File:
Applicant:
Address: 3865 Major Mackenzie Dr. Unit 103, Vaughan

## Agent: Ida Evangelista

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 <br> Negative Comment | Condition(s) $\square$ |
| :---: | :---: | :---: |
| Committee of Adjustment | $\square$ |  |
| Building Standards | $\checkmark$ |  |
| Building Inspection |  |  |
| Development Planning | $\sqrt{7}$ |  |
| Development Engineering | $\square$ |  |
| Parks, Forestry and Horticulture Operations | $\square$ |  |
| By-law \& Compliance | $\square$ |  |
| Financial Planning \& Development | $\square$ | $\checkmark$ |
| Fire Department |  |  |
| TRCA |  |  |
| Ministry of Transportation | $\sqrt{7}$ |  |
| Region of York | $\checkmark$ |  |
| Alectra (Formerly PowerStream) |  |  |
| Public Correspondence (see Schedule B) | $\checkmark$ |  |

Adjournment History: N/A
Background History: A001/18, A082/16 (see next page for details)
Staff Report Prepared By: Pravina Attwala Hearing Date: Thursday, July 22, 2021
*Please note that additional comments may be received after the publication of the Staff Report. These comments will be processed as an addendum (see website for details).

## Minor Variance Application

## A111/21

Agenda Item: 8

Ward: 3

Staff Report Prepared By: Pravina Attwala, Assistant Secretary Treasurer

Date \& Time of Live
Thursday, July 22, 2021 at 6:00 p.m.
Stream Hearing:
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:
Agent:
Property:
Zoning: The subject lands are zoned RVM2, Residential and subject to the provisions of Exception 9(1267) under By-law 1-88 as amended.

OP Designation: Vaughan Official Plan 2010 ('VOP 2010'): "Low-Rise Mixed-Use", with a maximum permitted height of 4 -storeys and floor space index ('FSI') of 1.5 times the area of the lot.

| Related Files: | None |
| :--- | :--- |
| Purpose: | Relief from By-law 1-88, as amended, is being requested to permit a personal <br> service shop within Building A, Unit 103 as shown on the plans submitted with the <br> application. |

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

| By-law Requirement | Proposal |
| :--- | :--- |
| 1. A Personal Service Shop is not a permitted use. | 1. To permit the use of a Personal Service Shop. |
| 2. A minimum of 74 parking spaces are required on <br> site. | 2. To permit a minimum of 71 parking spaces on site. |

Background (previous applications approved by the Committee on the subject land):

| Application No.: | Description: | Status of Approval: <br> Approved/Refused/Withdrawn/ <br> OMB/Concurrent |
| :--- | :--- | :--- |
| A001/18 | Low rise mixed-use residential \& commercial <br> development. | Approved February 22, 2018 |
| A082/16 | Proposed three storey mixed use (commercial/residential) <br> building | Approved March 17, 2016 |

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: 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 July 7, 2021
Applicant confirmed posting of signage on July 7, 2021

| Property Information |  |  |
| :--- | :--- | :---: |
| Existing Structures | Year Constructed |  |
| Building | Approx. 2000 (Purchased 2018) |  |

Applicant has advised that they cannot comply with By-law for the following reason(s): Expanding services per the demand of the neighbourhood/clientele

Adjournment Request: None
Building Standards (Zoning Review):
Stop Work $\operatorname{Order}(\mathrm{s})$ and $\operatorname{Order}(\mathrm{s})$ to Comply: There are no outstanding Orders on file.
Building Permit Application No. 18-3039 for Personal Service Shop - not issued
The Applicant shall be advised that if massages will be performed in the subject unit, they shall only be provided by a Registered Massage Therapist.

Parking requirements have changed as a result of the addition of proposed use. A parking standard of 6 spaces per 100 m 2 gross floor area is required for the use of a Personal Service Shop.
Calculations are as follows:
Credit 3 spaces per 100 m 2 gfa for existing unit area for permitted uses $--107.67 @ 3 / 100=4$ parking spaces add 6 spaces per 100 m 2 gfa for proposed use -107.67 @ 6/100 = 7 parking spaces difference of 3 parking spaces

71 parking spaces existing -4 parking spaces +7 parking spaces $=74$ parking spaces now required
The Applicant shall be advised that additional variances may be required upon review of detailed drawing for building permit.

Drawings submitted for building permit application shall match those submitted for minor variance application.

## Building Inspections (Septic):

No response

## Development Planning:

Official Plan: Vaughan Official Plan 2010 ('VOP 2010'): "Low-Rise Mixed-Use", with a maximum permitted height of 4 -storeys and floor space index ('FSI') of 1.5 times the area of the lot.

The Owner is requesting to permit a personal service shop use within a 107.67 m 2 unit, and a minimum of 71 parking spaces on the subject lands, whereas the use is not permitted, and 74 parking spaces are required. The subject lands are designated "Low-Rise Mixed-Use" by VOP 2010 permitting office and retail uses, therefore, the proposal conforms.

The personal service shop is proposed to be located within Unit A-103 on the ground floor of the existing mixed-use multi-unit building. As per Site-Specific Exception 9(1267), business and professional offices are the only non-residential uses permitted on the ground floor of the mixed-use building. Unit A-103 is currently occupied with an office of a Registered Massage Therapist that is permitted as-of-right under the Zoning Bylaw as a professional office use. The Owner is proposing to utilize a portion of the unit for personal service uses (hair and nail salon), while maintaining the existing professional office use. Approximately 27.87 m 2 $(26 \%)$ of the unit will be dedicated solely to the personal service area. As the existing professional office use will occupy the remainder of the unit, the proposed addition of the personal service use is considered minor and ancillary to the main use of the unit. The deficiency in the minimum number of parking spaces is a result of different parking requirements for a personal service shop.

The Development Engineering Department has reviewed the application and has no concerns with the requested reduction in parking spaces. 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 A111/21.

## Parks Development - Forestry:

No comments no concerns.
By-Law and Compliance, Licensing and Permit Services:
No comments no concerns.

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

Recommended condition of approval:
That development charges are payable to the City of Vaughan prior to issuance of the Minor Variance approval in accordance with the Development Charges by-laws of the City of Vaughan, Region of York, York District School Board and York Catholic District School Board in effect at time of payment.

## Fire Department:

No comments received to date

## Schedule A - Plans \& Sketches

## Schedule B - Public Correspondence

Public Correspondence (Application Cover Letter)
Public Correspondence (YRSCC 1366 Authorization letter)

## Schedule C - Agency Comments

Region of York - No concerns or objections
MTO - Located outside of MTO permit control area

## Schedule D - Previous Approvals (Notice of Decision)

Minor Variance A001/18
Minor Variance A082/16

## 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:
$\checkmark$ That the general intent and purpose of the by-law will be maintained.
$\checkmark$ That the general intent and purpose of the official plan will be maintained.
$\checkmark$ That the requested variance(s) is/are acceptable for the appropriate development of the subject lands.
$\checkmark$ That the requested variance(s) is/are minor in nature.
Should the Committee adjourn this application the following condition(s) is required: None
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 Finance <br> Nelson Pereira | That development charges are payable to the City of Vaughan <br> prior to issuance of the Minor Variance approval in accordance <br> with the Development Charges by-laws of the City of Vaughan, <br> 905-832-8585 x 8393 <br> nelson.pereira@vaughan.ca | | Region of York, York District School Board and York Catholic |
| :--- |
| District School Board in effect at time of payment. |

## 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 Vaughan.ca/LiveCouncil. To make an electronic deputation, residents must complete and submit a Public Deputation Form 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 www.vaughan.ca

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 Ontario Land Tribunal (OLT) 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 9058328585 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

## vaughan LOCATION MAP - A111/21

3865 MAJOR MACKENZIE DR. UNIT 103, VAUGHAN

Permit use of a Personal Service Shop
Parking Spaces on site = 71


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## 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.

Public Correspondence (Application Cover Letter)
Public Correspondence (YRSCC 1366 Authorization Letter)

June 30, 2021.

Christine Vigneault
Manager Development Services \& Secretary Treasurer Committee of Adjustment City of Vaughan

Dear Ms. Vigneault:

## Re: 3865 Maior Mackenzie Dr - A11/21

This letter is being submitted to outline the types of personal services being requested as an additional use on the property, as requested.

As per By-Law 1-88:
Personal Service Shop: a building or part of a building in which persons are employed in furnishing services administering to the individual and personal needs of persons, and includes: a barber shop, a hair and beauty parlour, a massage services establishment conducted by a registered massage therapist, a shoe repair shop, a tanning salon, a tattoo and piercing parlour, a tailor or seamstress establishment, a Laundromat, a dry-cleaning depot, a formal wear shop and other similar services, but does not include a body rub parlour.

## Proposed personal services to be provided on site:

1. Registered Massage Therapist/ Registered Chiropractor
2. Licensed Esthetician
3. Hair Salon
4. Nail Salon

Should you have any questions, comments or wish to discuss the attached please do not hesitate to contact me at 647-883-9150 or email at InRoadsConsultants@outlook.com


April 29, 2021

City of Vaughan
Building Standards Department 2141 Major Mackenzie Drive Vaughan, Ontario
ON L6A 1T1
Dear Sir/Madam:
Re: 3865 Major Mackenzie Drive West, Unit \#103 Vaughan, Ontario, L4H4P4..

Please accept this letter as the corporation's knowledge and understanding that the above unit is applying for a minor variance for the purpose of increasing various services

If you have any questions on the above request, please do not hesitate to contact me directly at 416-847-7261.

Thank you in advance for your co-operation.
Yours truly,
FOR AND ON BEHALF OF YRSCC NO. 1366


Sylvia Bukovscak, CMRAO General Licensee
Senior Property Manager
FirstService Residential

## 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.-

Region of York - No concerns or objections
MTO - Located outside of MTO permit control area

From: Blaney, Cameron (MTO) [Cameron.Blaney@ontario.ca](mailto:Cameron.Blaney@ontario.ca)
Sent: June-15-21 4:18 PM
To: Pravina Attwala [Pravina.Attwala@vaughan.ca](mailto:Pravina.Attwala@vaughan.ca)
Subject: [External] RE: A111/21 (3865 MAJOR MACKENZIE DRIVE, BLDG A-103) - REQUEST FOR COMMENTS

Hello Pravina,
This site is outside of MTO permit control area and MTO has no comments.

Cameron Blaney I Corridor Management Planner I Simcoe \& York
Highway Corridor Management Section - Central Operations
159 Sir William Hearst Avenue I Ministry of Transportation
$7^{\text {th }}$ Floor, Building D I Downsview, Ontario I M3M OB7
416-358-7871
Cameron.Blaney@ontario.ca

From: Hurst, Gabrielle [Gabrielle.Hurst@york.ca](mailto:Gabrielle.Hurst@york.ca)
Sent: June-16-21 9:35 AM
To: Pravina Attwala [Pravina.Attwala@vaughan.ca](mailto:Pravina.Attwala@vaughan.ca)
Cc: Committee of Adjustment [CofA@vaughan.ca](mailto:CofA@vaughan.ca)
Subject: [External] RE: A111/21 (3865 MAJOR MACKENZIE DRIVE, BLDG A-103) - REQUEST FOR COMMENTS

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

## Gabrielle

Gabrielle Hurst BAA MCIP RPP \| Community Planning and Development Services | The Regional Municipality of York| 18774649675 ext 71538 | gabrielle.hurst@york.ca |www.york.ca

Schedule D: Previous Approvals (Notice of Decision)
Minor Variance Application A00118
Minor Variance Application A082/16

|  | NOTICE OF DECISION <br> Minor Variance Application A001/18 <br> Section 45 of the Planning Act, R.S.O, 1990, c.P. 13 |
| :---: | :---: |
| Date of Hearing: | Thursday, February 22, 2018 |
| Applicant: | P. Gabriele \& Sons Ltd. |
| Agent | Rosemarie Humphries / Mark McConville - Humphries Planning Group Inc |
| Property: | 3865 Major Mackenzie Drive, Woodbridge ON |
| Zoning: | The subject lands are zoned RVM2 and subject to the provisions of Exception 9(1267) under By-law 1-88 as amended. |
| OP Designation: | VOP 2010: 'Low-Rise Mixed-Use' |
| Related Files: | Z.04.046-Zoning By-law, approved DA.09.070 - Site Plan Application, approved |
| Purpose: | Relief from the By-law is being requested to permit the continued construction of a low rise mixed-use residential and commercial development on the subject land (as approved by Development Applications Z.04.046 and DA.09.70). |
|  | Note: The low rise mixed-use residential and commercial development consists of 13 commercial units (at grade), twenty-five (25) two (2) storey residential units (located on $2^{\text {nd }}$ and $3^{\text {rd }}$ floor), 33 below grade parking spaces and 38 above grade parking spaces. |

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

| By-law Requirement | Proposal |
| :--- | :--- |
| 1. Minimum exterior side yard setback 2.4m <br> (building). | 1. To maintain a minimum 2.25m exterior side <br> yard setback for the building. |
| 2. Minimum setback 2.4m (underground parking <br> structure). | 2. To maintain a minimum 0.92m exterior side <br> yard setback for the underground parking <br> structure. |

Sketch: A sketch illustrating the request has been attached to the decision.
Having regard to the requirements of Section 45 of the Planning Act, R.S.O. 1990, c. P. 13, as amended, including the written and oral submissions related to the application, it is the decision of the Committee:

THAT Application No. A001/18 on behalf of P.Gabriele \& Sons Ltd. be APPROVED, in accordance with the sketch submitted with the application (as required by Ontario Regulation 200/96) and subject to the following conditions:

|  | Department/Agency | Condition |
| :--- | :--- | :--- |
| 1 | Development Engineering <br> Brad Steeves | Staff have confirmed that the property is located <br> within an unassumed subdivision. The Owner <br> shall provide satisfactory notification to the |
|  | 905-832-8585 x 8977 <br> developer/builder of the minor variance and <br> Brad.Steeves@vaughan.ca | proposed work to the property in question and <br> provide a copy of the notification to the City. |

## For the following reasons:

1. The general intent and purpose of the by-law will be maintained.
2. The general intent and purpose of the official plan will be maintained.
3. The requested variance(s) is/are acceptable for the appropriate development of the subject lands.
4. The requested variance(s) is/are minor in nature.

Written \& oral submissions considered in the making of this decision were received from the following:

| Public Written Submissions <br> * Public Correspondence received and considered by the <br> Committee in making this decision | Public Oral Submissions <br> *Please refer to the approved Minutes of the Thursday, <br> February 22, 2018 meeting for submission details. |
| :--- | :--- |
| Name: N/A | Name: N/A <br> Address: N/A <br> Address: N/A |



> Appealing to The Ontario Municipal Board
> The Planning Act, R.S.O. 1990, as amended, Section 45(12)

The applicant, the Minister or any other person or public body who has an interest in the matter may within 20 days of the making of the decision appeal to the Municipal Board against the decision of the Committee by filing with the Secretary-Treasurer of the Committee a notice of appeal setting out the objection to the decision and the reasons in support of the objection accompanied by payment to the Secretary-Treasurer of the fee prescribed by the Municipal Board under the Ontario Municipal Board Act as payable on an appeal from a Committee of Adjustment to the Board.
Note: A notice of appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association or group on its behalf.
When no appeal is lodged within twenty days of the date of the making of the decision, the decision becomes final and binding and notice to that effect will be issued by the SecretaryTreasurer.

## Appeal Fees \& Forms

Ontario Municipal Board: The OMB appeal fee is $\$ 300$ plus $\$ 25$ for each additional consent/variance appeal filed by the same appellant against connected applications. The OMB Appeal Fee must be paid by certified cheque or money order payable to the "Minister of Finance". Notice of appeal forms (Appellant Form A1 - Minor Variance) can be obtained at www.omb.gov.on.ca or by visiting our office.
City of Vaughan OMB Processing Fee: $\$ 793.00$ per application
*Please note that all fees are subject to change.

## Conditions

It is the responsibility of the owner/applicant and/or authorized agent to obtain and provide a clearance letter from each respective department and/or agency. This letter must be provided to the Secretary-Treasurer to be finalized. All applicable conditions must be cleared prior to the issuance of a Building Permit.

## VVAUGHAN LOCATION MAP - A001/18

3865 MAJOR MACKENZIE DRIVE, WOODBRIDGE.



# NOTICE OF DECISION <br> MINOR VARIANCES 

## FILE NUMBER:

## A082/16

## APPLICANT: P. GABRIELE \& SONS LIMITED

PROPERTY: Part of Lot 20, Concession 6 (Block 2, of Registered Plan 65M-4261), municipally known as 3865 Major Mackenzie Drive, Woodbridge.

ZONING: The subject lands are zoned RVM2, Residential Urban Village Multiple Dwelling Zone Two and subject to the provisions of Exception 9(1267) under By-law 1-88 as amended.

PURPOSE: To permit the construction of a proposed three-story mixed used (Commercial/Residential) building.

PROPOSAL: 1. To permit a minimum of $0 \%$ of the length of a building in the RVM2 Residential Urban Village Multiple Zone Two to be 3.0 m from the Lot Line abutting Major Mackenzie Drive.

## BY-LAW

1. A minimum of $50 \%$ of the length of a building in the RVM2 Residential Urban Village Multiple Zone Two shall be 3.0 m from the Lot Line abutting Major Mackenzie Drive

## BACKGROUND Other Planning Act Applications

INFORMATION: The land which is the subject in this application was also the subject of another application under the Planning Act:
Minor Variance Application: - A083/16 -To be heard in conjunction with this application (min. $0 \%$ of the bldg. at 3.0 m \& max. front yard setback 4.45m) - Mar 17/16

Zoning Amendment Application: - 061-2014-Status not provided.
Site Plan Amendment: - DA.09.070, DA.09.071 - Status not provided.
A sketch is attached illustrating the request.


THAT the Committee is of the opinion that the variances sought, can be considered minor and are desirable for the appropriate development and use of the land. The general intent and purpose of the Bylaw and the Official Plan will be maintained.

THAT Application No. A082/16, P. GABRIELE \& SONS LIMITED, be APPROVED, in accordance with the sketches attached and subject to the following conditions:

1. The subject variance request shall adhere to the previously reviewed drawings/documentation supplied as part of DA.09.070, if required, to the satisfaction of the Engineering Department;
2. That if the condition(s) listed above is/are not fulfilled and the Building Permit is not applied for within twelve (12) months of the date this decision becomes final and binding, the said decision shall expire and shall be deemed to have been annulled and rescinded by the Committee. (PLEASE NOTE THAT THIS TIME PERIOD CANNOT BE EXTENDED IN ANY WAY, FAILURE TO MEET THIS DEADLINE WILL RESULT IN REQUIRING A NEW APPLICATION AND FEE.)

VERY IMPORTANT: IT IS THE RESPONSIBILITY OF THE OWNER/APPLICANT AND/OR AGENT TO OBTAIN AND PROVIDE A CLEARANCE LETTER FROM EACH AGENCY AND/OR DEPARTMENT LISTED IN THE CONDITIONS WHETHER "IF REQUIRED" APPEARS IN THE CONDITION OR NOT, AND FORWARD THIS CLEARANCE LETTER TO THE SECRETARY-TREASURER AS SOON AS THE CONDITIONS ARE FULFILLED.

FAILURE TO COMPLY WITH THIS PROCEDURE WILL RESULT IN A LETTER BEING FORWARDED BY THE SECRETARY-TREASURER INDICATING THIS FILE HAS LAPSED AND, THEREFORE, WILL NECESSITATE THAT A NEW APPLICATION BE SUBMITTED TO LEGALIZE THIS PROPERTY.

THIS MINOR VARIANCE DECISION IS NOT A BUILDING PERMIT AUTHORIZING CONSTRUCTION UNDER THE BUILDING CODE ACT, R.S.O. 1990, AS AMENDED. A BUILDING PERMIT MAY BE REQUIRED. PLEASE CONTACT THE BUILDING STANDARDS DEPARTMENT IN THE EVENT THAT YOU REQUIRE FURTHER CLARIFICATION.

## CARRIED.

## CHAIR:


A. Perrella,

Member

I hereby certify this to be a true copy of the decision of the Committee of Adjustment, and this decision was concurred in by a majority of the members who heard this application.


Todd Coles, BES, MCIP, RPP Manager of Development Services and Secretary-Treasurer to Committee of Adjustment

Date of Hearing:
MARCH 17, 2016
Last Date of Appeal:
APRIL 6, 2016

## APPEALS

## APPEALS MUST BE RECEIVED BY THIS OFFICE NO LATER THAN 4:30 P.M. ON THE LAST DATE OF

 APPEAL NOTED ABOVE.Should you decide to appeal this decision to the Ontario Municipal Board, a copy of an appeal form is available for download in Microsoft Word and Adobe Acrobat versions from the Ontario Municipal Board website at www.omb.gov.on.ca. If you do not have Internet access, these forms can be picked up at the City of Vaughan, Committee of Adjustment offices.

Please fill out Form A1 and follow the instructions as provided by the Ontario Municipal Board and submit your appeal to the City of Vaughan, Committee of Adjustment on or before the date stated above. You must enclose the completed form with the $\$ 708.00$ processing fee, paid by certified cheque or money order, to the "TREASURER, CITY OF VAUGHAN" and the appeal fee of $\$ 125.00$ for each application appealed, paid by certified cheque or money order, made payable to the "ONTARIO MINISTER OF FINANCE".

NOTE: The Planning Act provides for appeals to be filed by "persons". As groups or associations, such as residents or ratepayers groups which do not have incorporated status, may not be considered "persons" for the purposes of the Act, groups wishing to appeal this decision should do so in the name of individual group members, and not in the name of the group.

## CONDITIONS

IF ANY CONDITIONS ARE IMPOSED ON THIS APPLICATION, THE FINAL DATE FOR FULFILLING THEM IS:

APRIL 6, 2017

A082/16


## | vaughan Map - A082/16 \& A083/16


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[^0]:    The City of Vaughan makes every effort to ensure that this map is free of errors but does not warrant that the map or its features are spatially, provided by the City of Vaugh without warmanties of any kind aith expressed or implied.

