

**57 & 59 Elm Grove Avenue
Official Plan and Zoning By-law Amendment
Applications
Final Report**

Date:	June 11, 2007
To:	Toronto and East York Community Council
From:	Director, Community Planning, Toronto and East York District
Wards:	Ward 14 – Parkdale-High Park
Reference Number:	File Nos., 06-192138 STE OZ, 07-223159 STE 14 OZ

SUMMARY

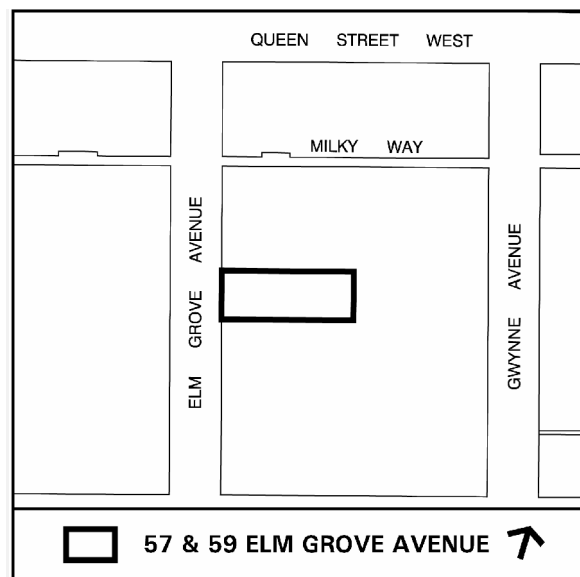
An application has been submitted to permit a total of 9 units, on the lot at 57 and 59 Elm Grove Avenue: one pair of semi-detached dwellings and an existing semi-detached dwelling will front on Elm Grove Avenue; and a two-storey rowplex to the rear of the lot will contain six units.

This report reviews and recommends approval of the applications to amend the Official Plan and the Zoning By-law.

RECOMMENDATIONS

The City Planning Division recommends that:

1. City Council amend the Official Plan substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 9;
2. City Council amend the Zoning By-law 438-86 for the former City of



- Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 10;
3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and draft Zoning By-law Amendment as may be required;
 4. Before introducing the necessary Bills to City Council for enactment, require the owner to:
 - (i) enter into a Site Plan Agreement under Section 41 of the Planning Act which shall address; landscape treatment, parking, lighting, garbage storage and location requirements set out by the Chief Planner in this report; and
 - (ii) provide written confirmation from the owner to Community Planning that it is agreeable to registering 57 and 59 Elm Grove Avenue as one standard condominium corporation.

Financial Impact

The recommendations in this report have no financial impact.

ISSUE BACKGROUND

Proposal

The application proposes to permit the following: maintain a semi-detached dwelling at 57 Elm Grove Avenue; develop a pair of semi-detached dwellings fronting on Elm Grove Avenue; and develop a two-storey rowplex containing 6 units at the rear of the site for a total of 9 units. The proposal is to access the units from a driveway from Elm Grove Avenue, similar to the existing condition.

The three-storey semi-detached dwelling units that front onto Elm Grove Avenue will each have three bedrooms and 2 private garages. The rowplex will contain six one-bedroom units with six parking spaces at grade. The existing semi-detached dwelling currently does not have parking and that condition will remain.

The proposed density is 1.07 times the area of the lot. The following heights proposed are: the semi-detached dwelling of 9.9 metres, the proposed height of the rowplex at the rear of the site at 7.86 metres while the existing semi-detached dwelling will remain at 7.6 metres.

Site and Surrounding Area

The site is located south of Queen Street West, two blocks west of Dufferin Street. It is 1097.97 square metres in size, and is currently occupied by a two-storey commercial/industrial building with a detached industrial building at the rear of the

property. The existing structures are proposed to be demolished. The semi-detached dwelling at 57 Elm Grove Avenue will remain.

The site is surrounded by the following uses:

North: The site immediately to the north is 61 Elm Grove Avenue which contains a semi-detached building on Elm Grove Avenue and a two-storey office building at the rear of the property. Sixty-three Elm Grove Avenue contains a two-storey residential building.

South: South of the site are two-to-three storey semi-detached dwelling and rowhouses.

East: East of the site are two-to-three storey semi-detached and rowhouses.

West: West of the site are two-to-three storey semi-detached and rowhouses.

Provincial Policy Statement and Provincial Plans

The Provincial Policy Statement (PPS) provides policy direction on matters of provincial interest related to land use planning and development. The PPS sets the policy foundation for regulating the development and use of land. The key objectives include: building strong communities; wise use and management of resources; and protecting public health and safety. City Council's planning decisions are required to be consistent with the PPS.

The Growth Plan for the Greater Golden Horseshoe provides a framework for managing growth in the Greater Golden Horseshoe including: directions on where and how to grow; the provision of infrastructure to support growth; protecting natural systems; and cultivating a culture of conservation.

City Council's planning decisions are required by the Planning Act, to conform, or not conflict, with the Growth Plan for the Greater Golden Horseshoe.

Official Plan

The Official Plan designates the site as *Neighbourhoods*, which are physically stable areas made up of a variety of lower scale residential uses. As such, residential development that reinforces the character of the existing residential areas and is of a compatible scale and intensity would be considered appropriate. Furthermore, the development criteria contained in the Official Plan also require new development to have a height, massing, and scale consistent with the surrounding built form.

The Official Plan addresses the conversion of former non-residential uses in *Neighbourhoods* by providing infill criteria to integrate new development. The policies require that development in established neighbourhoods shall respect and reinforce the existing character of the neighbourhood by meeting criteria related to the size and configuration of the lots; the heights, massing, scale and dwelling types of nearby properties; and the prevailing patterns of setbacks of buildings.

It has been determined in consultation with the applicant that an Official Plan amendment is necessary. The Site Plan Approval application was made in November 2005 when the Official Plan of the former City of Toronto was in-force and prior to the adoption of the current Official Plan.

The Zoning By-law Amendment application was made in November 2006 and the Official Plan Amendment application was made in May 2007. Therefore, both of these applications fall under the current Official Plan policies.

Zoning

The subject site is zoned R2 Z1.0 by Zoning By-law 438-86, as amended. The By-law limits the residential gross floor area to 1.0 times the area of the lot and the height to 10 metres.

Site Plan Control

Site Plan Approval is required to implement the proposal. An application was submitted in November 2005, circulated to various City departments and external agencies where required and has been reviewed concurrent with the Zoning By-law Amendment application.

Reasons for Application

An application for an Official Plan Amendment has been made on the basis that under S. 4.1. with respect to infill development, the proposal is for a rear yard rowplex to be sited behind semi-detached dwellings that front onto Elm Grove Avenue.

The application proposes development for the site that does not conform to Zoning By-law 438-86, as amended. An amendment to the By-law is required in order to accommodate the proposal with regard to increased density, landscaped open space, building depth, front, side and rear yard setbacks, the size and number of parking spaces as well as a building behind a building.

Community Consultation

A community consultation meeting for the application was held on March 7, 2007. Approximately 8 members of the public attended the meeting as well as the applicant, the architect, a representative from the Ward Councillor's office and planning staff. Issues raised include; shadowing, parking, stormwater management, lighting, building setbacks, garbage and fence treatment.

Agency Circulation

The application was circulated to all appropriate agencies and City divisions. Responses received have been used to assist in evaluating the application and to formulate appropriate by-law standards.

COMMENTS

Provincial Policy Statement and Provincial Plans

The proposal is consistent with the PPS.

The proposal conforms and does not conflict with the Growth Plan for the Greater Golden Horseshoe.

Density, Built Form, Height

The density for the whole site is proposed at 1.07 times coverage which exceeds the Zoning By-law provision of 1.0 times the area of the lot. The residential densities in the surrounding area vary approximately from 0.53 to 1.15 times the lot area which reinforces the proposed density of 1.07 times coverage as compatible with the neighbourhood range in densities. Therefore proposed density of the project has been reviewed and is deemed appropriate.

The surrounding neighbourhood is low density residential neighbourhood with a mixture of single and semi-detached dwellings and industrial buildings with some buildings are sited behind buildings on a lot. The adjacent property to the north includes a building sited behind residential buildings. The proposed site is close to Queen Street West which provides another mix of buildings and uses adding to and reinforcing the varied character of the neighbourhood. No one set of architectural features dominates the area.

The proposed rear yard rowplex will be built with a 45 degree angular plane on the southern wall that commences at 4.6 metres projecting up to 7.9 metres to provide an appropriate transition from the proposed rowplex directed towards the adjacent residential property.

The Zoning By-law permits a height of 10.0 metres. The existing semi-detached dwelling at 57 Elm Grove Avenue is 7.60 metres and will remain while the proposed semi-detached dwellings at 59 Elm Grove Avenue is 9.90 metres and the proposed rowplex at the rear is 7.86 metres. Given the heights with the aforementioned dwellings, all of them will be below the maximum height permission, thereby respecting the low density residential designation in the neighbourhood.

Shadowing

City staff have reviewed the applicant's shadow study to evaluate the impact on the existing site conditions to the north, at 61 Elm Grove Avenue where a building is sited at the rear of a lot. This adjacent industrial building's current use is employment, specifically, artist's studios with no residential use. The additional shadowing does not have a significant impact. The shadows that are cast by the proposed building are acceptable.

Access, Parking

Access to the proposed site will be from Elm Grove Avenue. There will be a private laneway leading to the rowplex at the rear of the site. The proposed width of the private laneway is 5.7 metres which does not fulfill the Technical Services' required minimum of 8.0 metres. Technical Services requires a 1.7 metre minimum for a sidewalk alongside the private laneway. The proposal provides 0.95 metres on one side of the laneway.

Technical Services reviewed the parking requirements and have determined that a minimum of 9 parking spaces are required. This assessment includes the pair of semi-detached units, the rowplex and the existing semi-detached unit. The proposal provides a total of 8 parking spaces, one less than the requirement. Two parking spaces will be provided in private garages at the rear of the proposed semi-detached and 6 spaces will be at grade in conjunction with the rowplex. No parking will be provided for the existing building at 57 Elm Grove Avenue. The proposal offers good accessibility to public transit since it is walking distance to both the Queen Street West and King Street West transit services. On street parking is also available for visitor parking.

Servicing

Technical Services have reviewed the application with respect to the proposed garbage storage and location and in accordance with the Development Infrastructure Performance Standards (DIPS). The proposal does not provide a garbage location while Technical Services requires adequate space for garbage storage. The proposal is for a single set out point on the public boulevard as the garbage pick-up location while Technical Services requires curbside collection along the laneway and a hammerhead for turning the garbage truck.

This application does not fulfill the DIPS requirement for a private road. The proposed pavement width for the laneway is 5.7 metres while DIPS requires 8.0 metres. The proposed sidewalk width is 0.95 metres, not raised and on one side while DIPS requires 1.7 metres.

With respect to tree planting, the proposal is for a 0.9 metre landscaped strip along both sides of the laneway. DIPS requires at least 1 tree for every 8 metres of frontage, with 15 m² of soil per tree and soil sharing between trees, intended to line the mews as street trees.

Although the project does not meet all the city's new DIPS requirements the property is a small development that will meet its own access and servicing requirements. Toronto Fire has approved the project configuration.

Landscape Open Space

The proposed application is required to provide a minimum landscape open space of 30% for the entire site. The existing site has an 8% landscape open space which will be maintained. The proposed development would increase the landscape open space to 12%. The proposed amenity space is deemed reasonable considering that each new unit

will be provided with either: rooftop balcony deck amenity space or balcony which is not included in the 8% landscape open space.

Tenure

Planning staff is not in support of a freehold, common element, or stratified tenure for the proposed project. Rather, because of Official Plan policy with respect to the lot size and configuration, the final tenure for the development should be a standard condominium corporation for the existing semi-detached and the 8 proposed units. The proposal has been revised and recommended for approval based on that ultimate tenure.

With respect to the retention of the semi-detached dwelling at 57 Elm Grove Avenue as part of the proposed site, the applicant has requested to sever the lot from between 57 Elm Grove Avenue and 59 Elm Grove Avenue. Planning staff have refused this request and continue to regard the site as one entire site comprised of all the proposed dwellings.

Development Charges

It is estimated that the development charges for this project will be \$49,728.00. This is an estimate. The actual charge is assessed and collected upon issuance of the building permit.

Conclusions

The application has been carefully considered on the basis of its compatibility with the surrounding neighbourhood. Consideration has been given to the lot configuration and to a detailed assessment of the fit of the development into the neighbourhood. Given the varied context and adjacent building to the rear of the property to the north, City Planning staff recommend approval of the proposed Official Plan and Zoning By-law Amendment.

CONTACT

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Fax No. 416-392-1330
E-mail: lmacdon1@toronto.ca

SIGNATURE

Gary Wright, Director
Community Planning, Toronto and East York District

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ATTACHMENTS

Attachment 1: Site Plan

Attachment 2: Elevations – Front Building

Attachment 3: Elevations – Front Building

Attachment 4: Elevations – Rear Building

Attachment 5: Elevations – Rear Building

Attachment 6: Zoning

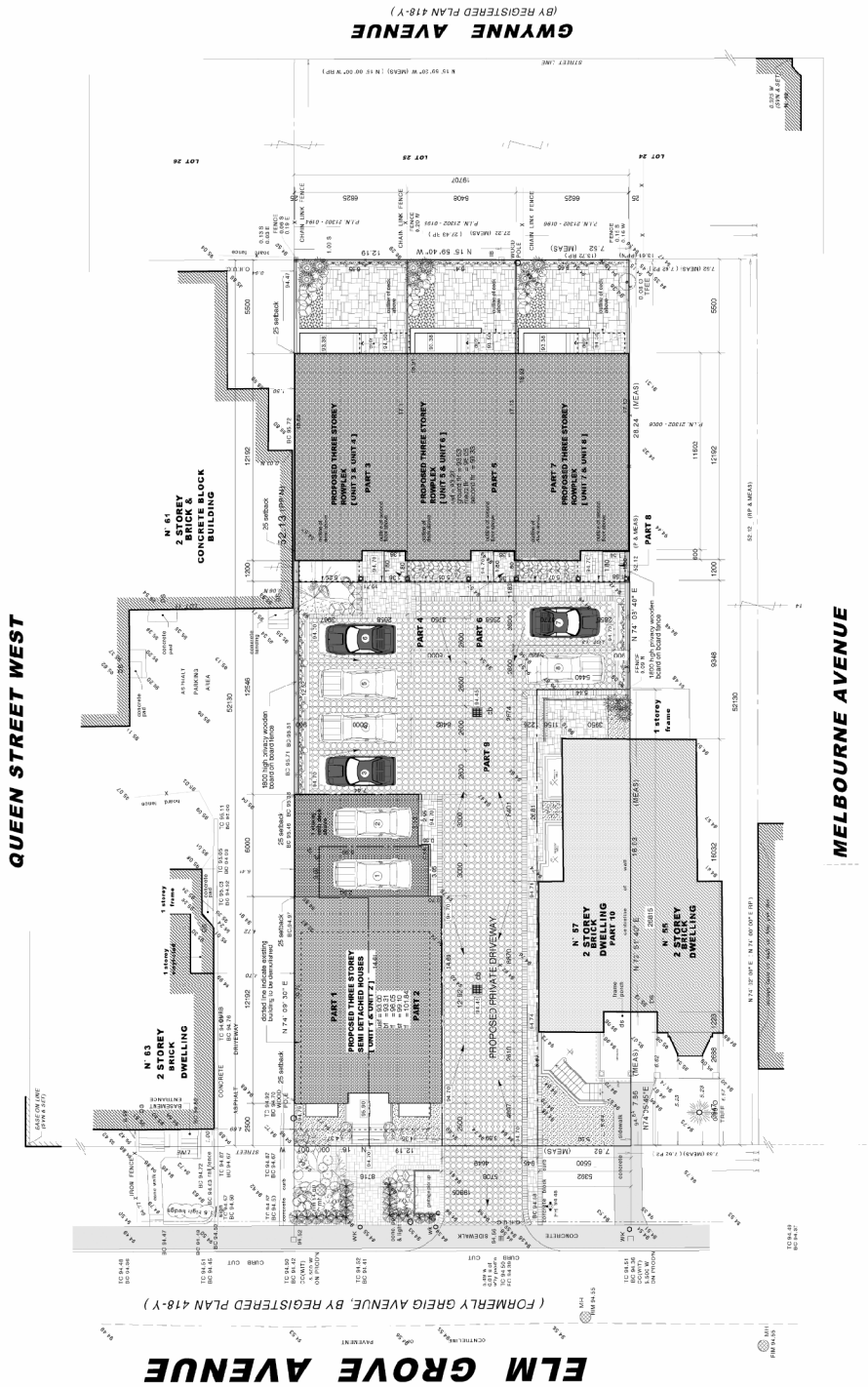
Attachment 7: Official Plan

Attachment 8: Application Data Sheet

Attachment 9: Draft Official Plan Amendment

Attachment 10: Draft Zoning By-law Amendment

Attachment 1: Site Plan



57 & 59 Elm Grove Avenue

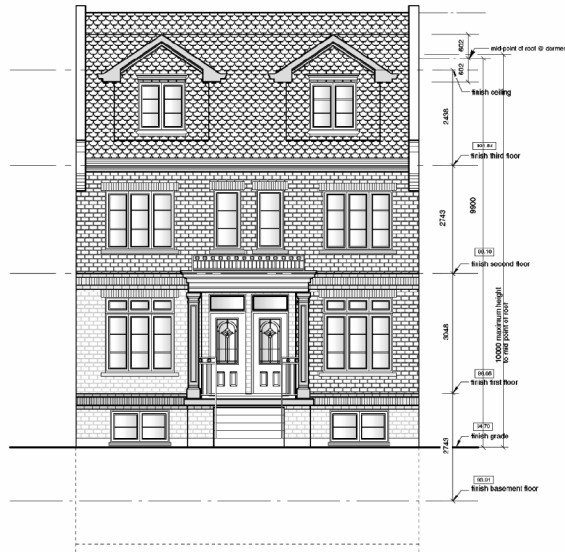
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Site Plan
Applicant's Submitted Drawing

Not to Scale
01/19/07



Attachment 2: Elevations – Front Building



FRONT ELEVATION



RIGHT SIDE ELEVATION

Elevations - Front Building

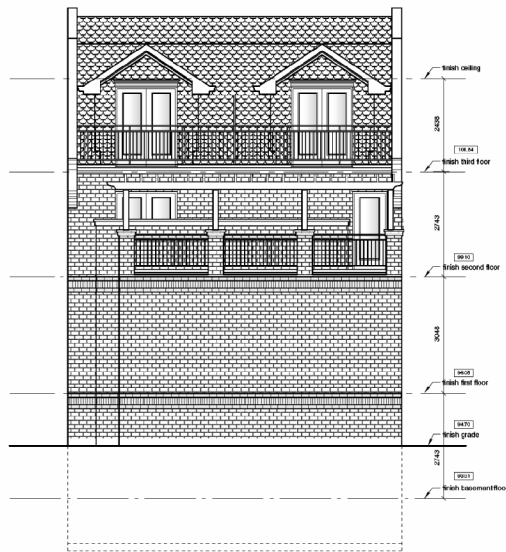
Applicant's Submitted Drawing

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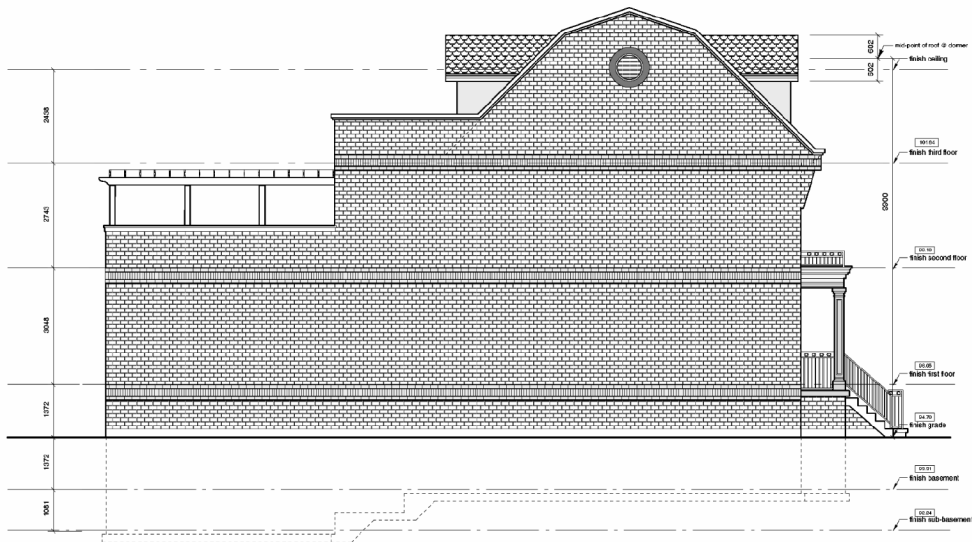
57 & 59 Elm Grove Avenue

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Attachment 3: Elevations – Front Building



REAR ELEVATION



LEFT SIDE ELEVATION

Elevations - Front Building

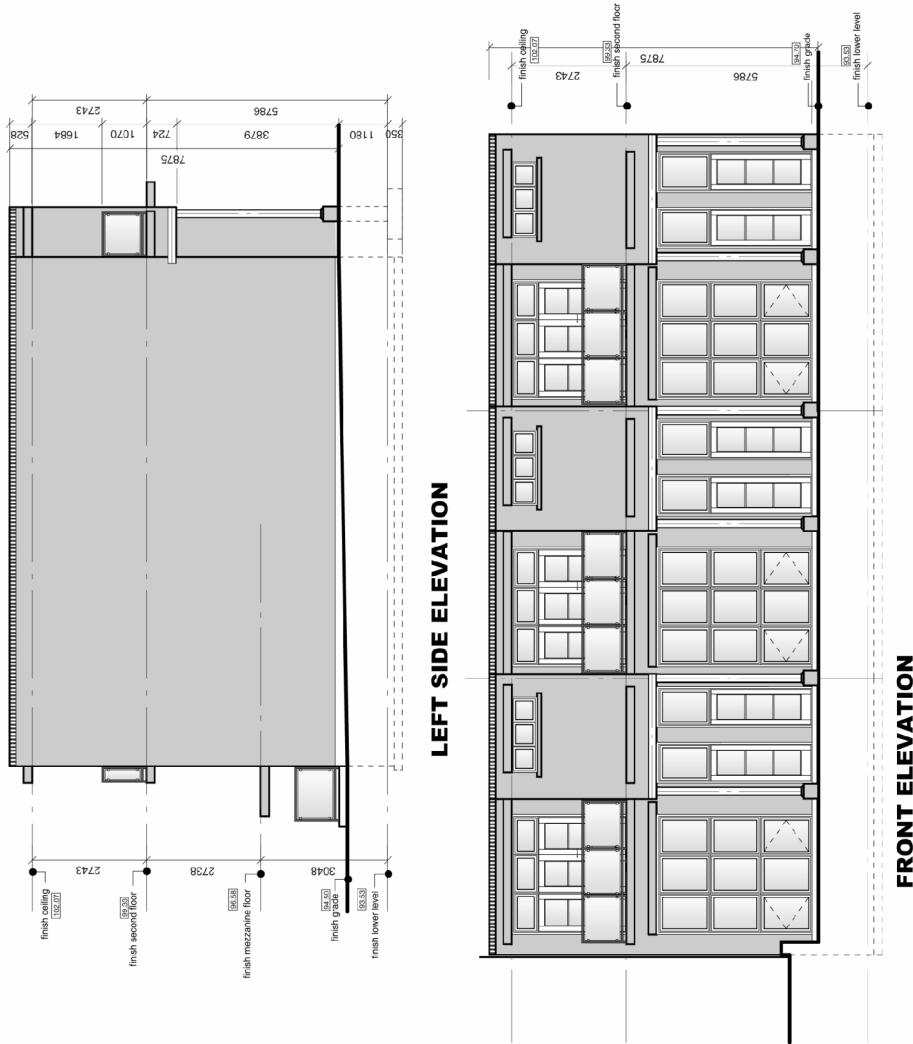
Applicant's Submitted Drawing

Not to Scale
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57 & 59 Elm Grove Avenue

File # 06_192138

Attachment 4: Elevations – Rear Building



57 & 59 Elm Grove Avenue

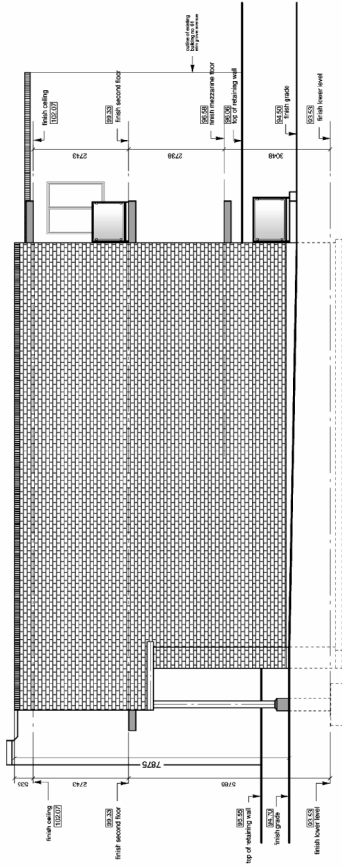
Elevations - Rear Building

Applicant's Submitted Drawing

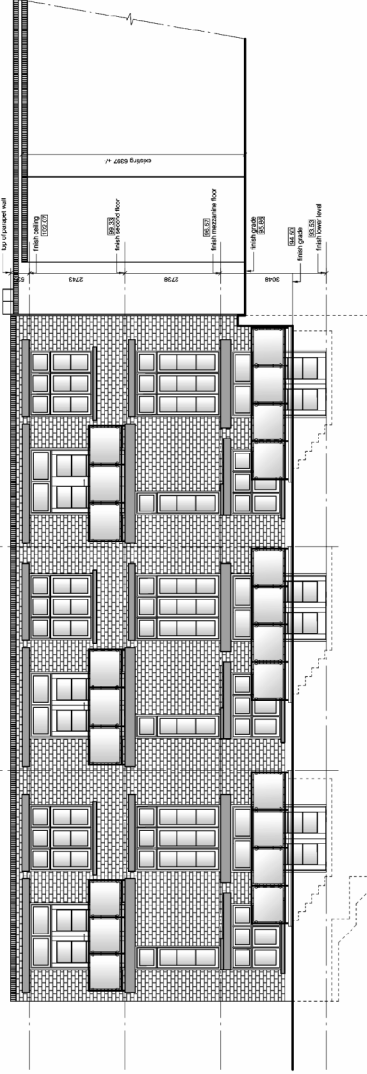
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File # 06_192138

Attachment 5: Elevations – Rear Building



RIGHT SIDE ELEVATION



REAR ELEVATION

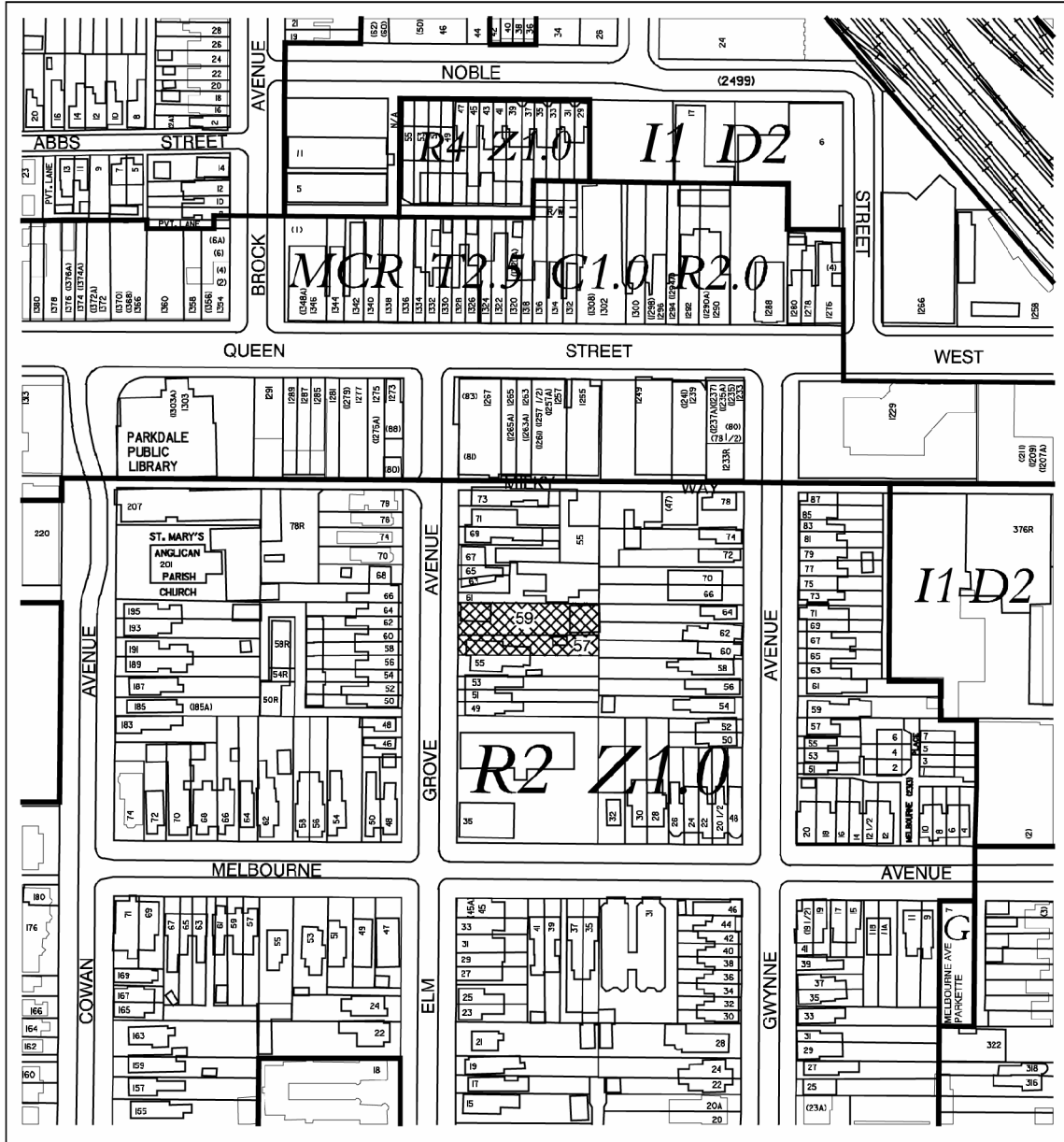
Elevations - Rear Building
 Applicant's Submitted Drawing

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 01/19/07

57 & 59 Elm Grove Avenue

File # 06_192138

Attachment 6: Zoning



57 & 59 Elm Grove Avenue

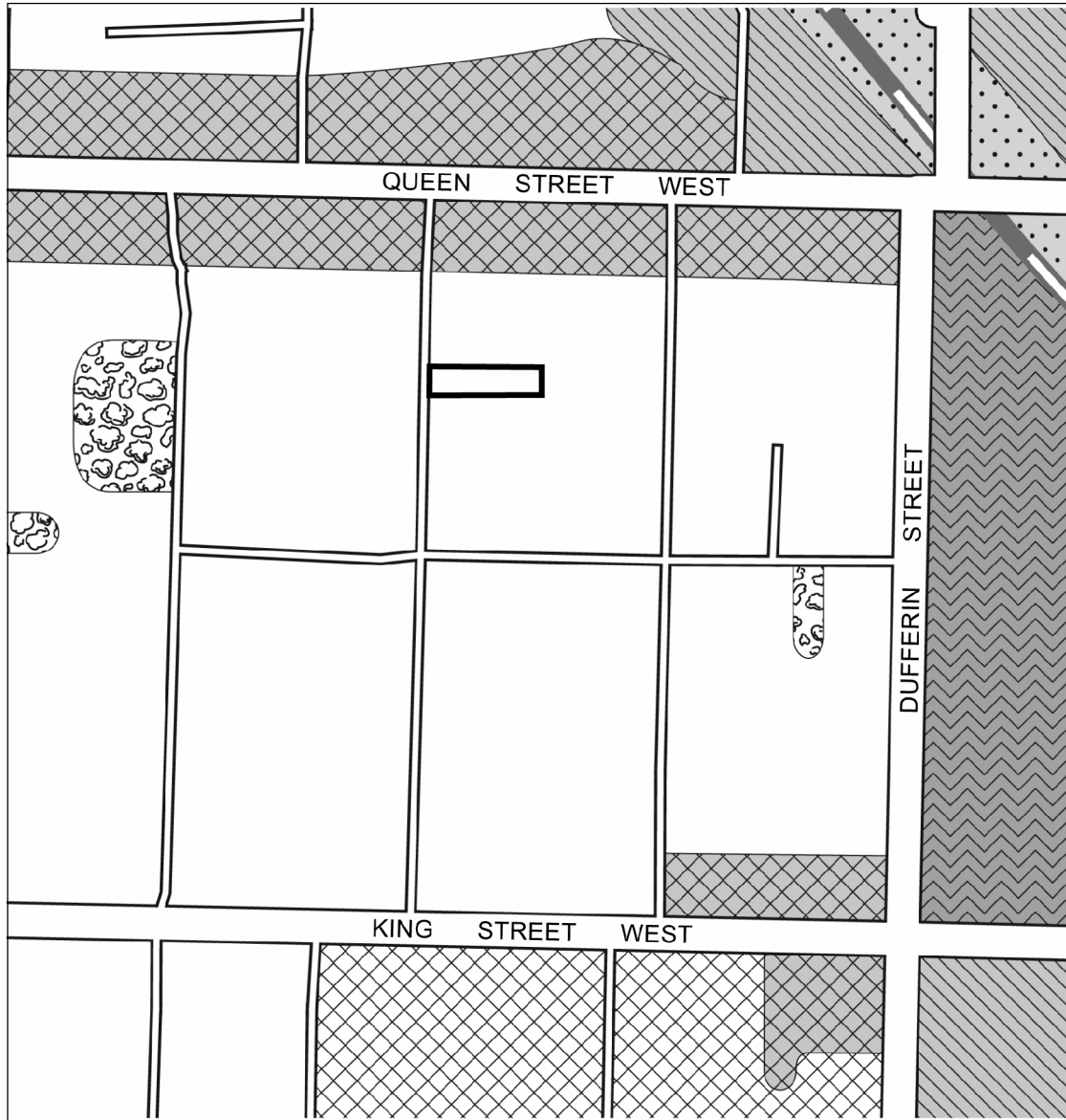
File # 06_192138

- G Parks District
- R2 Residential District
- R4 Residential District
- MCR Mixed-Use District
- I1 Industrial District



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Zoning By-law 438-86 as amended
Extracted 06/01/07 - DR

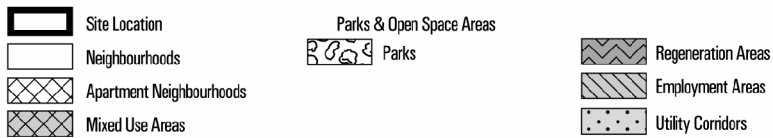
Attachment 7: Official Plan



TORONTO City Planning
Official Plan

57 & 59 Elm Grove Avenue

File # 06_192138



Not to Scale
 06/01/07

Attachment 8: Application Data Sheet

Application Type	Rezoning	Application Number:	06-192138 STE 14 OZ/07-223159 STE 14 OZ
Details	Rezoning, Standard	Application Date:	November 17, 2006
Municipal Address:	57 & 59 ELM GROVE AVE, TORONTO ON		
Location Description:	PL 418 BLK B PT LT12 **GRID S1406		
Project Description:	Proposed are a the following: one pair of semi-detached dwellings fronting on 59 Elm Grove Avenue; an existing semi-detached dwelling on 57 Elm Grove Avenue; and a two-storey rowplex to the rear of the aforementioned dwellings that contains six units.		

Applicant:	Agent:	Architect:	Owner:
Paul Lowes		Ambient Designs Ltd	Carlos Pacheco

PLANNING CONTROLS

Official Plan Designation:	Neighbourhoods	Site Specific Provision:
Zoning:	R2 Z1.0	Historical Status:
Height Limit (m):	10	Site Plan Control Area: Y

PROJECT INFORMATION

Site Area (sq. m):	1028.82	Height:	Storeys:	2.5
Frontage (m):	19.805		Metres:	9.9
Depth (m):	52.13			
Total Ground Floor Area (sq. m):	423.21			Total
Total Residential GFA (sq. m):	1097.97		Parking Spaces:	8
Total Non-Residential GFA (sq. m):	0		Loading Docks	0
Total GFA (sq. m):	1097.97			
Lot Coverage Ratio (%):	41.1			
Floor Space Index:	1.07			

DWELLING UNITS

Tenure Type:	See report
Rooms:	0
Bachelor:	0
1 Bedroom:	6
2 Bedroom:	2
3 + Bedroom:	0
Total Units:	9

FLOOR AREA BREAKDOWN (upon project completion)

		Above Grade	Below Grade
Residential GFA (sq. m):	1097.97	1097.97	0
Retail GFA (sq. m):	0	0	0
Office GFA (sq. m):	0	0	0
Industrial GFA (sq. m):	0	0	0
Institutional/Other GFA (sq.m):	0	0	0

CONTACT: MANAGER: Lynda Macdonald
TELEPHONE: (416) 392-7618

Attachment 9: Draft Official Plan Amendment

CITY OF TORONTO

Bill No. ~

BY-LAW No. ~-2007

**To adopt an amendment to the Official Plan
for the City of Toronto
respecting the lands municipally known as,
57 & 59 Elm Grove Avenue**

WHEREAS authority is given to Council under the *Planning Act*, R.S.O. 1990, c.P. 13, as amended, to pass this By-law; and

WHEREAS Council of the City of Toronto has provided adequate information to the public and has held at least one public meeting in accordance with the *Planning Act*;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. The text and map annexed hereto as Schedule “A” are hereby adopted as amendments to the Official Plan for the City of Toronto.
2. This is Official Plan Amendment No. 284.

ENACTED AND PASSED this ~ day of ~, A.D. 2007.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS,
City Clerk

(Corporate Seal)

ATTACHMENT “A”

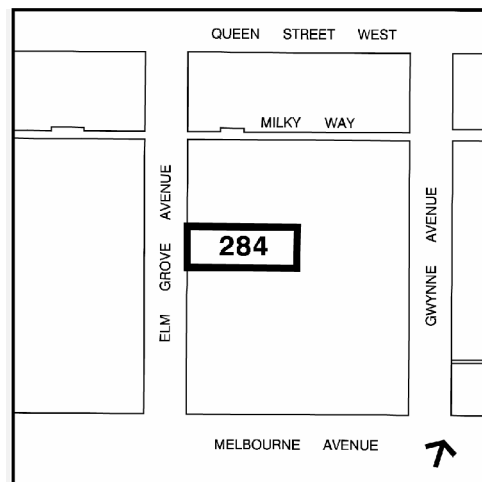
OFFICIAL PLAN AMENDMENT

The Official Plan of the City of Toronto is amended as follows:

- (a) Chapter 7, Site and Area Specific Policies is amended by adding the following Site and Area Specific Policy No. 284 for the lands known municipally in 2006 as 57 and 59 Elm Grove Avenue, as follows:

“284. 57 and 59 Elm Grove Avenue

3 semi-detached dwellings fronting onto Elm Grove Avenue, and a two storey rowplex containing a total of 6 stacked units to the rear of the semi-detached dwellings are permitted.



- (b) Map 29, Site and Area Specific Policies, is amended for the lands known municipally in 2006 as 57 and 59 Elm Grove Avenue on the map above as Site Specific Policy No. 284.

Attachment 10: Draft Zoning By-law Amendment

Authority: Toronto and East York Community Council Report No. _____ Clause
No. ___ as adopted by City of Toronto Council on ____, 2007
Enacted by Council: _____, 2007

CITY OF TORONTO BY-LAW No.xxx-2007

To amend General Zoning By-law 438-86 of the former City of Toronto with respect to lands known municipally in the year 2006 as 57 and 59 Elm Grove Avenue.

WHEREAS the Council of the City of Toronto has been requested to amend its Zoning By-law pursuant to Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, with respect to lands known municipally in the year 2006 as 57 and 59 Elm Grove Avenue;

AND WHEREAS the Council of the City of Toronto conducted a public meeting under Section 34 of the *Planning Act* regarding the proposed Zoning By-law amendment, and

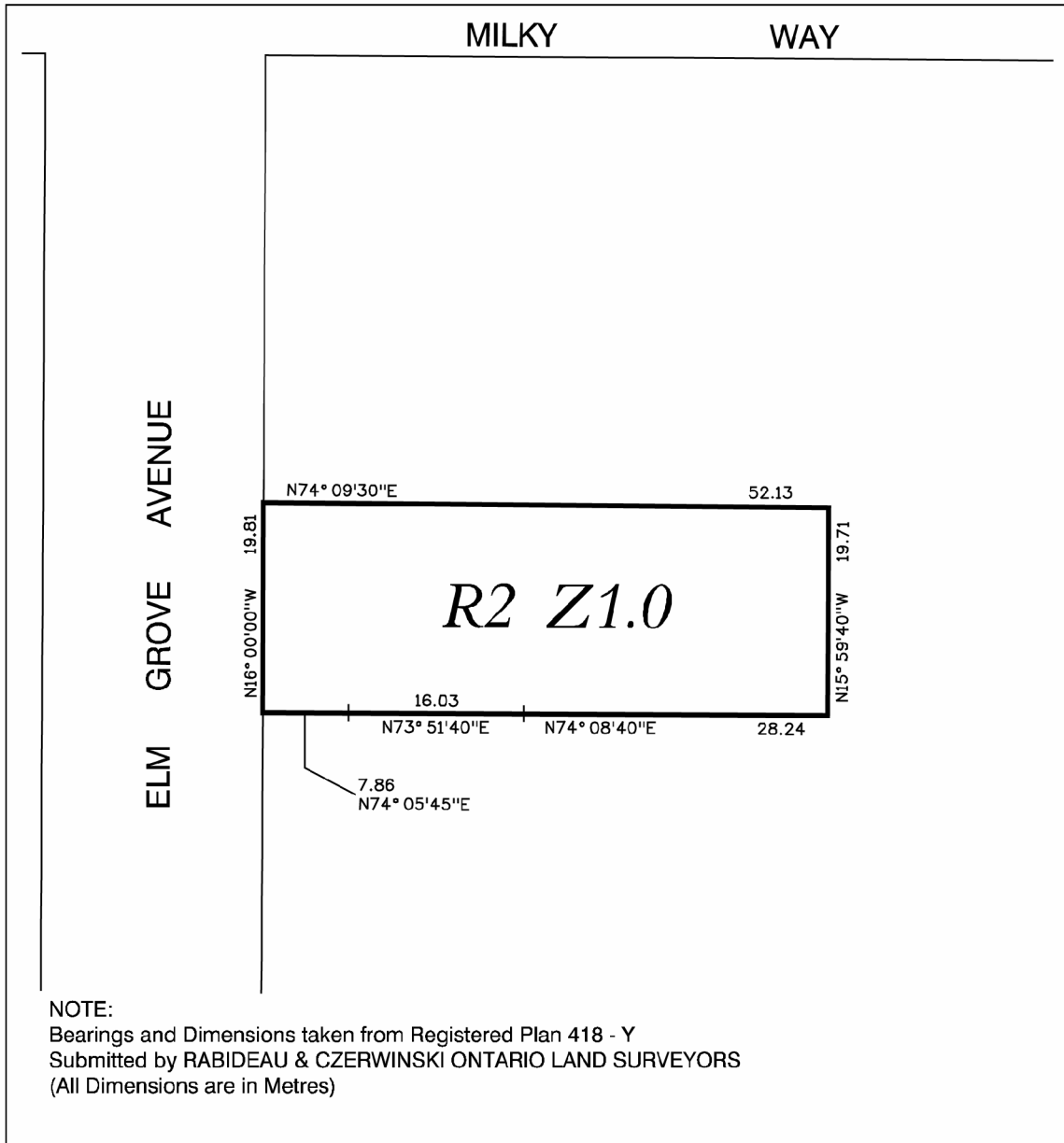
NOW THEREFORE the Council of the City of Toronto HEREBY ENACTS as follows:

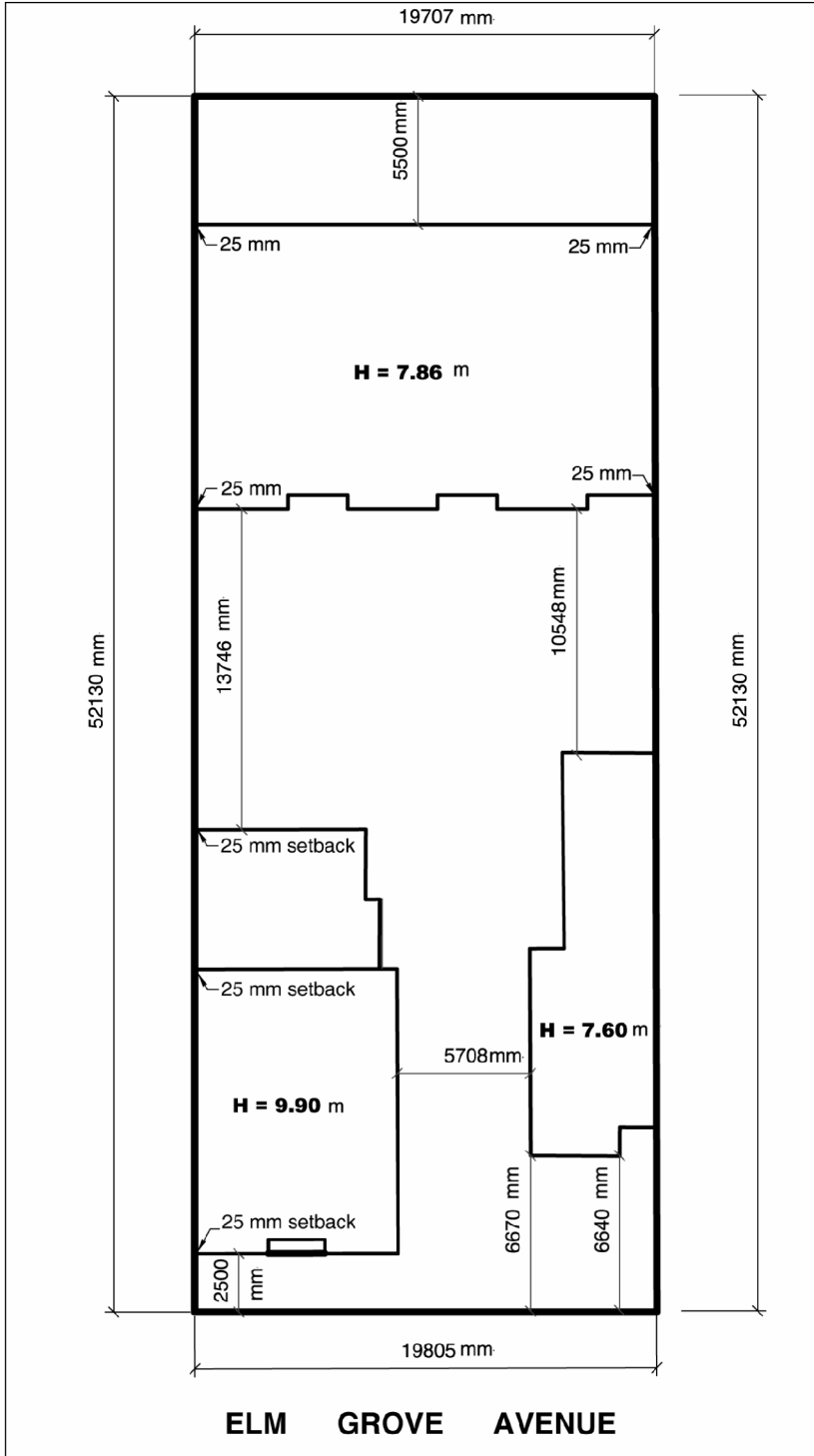
1. None of the provisions of Section 4(2)(a), Section 4(4)(b), Section 4(4)(c)(ii), Section 4(11)(b), Section 4(11)(c), Section 4(11)(d), Section 4(17), Section 6(3) Part I 1, Section 6(3) Part I 2, Section 6(3) Part II 2(ii), Section 6(3) Part II 3(ii)(C)(I), Section 6(3) Part II 4, Section 6(3) Part II 5(4), Section 6(3) Part II 7, Section 6(3) Part II 8, Section 6(3) Part III 1(a), Section 6(3) Part III 3(b), Section 6(3) Part IV 4(d), and Section 6(3) Part VII (i or ii) of By-law No. 438-86 as amended, being “A By-law to regulate the use of land and the erection, use, bulk, height, spacing of and other matters relating to buildings and structures and to prohibit certain uses of lands and the erection and use of certain buildings and structures in various areas of the City of Toronto”, shall apply to prevent the erection and use of a *rowplex* and *semi-detached dwellings*, on the lands known municipally in the year 2007 as 57 and 59 Elm Grove Avenue, provided:
2. For the purposes of this by-law, a *lot* shall comprise the lands delineated by heavy lines on Map 1 attached to and forming part of this by-law.
3. For the purposes of this by-law, a *rowplex* is defined as a building comprised of no more than 6 *dwelling units*, each of which has an independent entrance at grade and each of which has a minimum unit width of 6.4 metres.

4. No portion of any of the buildings on the *lot* shall extend beyond the lines delineating the building footprints on Map 2 attached to and forming part of this by-law.
5. The *height* of the buildings on the *lot* shall not exceed the maximum *height* permitted as indicated by the letter “H” as shown on Map 2 attached to and forming part of this by-law.
6. A maximum of 9 dwelling units shall be permitted on the *lot* of which no more than 3 units shall be *semi-detached dwellings* and no more than 6 units shall be *rowplexes*.
7. The maximum permitted *residential gross floor area* of all buildings and structures on the *lot* shall be 1098 square metres.
8. A minimum of 8 *residential parking spaces* shall be provided on the *lot*.
9. No door openings or windows shall be permitted on the north end walls of the *rowplex* and the proposed *semi-detached dwellings*.
10. Notwithstanding 4, the following projections are permitted:

Structure	Location of Projection	Maximum Permitted Projection	Other Applicable Qualifications
Projecting balconies	Required setback area from any <i>lot</i> line	0.45 metres	Attached to the east elevation of the <i>rowplex</i>
Fences and safety railings	Required setback area from any <i>lot</i> line	No restriction	Height of fence or safety railing not to exceed 2.0 metres
Repair, replacement or vertical extension of the existing foundation of a <i>residential building</i>	Required setback area from any <i>lot</i> line	No closer to the <i>lot</i> lines than the existing foundation	Height of existing foundation may be increased by up to 0.3 metres
Exterior insulation and facing material, including any supporting foundation for 57 Elm Grove Avenue	Required setback area from any <i>lot</i> line	0.16 metres	None
Eaves or cornices	Required setback area from any <i>lot</i> line	0.45 metres	None

11. The aggregate *landscape open space* area shall be no less than 12% of the *lot*.
12. The indoor *parking spaces* shall have a minimum width of 3.0 metres and a minimum length of 5.9 metres.
13. The minimum driveway width shall be 5.7 metres.
14. The *rowplex* shall be contained within a 45 degree angular plane projected over the lot from the south rowplex wall, starting from a *height* of 4.6 metres above grade as shown on Map 3 attached to the by-law.
15. For the purposes of this by-law all words, terms and phrases appearing in italics shall have the same meaning as they have for the purpose of the aforesaid By-law No. 438-86, as amended, except as herein provided.





57 & 59 Elm Grove Avenue



File # 06_192138



Map 3

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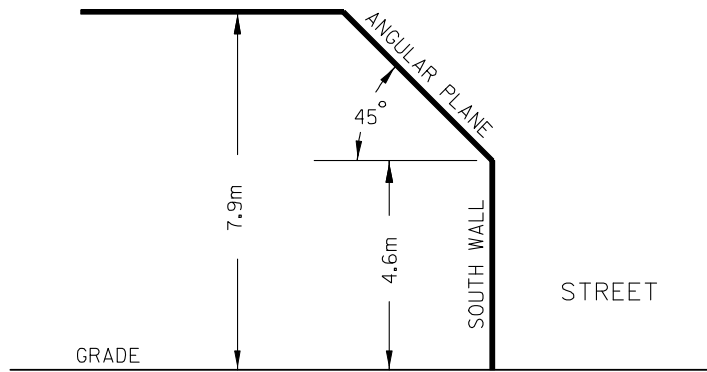


DIAGRAM REFERRED TO
IN SECTION 12

SURVEY AND MAPPING SERVICES
BL07/SEC12.DGN
JUNE 2007