

VAUGHAN Staff Report Summary

Item # 11

Ward #2

File: A161/21

Applicant: Robert & Anne Antolini

86 Kortright Place, Woodbridge Address:

Agent: None

Background History: N/A

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	\square	
Building Standards	\square	
Building Inspection		
Development Planning	$\overline{\checkmark}$	
Development Engineering	\square	$\overline{\checkmark}$
Parks, Forestry and Horticulture Operations	\square	
By-law & Compliance	\square	
Financial Planning & Development	\square	
Fire Department		
TRCA	$\overline{\checkmark}$	
Ministry of Transportation	\square	
Region of York	\square	
Alectra (Formerly PowerStream)	$\overline{\checkmark}$	
Public Correspondence (see Schedule B)		
Adjournment History: N/A		

Staff Report Prepared By: Pravina Attwala Hearing Date: Thursday, September 9, 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

Agenda Item: 11

A161/21 Ward: 2

Staff Report Prepared By: Pravina Attwala, Assistant Secretary Treasurer

Date & Time of Live Stream Hearing:

Thursday, September 9, 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: Robert & Anne Antolini

Agent: None

Property: 86 Kortright PI 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 covered patio at the rear of the existing 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 minimum Rear yard setback of 7.5 metres is	1. To permit a minimum Rear yard setback of 2.77
required (Schedule A).	metres to a covered patio.
2. A maximum Lot coverage of 30% is permited	2. To permit a maximum Lot coverage of 39.58%.
(Schedule A, note 12).	(29.12% dwelling; 10.46% patio)
3. A maximum encroachment of 0.5 metres is	To permit a maximum Eave and gutter
permitted (Section 3.14 a)).	encroachment of 0.59 metres into the rear yard.

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

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 August 25, 2021

Applicant confirmed posting of signage on August 23, 2021

Property Information		
Existing Structures Year Constructed		
Dwelling	1992 (purchased 1991)	

Applicant has advised that they cannot comply with By-law for the following reason(s): The roof cover exceeds permitted lot coverage and would require a rear yard setback as house is situated on a pie-shaped lot.

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. 21-108571 for Single Detached Dwelling - Alteration, Issue Date: (Not Yet Issued)

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 response

Development Planning:

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

The Owner is proposing to construct a covered patio in the rear yard with the above-noted variances.

The Development Planning Department has no objection to the requested variances for a rear yard setback of 2.77 m to the proposed covered patio and maximum eave and gutter encroachment of 0.59 m into the rear yard. The proposed rear yard setback of 2.77 m to the covered patio is measured at a pinch point and expands to a greater setback due to the angle of the rear lot line. A sufficient amount of amenity space is maintained in the rear and interior side yards along with the existing cedar hedges which effectively screen the proposed covered patio from the neighbouring properties to the rear.

The proposed lot coverage includes a dwelling coverage of 29.1% and 10.4% for the proposed covered patio. The dwelling coverage remains under the required 30% minimum lot coverage of the "R1" zone. The remaining 10.4% in lot coverage proposed is situated to the rear of the dwelling and will not have an impact on the streetscape. Accordingly, the Development Planning Department has no objection.

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:

As the proposed structures (patio) in the subject property is over 10 m2, the owner/ applicant needs to obtain a lot grading permit from Development Inspection and Lot Grading division of the City's Development Engineering Department. Please note any in ground structure over 10 m2 requires a grading permit.

The Development Engineering (DE) Department does not object to variance application A161/21 subject to the following condition(s):

- 1. 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.
- 2. The owner/applicant shall provide a brief to demonstrate the appropriate LID (Low-impact Development) measures and show the measures taken in the drawing to the satisfaction of DE to address the increased lot coverage from 30% to 39.58% in order to mitigate potential impacts on the municipal storm water system.

Parks Development - Forestry:

No comment no concerns

By-Law and Compliance, Licensing and Permit Services:

No comment no concerns

Development Finance:

No comment no concerns

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 TRCA – No concerns or objections MTO - No concerns or objections

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: 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 Engineering	1. 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 final
	905-832-8585 x 3608	lot grading and/or servicing approval prior to any work being
	Farzana.Khan@Vaughan.ca	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.
		The owner/applicant shall provide a brief to demonstrate the
		appropriate LID (Low-impact Development) measures and show the
		measures taken in the drawing to the satisfaction of DE to address
		the increased lot coverage from 30% to 39.58% in order to mitigate
		potential impacts on the municipal storm water system.

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.

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 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

Schedule A: Plans & Sketches

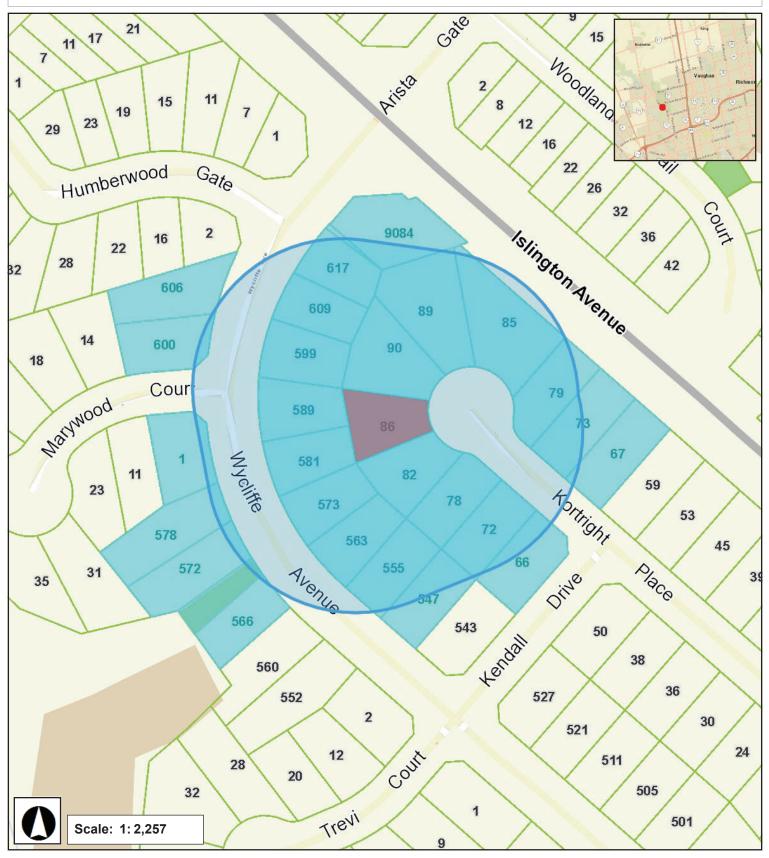
Please note that the correspondence listed in Schedule A is not comprehensive. Plans & sketches received after the preparation of this staff report will be provided as an addendum.

Location Map Plans & Sketches



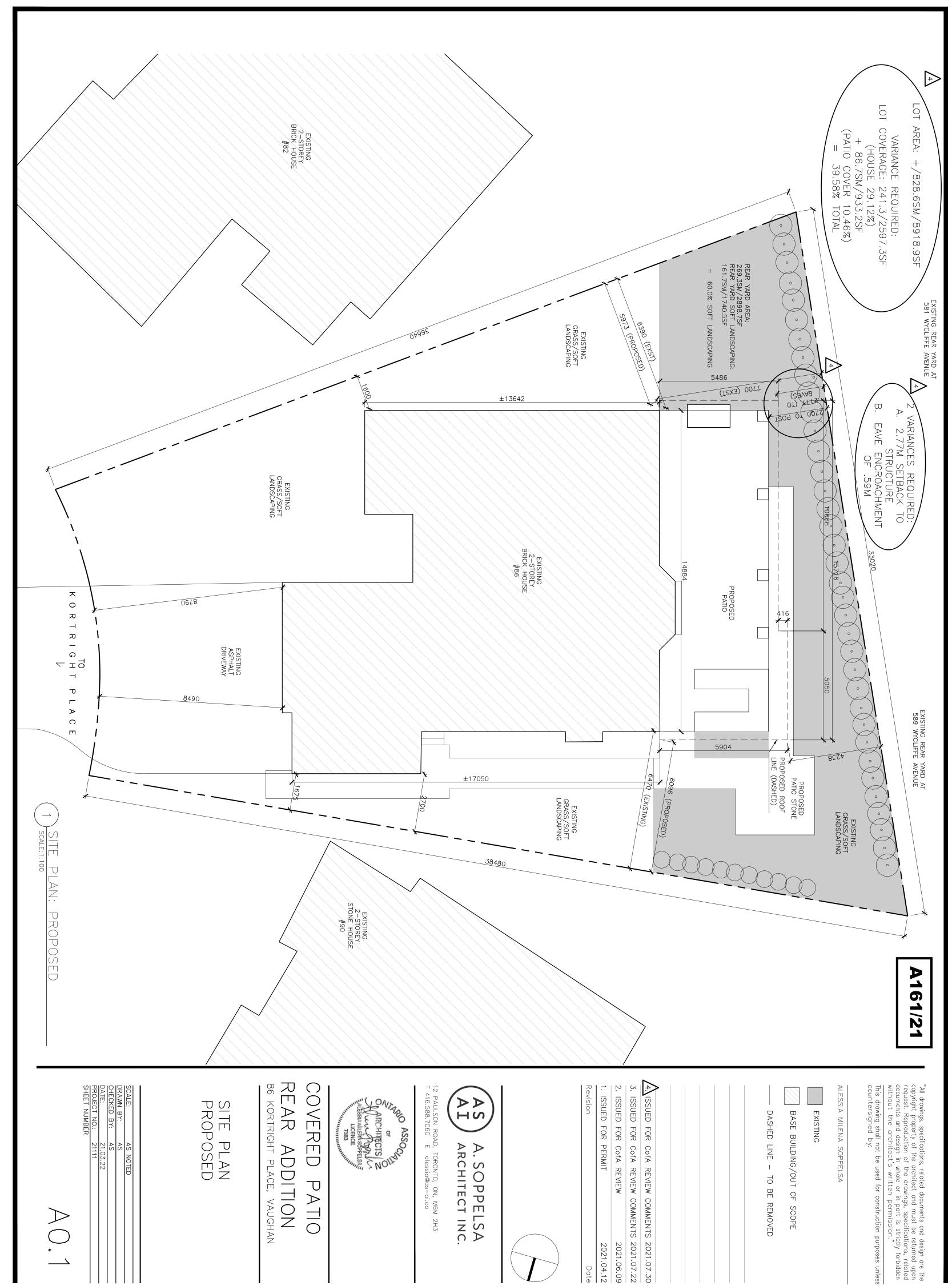
86 KORTRIGHT PLACE, WOODBRIDGE

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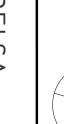


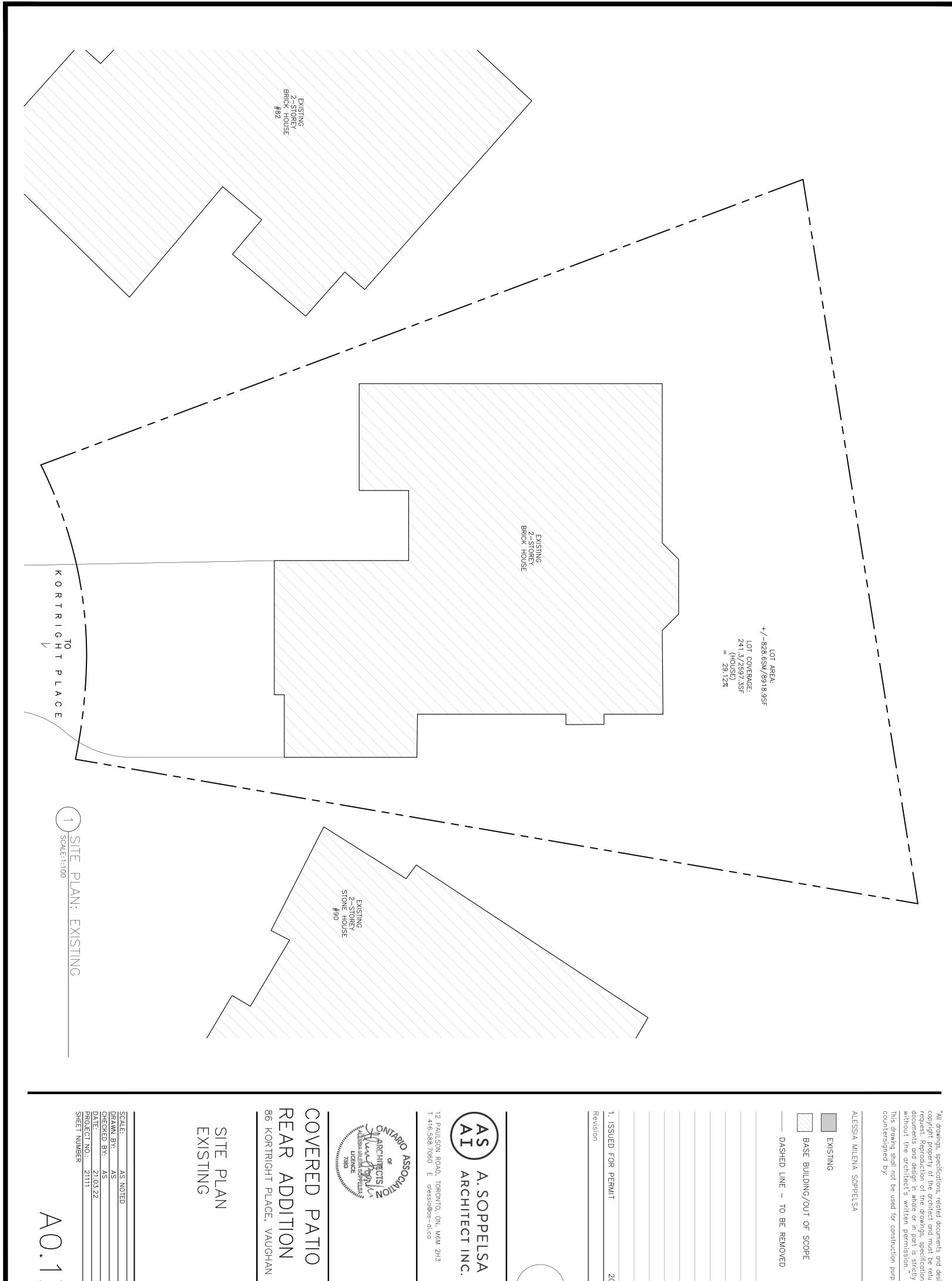
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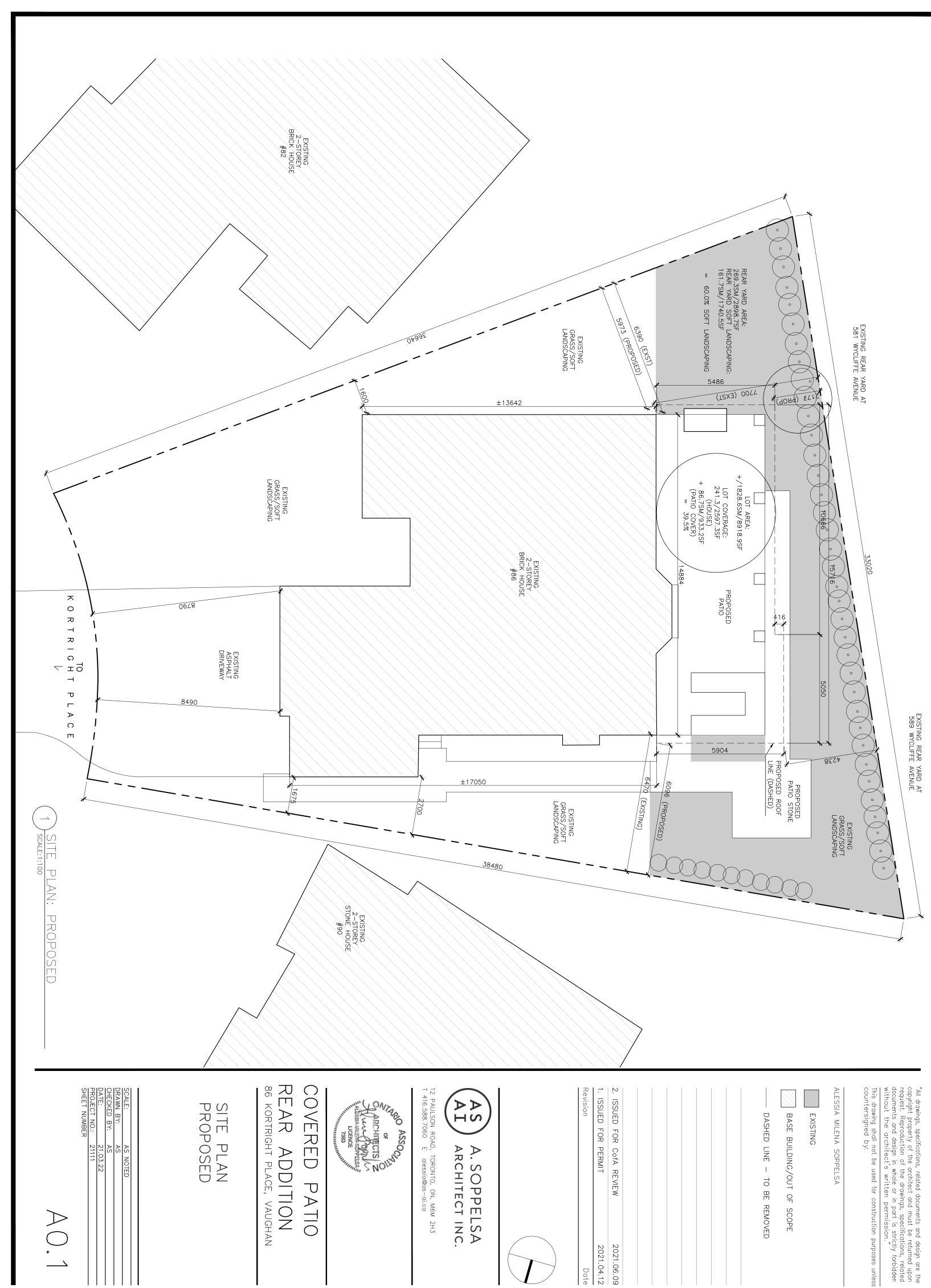
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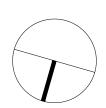
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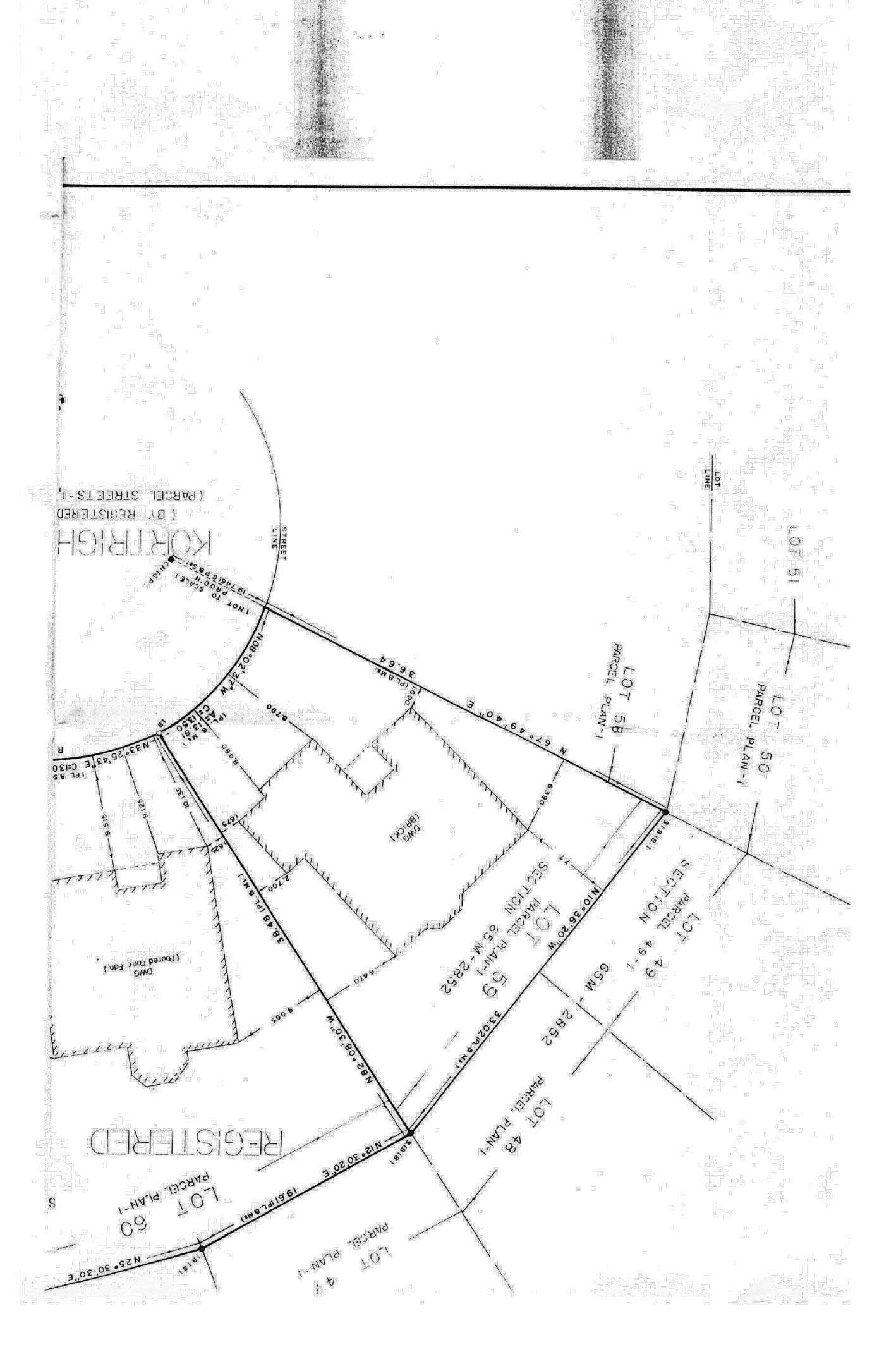
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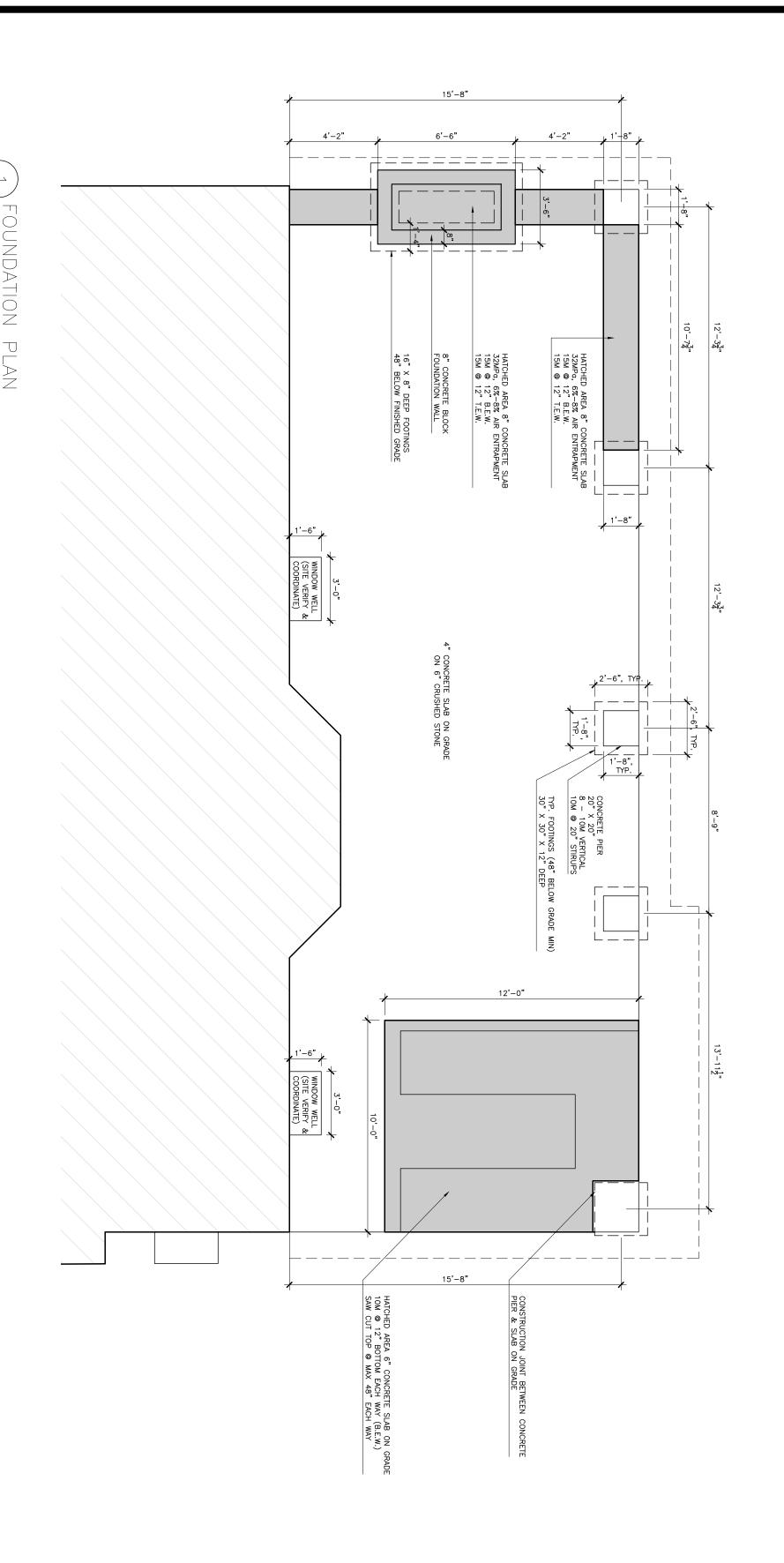
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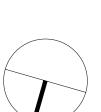
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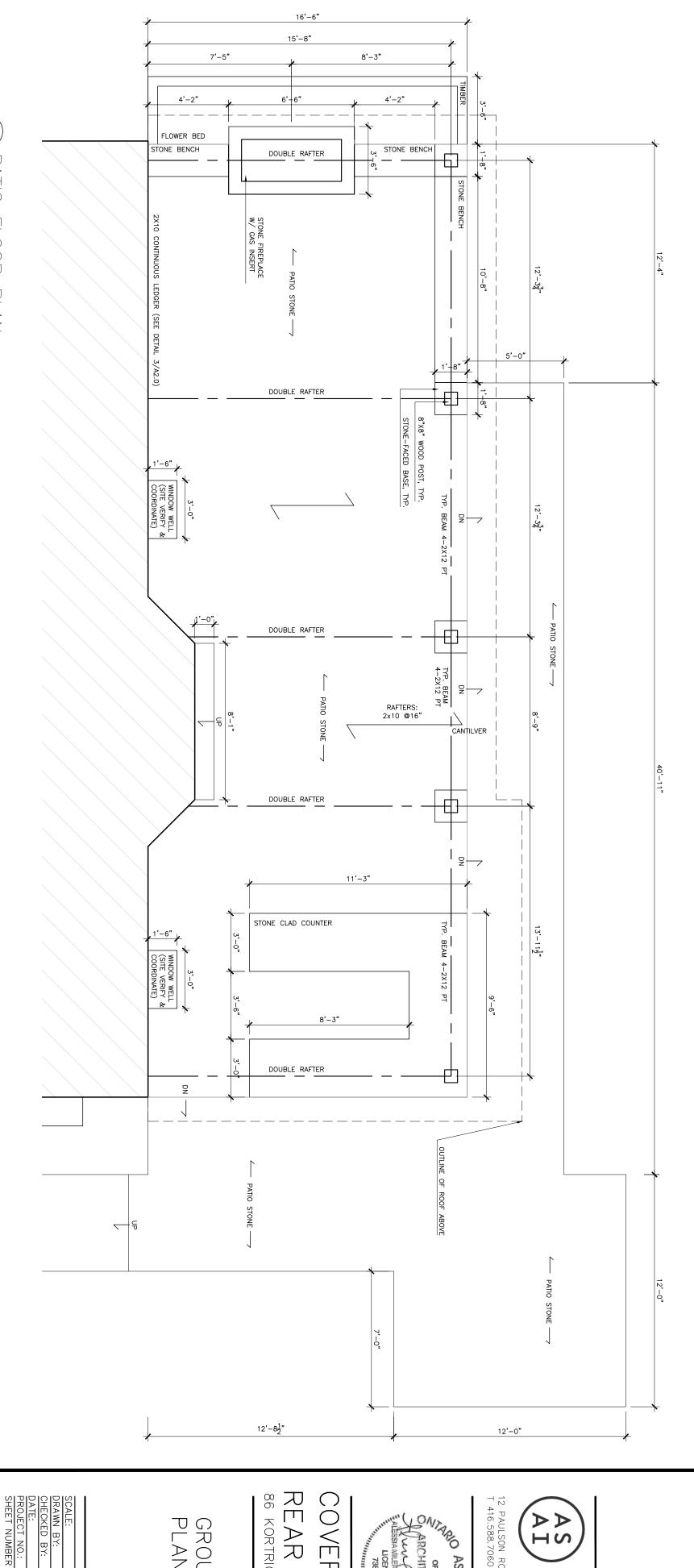
12 PAULSON ROAD, TORONTO, ON, M6M 2H3 T 416.588.7060 E alessia@as-ai.ca





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86 KORTRIGHT PLACE, VAUGHAN COVERED PATIO

FOUNDATION PLAN



ALESSIA
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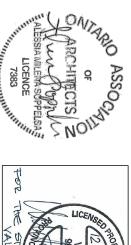
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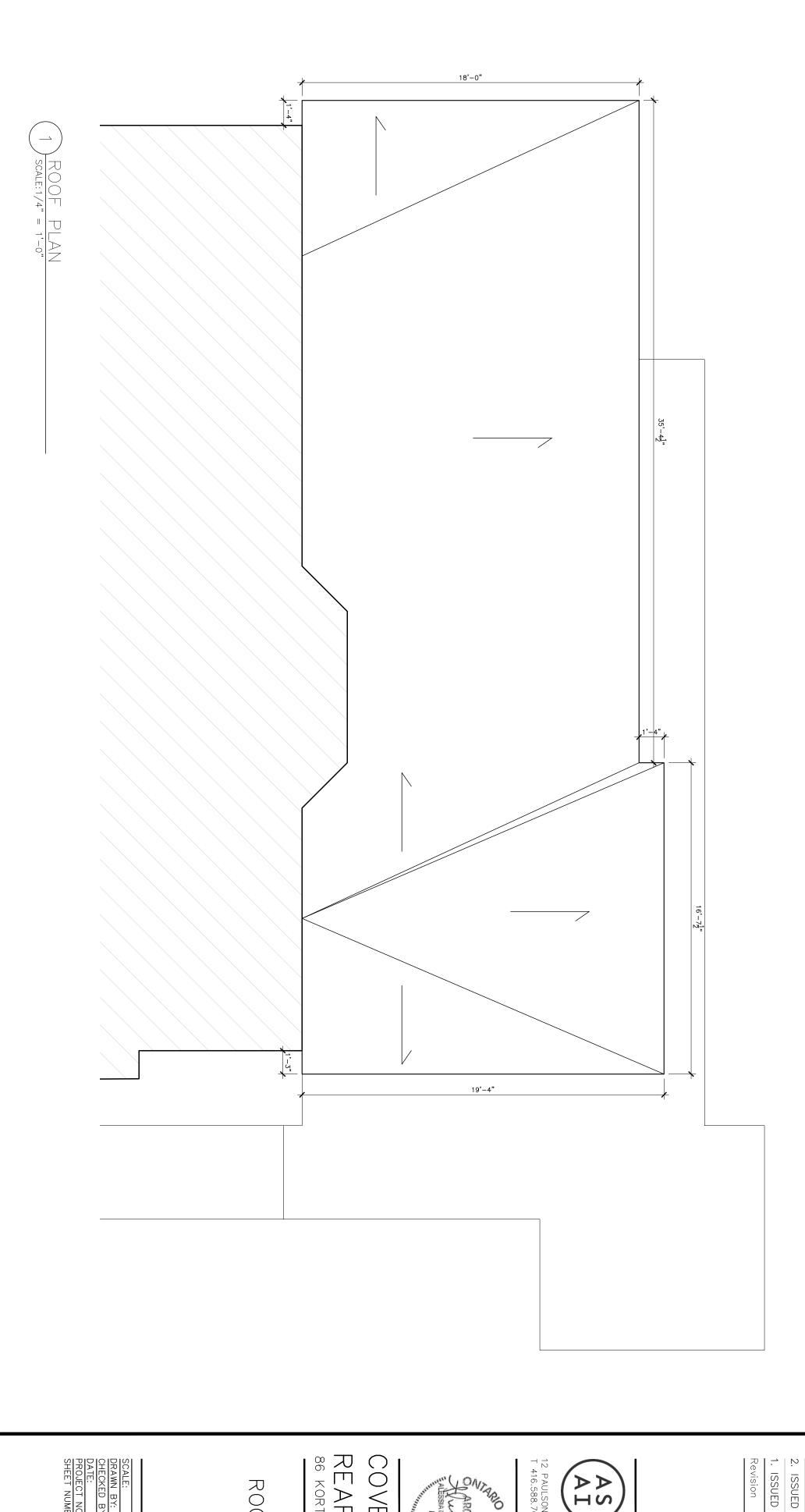


COVERED PATIO

REAR ADDITION
86 KORTRIGHT PLACE, VAUGHAN

GROUND FLOOR PLAN

SCALE:	AS NOTED
DRAWN BY:	AS
CHECKED BY:	AS
DATE:	21.03.22
PROJECT NO .:	21111
SHEET NUMBER	



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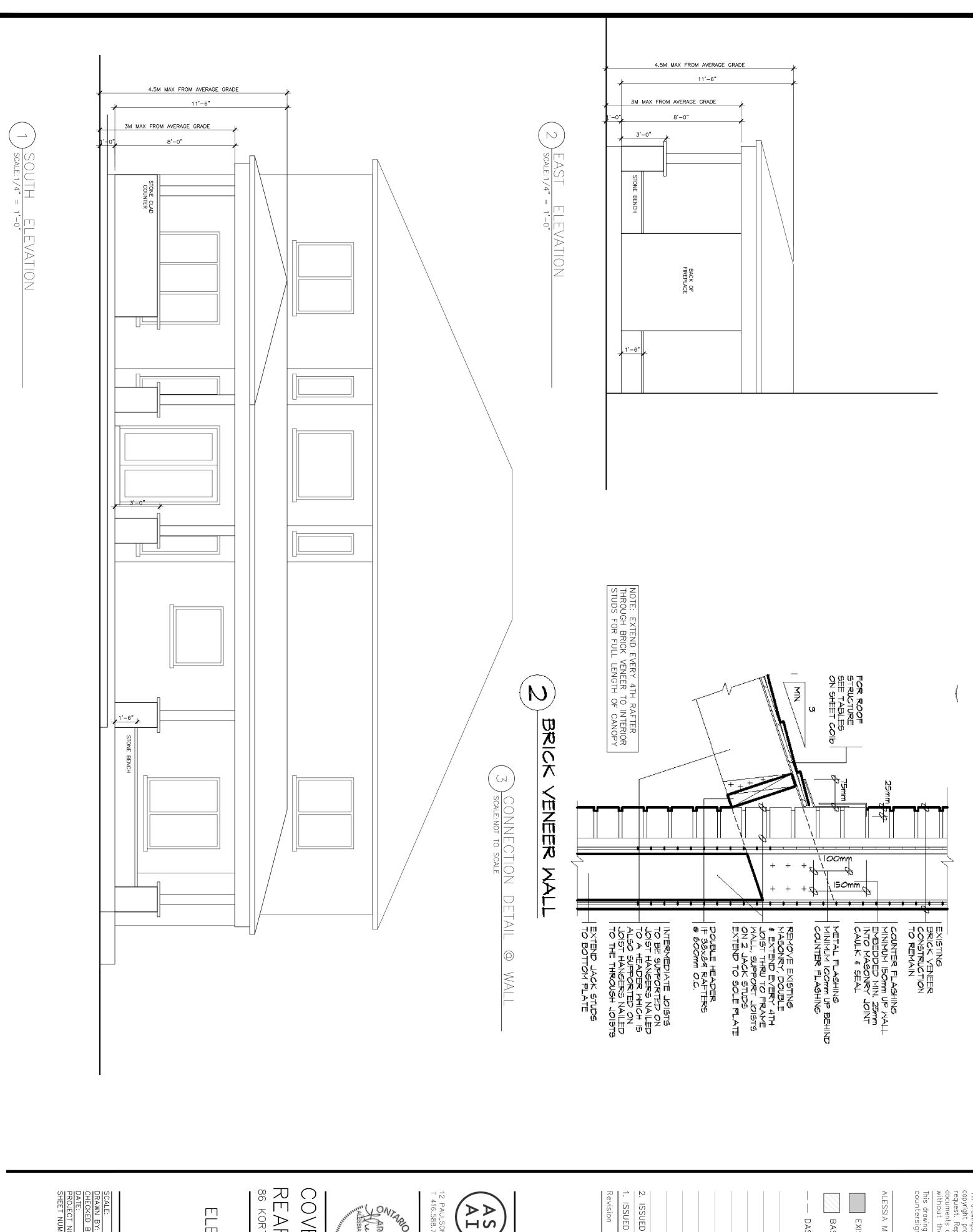
A. SOPPELSA ARCHITECT INC.

12 PAULSON ROAD, TORONTO, ON, M6M 2H3 T 416.588.7060 E alessia@as-ai.ca



REAR ADDITION
86 KORTRIGHT PLACE, VAUGHAN COVERED PATIO

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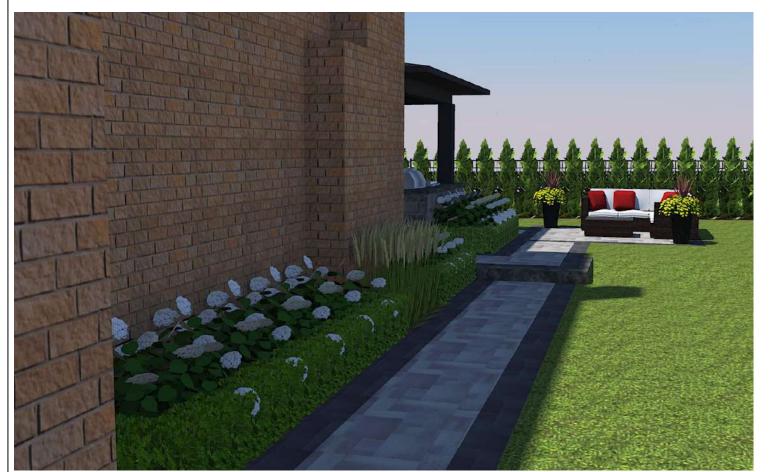




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ELEVATIONS



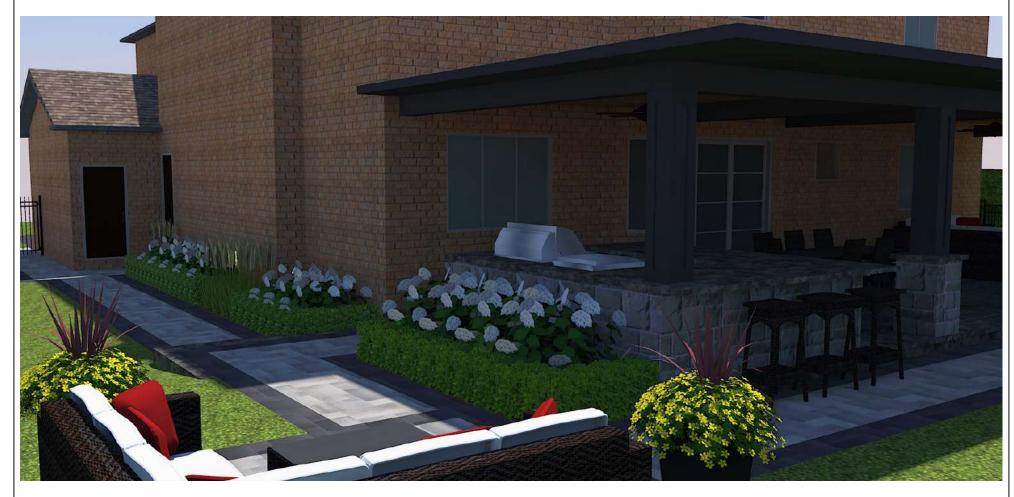
NOTES
ALL DRAWINGS ARE ARTISTS IMPRESSIONS. ALL
MATERIALS (STONE, PAVERS, FURNITURE,
ACCESSORIES, PLANTINGS, ARCHITECTURAL
FINISHINGS, ETC;) ARE CONCEPTUAL
REPRESENTATIONS AND MAY NOT REFLECT THE
EXACT DESIGN INTENT.

3D RENDERINGS

CLIENT: ANTOLINI RESIDENCE ADDRESS: 89 KORTRIGHT PLACE, VAUGHAN DATE: DECEMBER 8, 2020 DRAWN BY: NICOLE PORCO





















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 - No concerns or objections TRCA – No concerns or objections



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

Pravina Attwala

Subject: FW: REQUEST FOR COMMENTS - A161/21 (86 KORTRIGHT PLACE)

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

Sent: August-03-21 4:46 PM

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

Subject: [External] RE: REQUEST FOR COMMENTS - A161/21 (86 KORTRIGHT PLACE)

Good afternoon,

As the property at 86 Kortright Place is outside of MTO permit control, 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 7th Floor, Building D I Downsview, Ontario I M3M 0B7

Phone: 437-533-9427 Colin.Mulrenin@ontario.ca

Pravina Attwala

Subject: FW: REQUEST FOR COMMENTS - A161/21 (86 KORTRIGHT PLACE)

From: York Plan <yorkplan@trca.ca>

Sent: August-03-21 8:47 AM

To: Pravina Attwala < Pravina. Attwala@vaughan.ca > **Cc:** Hamedeh Razavi < Hamedeh. Razavi@trca.ca >

Subject: [External] RE: REQUEST FOR COMMENTS - A161/21 (86 KORTRIGHT PLACE)

TRCA has no concerns with regard to the above noted application.

Should further clarification be required, please contact the undersigned at your earliest convenience.

Mark Howard, BES, MLA, MCIP, RPP

Senior Planner – Vaughan Review Area Development Planning and Permits | Development and Engineering Services Toronto and Region Conservation Authority (TRCA)

T: (416) 661-6600 ext 5269 E: mark.howard@trca.ca

A: 101 Exchange Avenue, Vaughan, ON, L4K 5R6 | trca.ca



Pravina Attwala

Subject: FW: REQUEST FOR COMMENTS - A161/21 (86 KORTRIGHT PLACE)

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

Sent: August-13-21 10:27 AM

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

Subject: [External] RE: REQUEST FOR COMMENTS - A161/21 (86 KORTRIGHT PLACE)

Good morning 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 | gabrielle.hurst@york.ca | www.york.ca | <a h