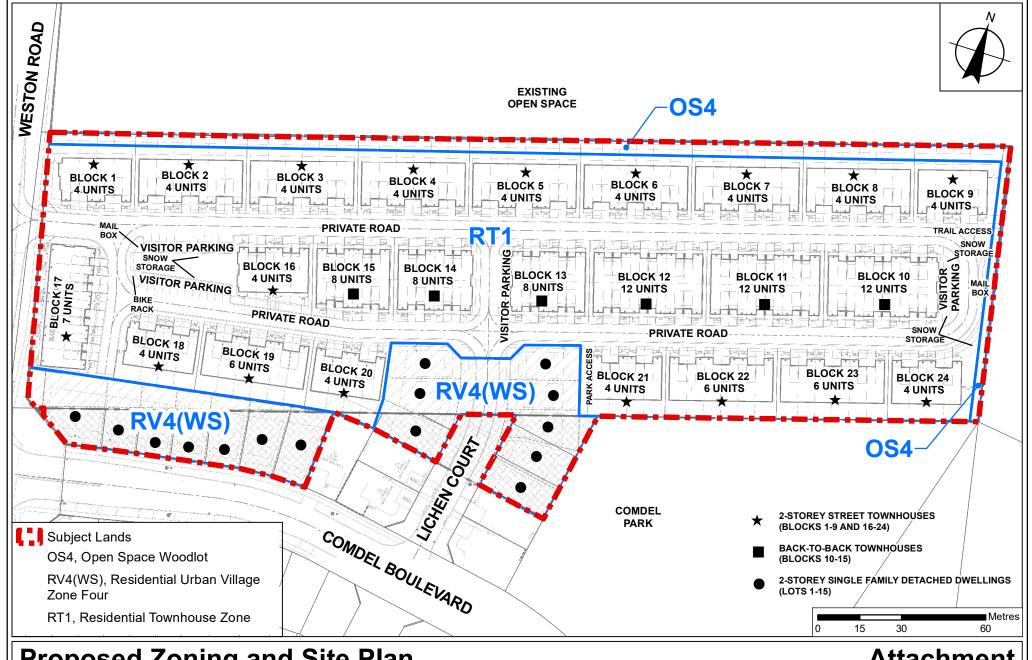
Bill Kiru, Acting Director of Development Planning, ext.8633.

Approved by

Haiqing Xu, Deputy City Manager Planning and Growth Management **Reviewed by**

Jim Harnum, City Manager





Proposed Zoning and Site Plan

LOCATION:

9465 Weston Road, 2, 6, 10, 14, 18, 22 and 26 Comdel Boulevard and 11, 12, 15 and 19 Lichen Court including Blocks 32 and 33 on Registered Plan 65M-3457

APPLICANT:

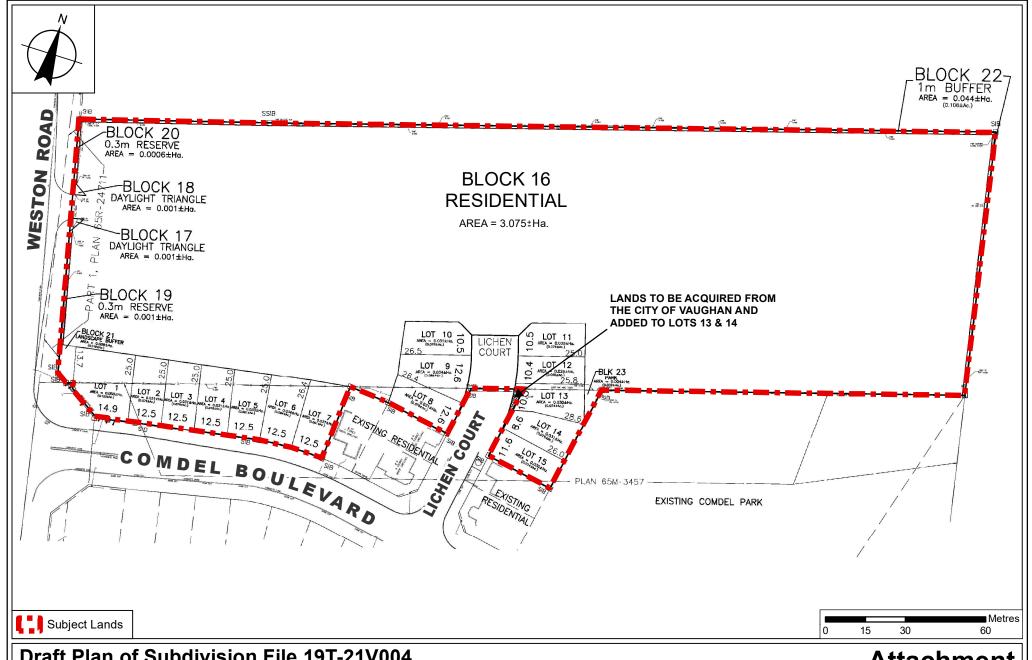
9465 Weston Limited



Attachment

FILES: OP.21.011, Z.21.018 and 19T-21V004

DATE:



Draft Plan of Subdivision File 19T-21V004

LOCATION:

9465 Weston Road, 2, 6, 10, 14, 18, 22 and 26 Comdel Boulevard and 11, 12, 15 and 19 Lichen Court including Blocks 32 and 33 on Registered Plan 65M-3457

APPLICANT:

9465 Weston Limited



Attachment

OP.21.011, Z.21.018 and 19T-21V004

DATE:



Not to Scale

Typical Elevation - Street Townhouse

LOCATION:

9465 Weston Road, 2, 6, 10, 14, 18, 22 and 26 Comdel Boulevard and 11, 12, 15 and 19 Lichen Court including Blocks 32 and 33 on Registered Plan 65M-3457

APPLICANT:

9465 Weston Limited



Attachment

FILES: OP.21.011, Z.21.018 AND 19T-21V004

FILES: 19T-21V004 DATE:



Not to Scale

Typical Elevation - Back-to-Back Townhouse

LOCATION:

9465 Weston Road, 2, 6, 10, 14, 18, 22 and 26 Comdel Boulevard and 11, 12, 15 and 19 Lichen Court including Blocks 32 and 33 on Registered Plan 65M-3457

APPLICANT:

9465 Weston Limited



Attachment

FILES: OP.21.011, Z.21.018 and 19T-21V004

DATE: