

## CITY OF TORONTO

### BY-LAW No. 586-2002(OMB)

**To amend By-law No. 14402, as amended, of the former City of Scarborough, being a Community By-law to implement the Official Plan of the City of Scarborough with respect to certain lands in Malvern Community as it applies to 5739-5745 Finch Avenue East.**

WHEREAS the Ontario Municipal Board has, pursuant to its Decision/Order No. 1797 issued September 30, 1999, upon hearing an appeal under Section 34(11) of the *Planning Act* R.S.O. 1990 c.P. 13, as amended, deemed it advisable to amend By-law No. 14402 of the former City of Scarborough being, a Community By-law to implement the Official Plan of the City of Scarborough with respect to certain lands in the Community of Malvern, as it applies to 5739-5745 Finch Avenue East;

THEREFORE, pursuant to Section 34(11) of the *Planning Act*, the Ontario Municipal Board determines as follows:

1. Schedule "A" of By-law No. 14402 of the former City of Scarborough is amended with respect to the land outlined on Schedule '1' attached hereto by adding Performance Standard Number 664, so that the amended zoning shall read as follows:

NC - 103 - 108 - 206 - 301 - 416 - 664

2. Schedule "B" of the said By-law No. 14402, **PERFORMANCE STANDARD CHART** is amended by adding the following Performance Standards:

664. Minimum driveway width shall be 5.8 metres for two-way traffic.

3. Schedule "C" of the said By-law No. 14402, **EXCEPTIONS LIST**, is amended by deleting the contents of Exception Number 6 in its entirety including, for clarity, Sub-sections 6.1 (a), (b) and (c) and 6.2, and replacing it as follows:

6. On those lands identified as Exception 6 on the accompanying Schedule "C" map, the following provisions shall apply:

Only the following uses are permitted:

- **Day Nurseries**
- Financial Institutions Laundromats
- Laundry and Dry Cleaning Pick-ups
- Offices
- Personal Service Shops
- Sale of drugs, cosmetics, pharmaceuticals and tobaccos
- Sale of household hardware
- Sale of foods and soft drinks for consumption off the premises  
(No food store is to exceed 465 m<sup>2</sup> external dimensions)

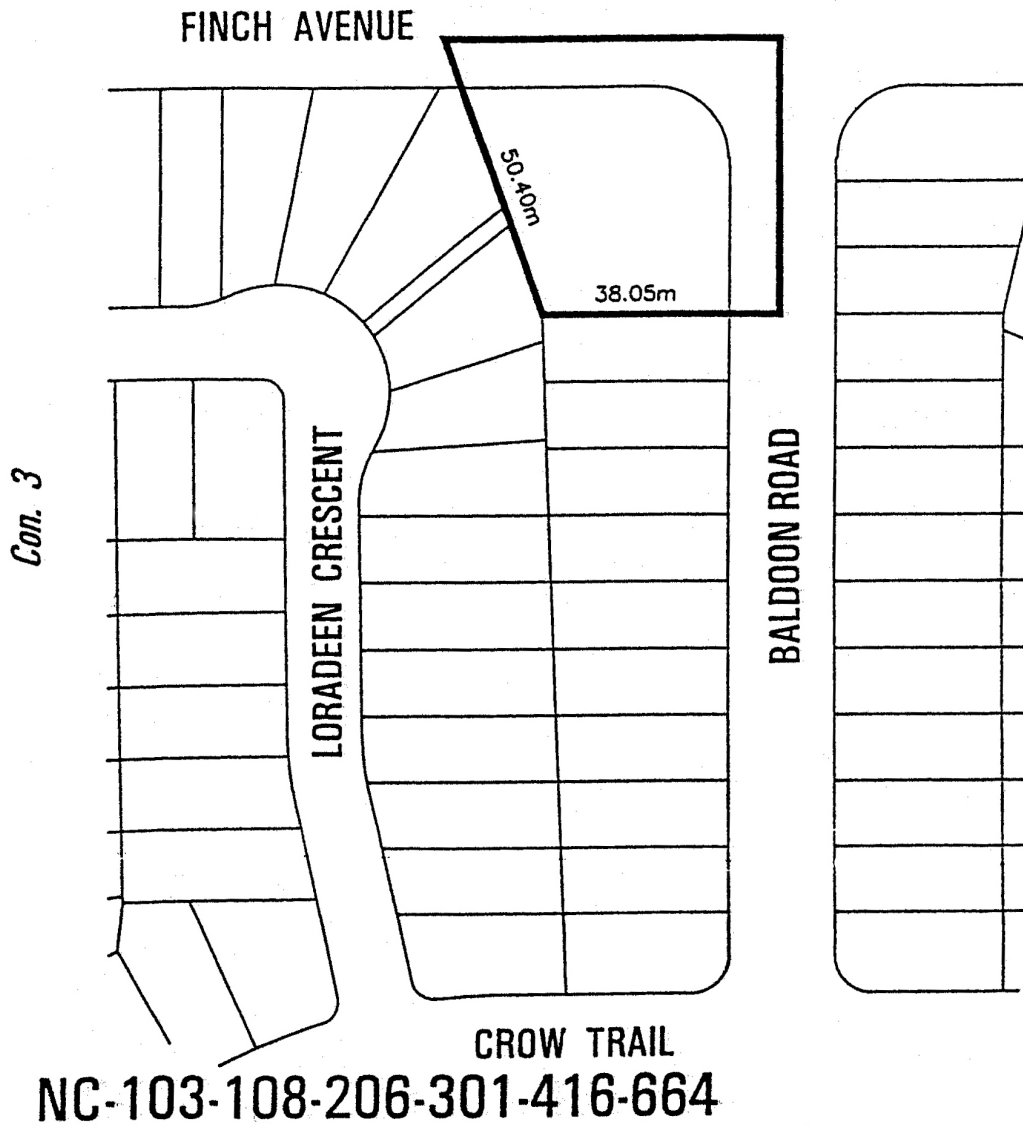
PURSUANT TO ORDER NO. 0623 OF THE ONTARIO MUNICIPAL BOARD ISSUED ON MAY 21, 2002 IN BOARD FILE NO. PL980734.

CASE NO. PL980734

Schedule '1'

TO THE ORDER OF THE ONTARIO MUNICIPAL BOARD AMENDING FORMER CITY OF SCARBOROUGH BY-LAW No. 14402 THE MALVERN COMMUNITY ZONING BY-LAW

Lot 15



NC-103-108-206-301-416-664



Zoning By-Law Amendment

5739-5745 Finch Avenue

File # Z97061, S97152



Area Affected By This By-Law

By Order of the The Ontario Municipal Board  
Date: September 30, 1999  
Order Number 1797

Not to Scale  
Malvern Community By-law  
Extracted 2/3/00 - BP  
Job No. Z97061