



PLANNING PARTNERS INC.

KLM File: P-2953

COMMUNICATION C35

ITEM NO. 9

COMMITTEE OF THE WHOLE (2)

October 13, 2021

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October 12, 2021

c/o Todd Coles, City Clerk
City of Vaughan
City Clerk's Department
Vaughan City Hall
2141 Major Mackenzie Dr W
Vaughan, ON
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Attention: Todd Coles, City Clerk and Honourable Mayor & Members of Vaughan Council

**Re: Committee of the Whole (2) – October 13, 2021
Agenda Item # 9 – City-wide Comprehensive Zoning By-law
The Corporation of the City of Vaughan
Cal-Crown Homes (Three) Inc.
City Files: 19T-18V007 & Z.18.016
Legal Description: Block 203, Plan 65M-4361, City of Vaughan, Regional Municipality of York**

Dear City Clerk and Honourable Mayor & Members of Vaughan Council,

KLM Planning Partners is pleased to submit the following on behalf of our client, Cal-Crown Homes (Three) Inc. c/o Caliber Homes with respect to the above noted lands (the "**Subject Lands**"). We have reviewed the Committee of the Whole Report and recommendation with respect to the above noted agenda item and we are concerned with how the proposed City-wide Comprehensive Zoning By-law (the "**CZBL**") may impact the Subject Lands.

We submitted our concerns in our letter to Committee of the Whole dated June 7, 2021 and at its meeting on June 8, 2021, Committee provided direction to staff to address all site specific concerns raised. Despite this and City staff's comment response matrix indicating the issues raised have been resolved, we have had no communication with staff in this regard.

Our client has an approved implementing zoning by-law amendment and approved draft plan of subdivision which is not fully registered and not all building permits have been obtained. Our client has relied on By-law 1-88, as amended in designing, marketing and the sale of dwellings. The zoning By-law amendment application for the Subject Lands which amends the provisions of By-law 1-88 conforms to the Vaughan Official Plan 2010, represent good planning and was approved by Vaughan Council. We are not satisfied that the new provisions will allow the registration and issuance of building permits for these lots as permitted by By-law 1-88, as amended.

With respect to the Exception Zones section of the CZBL, we do not feel it is appropriate that the exceptions that were originally intended to amend the provisions of By-law 1-88, be applied to the new

zone requirements of the CZBL which has different Zones, General Provisions, Zone requirements and Definitions than By-law 1-88.

With respect to the Transition clauses of the CZBL, we do not believe the provisions will ensure draft approved plans of subdivision that have not been registered, in part or in whole, and where all building permits have not been obtained will be exempt, allowing the existing approved implementing zoning by-laws to govern. Therefore, our fundamental concern is that we fail to see how the transition provisions of Section 1.6 will ensure building permits for the Subject Lands will be processed under By-law 1-88 as the approved instruments originally intended.

In light of the above, we continue to request that the Subject Lands be left out of the new CBZL so that the zoning permissions approved for the Subject Lands and intended to implement the proposed development, are not impacted. Alternatively, we would request clear site specific exceptions that would state "The CZBL shall not apply and By-law 1-88, as amended, shall continue to apply for purposes of issuing building permits where prior to the adoption of the CZBL a notice of approval has been issued by the City or decision or order has been issued by the OMB or Tribunal for a zoning by-law amendment, draft plan of subdivision and/or Site Plan Approval."

Based on the foregoing, we would respectfully request that prior to adoption of the CZBL that the matter be deferred so that we may resolve our concerns with staff. In addition, we request further notice of future Committee or Council meetings and future notice of adoption of the CZBL.

Should you have any questions, please do not hesitate to contact the undersigned.

Yours truly,

KLM PLANNING PARTNERS INC.



Rob Lavecchia, B.U.R.Pl.
SENIOR PLANNER II

Cc: Haiqing Xu, Deputy City Manager, Planning & Growth Management
Brandon Correia, City of Vaughan
Danny DiMeo, Caliber Homes
Andrew Wong, Caliber Homes