Project 134 Peter St. W. / 364-370 Richmond St. W. Project / File No. 0756/2.6.1

Date Oct. 1, 2008.



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COMMITTEE OF ADJUSTMENT

Committee of Adjustment 100 Queen Street West 16th Floor, East Tower Toronto, ON, M5H 2N2

Attention: Anita MacLeod, Manager and Deputy Secretary

Re: Committee of Adjustment Application - 134 Peter St. & 364-370 Richmond St. W.

Dear Ms. MacLeod,

Attached please find an application to Committee for six variances related to the proposed building on 134 Peter St. & 364-370 Richmond St. W. on behalf of Allied Properties REIT.

This project proposes a 16 storey development of approximately 330,000 sqft. of office space with a five storey atrium linking two existing buildings. This development proposes 260,000 sqft. of new office space, and will retain 70,000 sqft. of existing office space. The design for the north-west corner of Peter St. and Richmond St. W. proposes a vertical and horizontal expansion of the existing five storey building at 134 Peter St., while integrating the four storey building at 364-370 Richmond St. W. The proposed ground floor will link the two existing buildings with a new 10,000 sqft. common lobby open to a five storey atrium above, with entrances off of both Peter and Richmond streets. The ground floor will accommodate loading considerations off the public lane. Open space amenities will be provided on the roof of 134 Peter, on the roof of the proposed new building, and on the roof of the loading area, which will be accessible to all users of the building.

This proposal has been presented, reviewed and discussed with area Planner Mr. Phil Carvalino, and at public meetings organized by Councillor Vaughan. We believe our proposal carefully considers the present surrounding context, as well as existing developments, developments that are under construction and developments that are pending approval.

Attached is a list of the variances we require. The list is based on the Preliminary Project Review (PPR) report – no. 08 186740 ZPR 00 ZR completed by Zoning Examiner Mr. Ray Tamondong, dated Monday September 29, 2008.



The Preliminary Project Review (attached) identified six variances to accomplish the proposal.

Variance 1

Section 7(3) Part II 1(I) & 3 - 7.5 m Setback

The by-law requires the portion of a building located beyond 25 metres of a street or a public park to be set back a minimum distance of 7.5 metres from the side and rear lot lines.



Proposal:

The proposed building is set back 3.41 metres from the north side and 1.16 metres from the south side.

Variance 2

Section 4(2)(a) - Height Limits

The by-law limits a building height to 30.0 metres.

Proposal:

The proposed building has a height of 72.47 metres, which includes the mechanical penthouse.

Variance 3

Section 12(2) 246(A) - 3 m Setback, Above 20 M

The by-law requires the portion of the building exceeding a height of 20 metres to be set back at least 3 metres from the main wall of the building.

Proposal:

The portion of the proposed building exceeding a height of 20 metres is set back 1.16 metres from the main wall at Richmond St W.

Variance 4

Section 12(2) 246(C) - 50 m Depth

The by-law requires a building to be located within 50.0 metres of the street.

Proposal:

The proposed building will be 59.42 metres from Peter St.

Variance 5

Section 12(2) 246(E) - Parking Required, Minimum

The by-law requires a minimum of 109 parking spaces.

Proposal:

The proposed building will have no parking spaces. (Rational provided by Traffic Engineer).

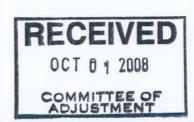
Variance 6

Section 12(2) 246(F) - Loading Spaces Required

The by-law requires 1 "loading space - type A", 3 "loading space - type B" and 1 "loading space - type C".

Proposal:

Proposed is 1 loading space - "type G"; 3 loading spaces - "type C".



We understand that in order to meet the criteria for a minor variance the proposal must answer four questions:

- 1/ Does the project meet the intent and purpose of the Official Plan?
- 2/ Does the project meet the intent and purpose of the Zoning Bylaw?
- 3/ Is the proposal desirable and/or appropriate for the development of the land?
- 4/ Is the application minor?

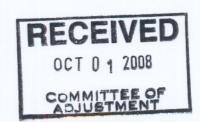
We will attempt to address these as follows:

1/ Official Plan: The building provides an opportunity for growth in an area designated by the Official Plan as the focus for a large part of growth for the entire City – the Downtown area. It is also part of a "Regeneration Area", which is an area that is encouraged to redevelop in a variety of uses and intensities. As a new commercial building, it will provide much needed modern work space to attract and retain the number of people living in and moving to downtown. As a new state-of-the-art 'Green' office building, it will make efficient use of the city's infrastructure, will create assessment growth and contribute to the City's fiscal health. The site is located directly one block south of the Queen east-west streetcar line, one block east of the Spadina north-south streetcar line, two blocks north of the King east-west streetcar line and a short walk away from the University-Spadina subway line. All of these support policies are outlined in the Official Plan.

2/ Zoning: The project provides for the intensification of a site zoned as RA – Reinvestment Area. The RA zone was generated by the "Kings" bylaw to help stimulate growth by removing some of the normal zoning requirements, namely density. There is no density limit on the site. The RA zone guides development through built form controls, such as the control of the scale of new buildings in relationship to heritage buildings. In this instance, the heritage buildings are being maintained and appropriately delineated through a large atrium space. Those controls did not anticipate a site of this size, shape, or depth, or a building of this configuration. In particular, this site adjoins two existing heritage buildings to be retained, with a new tower. Therefore, the bylaw requires variances in order to accomplish its unique characteristics, which maintains the intent and purpose of the bylaw.

3/ Desirable and Appropriate: The site is currently occupied by two brick structures of commercial use at four and five stories high, and a parking lot. The proposal provides the opportunity for the potential of the land to realize its potential density, while maintaining two recognizable and historically significant buildings. Together with the existing District Lofts at 388 Richmond Street with 2 towers at 14 storeys tall, and the Morgan Condominium building at 438 Richmond Street at 16 storeys tall, this proposal adds variety of use in similar scale to this neighbourhood, directly adjacent to the downtown core and major forms of transit. It will also act as an interesting view terminus to the 'bend' in Richmond Street, as a corner site, that can highlight the retention of existing built fabric with the infusion of new fabric. This building will offer a high quality of new workspace to the neighbourhood, and will update and renew two existing buildings and a parking lot.

4/ Minor: The site is in a desirable neighbourhood that reflects the proximity to the downtown core on the corner of Peter and Richmond streets. Many buildings immediately east and west have received heights above the 30m that zoning currently specifies, and as a result, all new buildings in this regime have increasing density and height. In the context of these surrounding developments, the variances are minor.



Conclusion

The development of a 16 storey office tower is an appropriate use of downtown land that would otherwise remain under-utilized. It retains two historic buildings while creating the opportunity for more creative office space. The vertical and horizontal expansion of these two buildings will increase useable areas within the existing buildings, create a major indoor/outdoor common lobby, atrium and entry sequence serving all building components with access to Peter and Richmond streets. This project translates into a very significant opportunity for the City of Toronto by providing an interesting, creative space that is flexible and in a great location for attracting new and innovative companies to work.



In this application package, please find enclosed the following,

Preliminary Project Review (PPR) report – no. 08 186740 ZPR 00 ZR completed by Zoning Examiner Mr. Ray Tamondong, dated Monday September 29, 2008.

Architectural Drawings:

A0.1	STATISTICS & CONTEXT PLAN
A1.0	EXISTING GROUND FLOOR PLAN
A1.1	BASEMENT FLOOR PLAN
A1.2	GROUND FLOOR PLAN
A1.3	SECOND FLOOR PLAN
A1.4	THIRD FLOOR PLAN
A1.5	FOURTH FLOOR PLAN
A1.6	FIFTH FLOOR PLAN
A1.7	MECHANICAL FLOOR PLAN
A1.8	TOWER TYP. FLOOR PLAN
A1.9	ROOF/MECH PENTHOUSE FLOOR PLAN
A4.1	SOUTH ELEVATION
A4.2	NORTH ELEVATION
A4.3	WEST & EAST ELEVATIONS
A5.1	SOUTH-NORTH CROSS SECTION

Supplementary:

Plan of Survey, dated August 14, 2008. Parking and Loading Review, dated September 25, 2008.

We would request scheduling of a hearing date at your earliest opportunity. Please contact me to confirm.

Yours truly,

Sweeny Sterling Finlayson &Co Architects Inc.

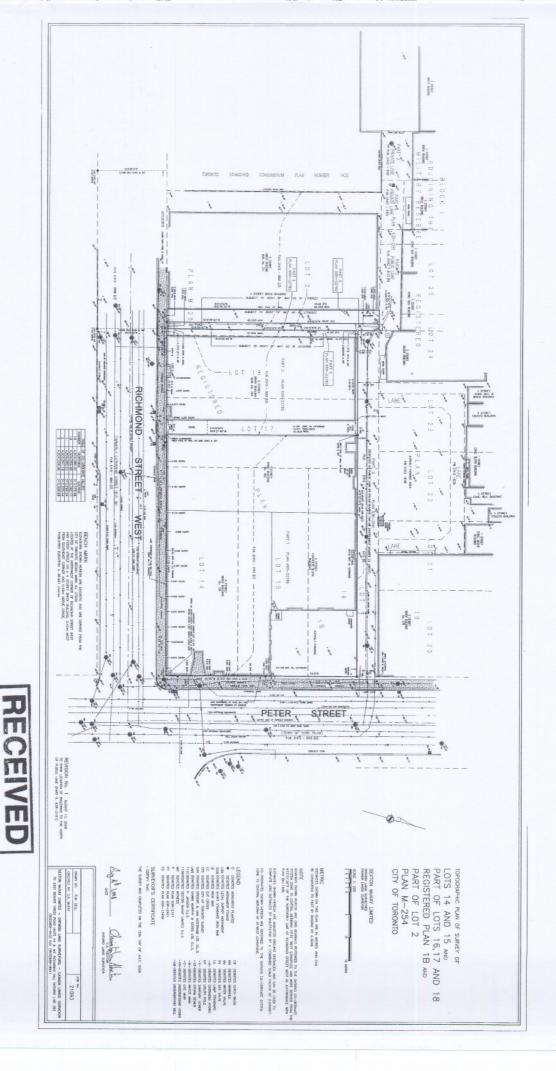
Dermot Sweeny

Principal

Dermot@andco.com

cc. M. Emory, Allied Properties

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PETER/ RICHMOND RE-DEVELOPMENT **OCTOBER 1, 2008 COMMITTEE OF ADJUSTMENT**

LIST OF DRAWINGS:

A0.1	STATISTICS & CONTEXT PLAN
A1.0	EXISTING GROUND FLOOR PLAN
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SOUTH-NORTH CROSS SECTION

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134 Peter St. & 364-370 Richmond St. W.

Allied Properties REIT Toronto, Ont.

TITLE SHEET

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LOT AREA: 364 Richmond 134 Peter St

955 SM (10,284 sqft) 2,199 SM (23,666 sqft)

Total

3,154 SM (33,950 sqft)

GROSS NON-RESIDENTIAL FLOOR AREA:

LL1	1,748 SM (18,804 sqft)
L1	2,494 SM (26,830 sqft)
L2	2,457 SM (26,438 sqft)
L3	2,600 SM (27,977 sqft)
L4	2,486 SM (26,752 sqft)
L5	1,616 SM (17,385 sqft)
L6	191 SM (2,052 sqft)
L7	1,927 SM (20,730 sqft)
L8	1,927 SM (20,730 sqft)
L9	1,927 SM (20,730 sqft)
L10	1,927 SM (20,730 sqft)
L11	1,927 SM (20,730 sqft)
L12	1,927 SM (20,730 sqft)
L13	1,927 SM (20,730 sqft)
L14	1,927 SM (20,730 sqft)
L15	1,927 SM (20,730 sqft)
L16	1,927 SM (20,730 sqft)

TOTAL NON-RESIDENTIAL GFA: 32,857 SM (353,540 sqft)

NO DENSITY RESTRICTIONS

PARKING REQUIREMENTS:

1 @ 300SM = 109 Office - Downtown PARKING PROPOSED:

Total Parking Spaces Provided = 0

BIKE PARKING REQUIRED AND PROVIDED:

SETBACK REQUIREMENTS:

NORTH:

0m (3m setback at 20m above grade)

SOUTH: EAST

7.5m(after 25m depth) 7.5m(after 25m depth)

REAR: 5m(after 25m depth)

SETBACKS PROPOSED:

NORTH: 0m (3m setback at 20m above grade)

SOUTH:

EAST: 0m (1.16 setback at 20m above grade)

WEST:

HEIGHT PERMITTED:

30m + 5.0m WRAPPED MECH, PENTHOUSE ALLOWANCE

= 35.0m TOTAL BUILDING HEIGHT

HEIGHT PROPOSED:

16 STOREYS

@ 67.5m + 5.0m = 72.5m

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EXTERIOR AMENITIES PROPOSED: 5th STOREY LANDSCAPED TERRACE

PENTHOUSE ROOF GARDEN

NON-RESIDENTIAL LOADING PROPOSED AND REQUIRED:

Office - Downtown 2 Type "B", 2 Type "C"

PROPOSED: Office - Downtown 1 Type "G", 3 Type "C"

OCT 0 1 2008

ISSUED

BULWER STREET

QUEEN STREET W

134 PETER ST

RICHMOND STREET W

ADELAIDE STREET W

364-370

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134 Peter St. & 364-370 Richmond St. W. Toronto, Ont.

Allied Properties REIT Toronto, Ont.

Dwg. Title :

STATISTICS & CONTEXT PLAN

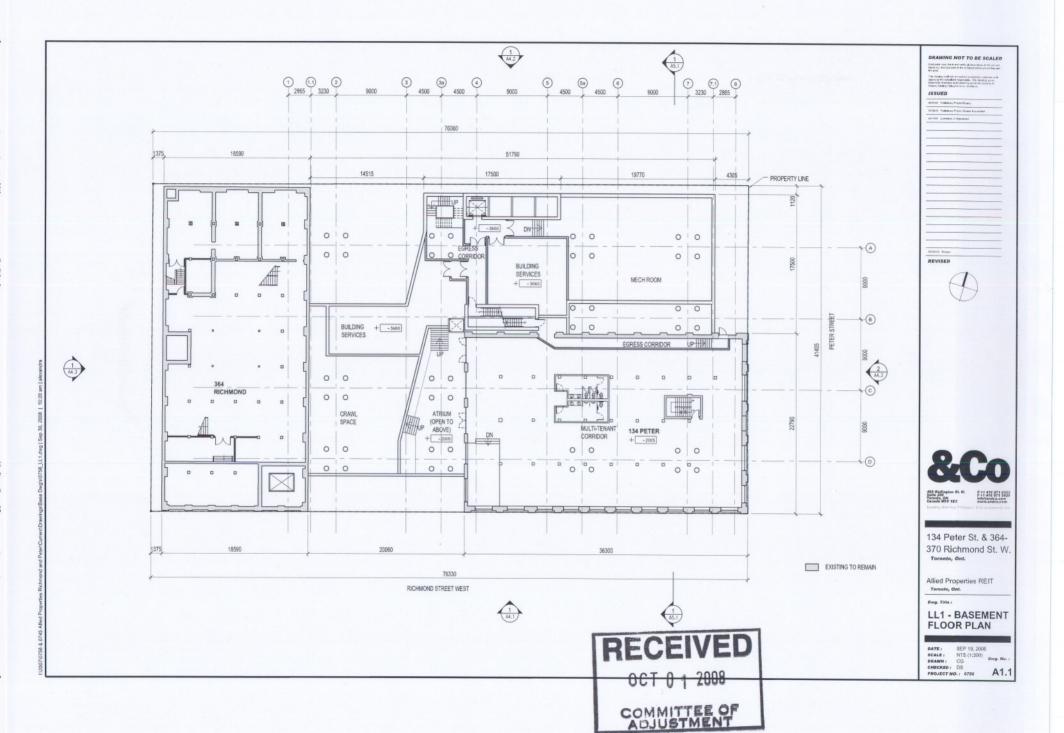
SEP 19, 2008 SCALE: NTS DRAWN: AJMV CHECKED: MV PROJECT NO.: 0756

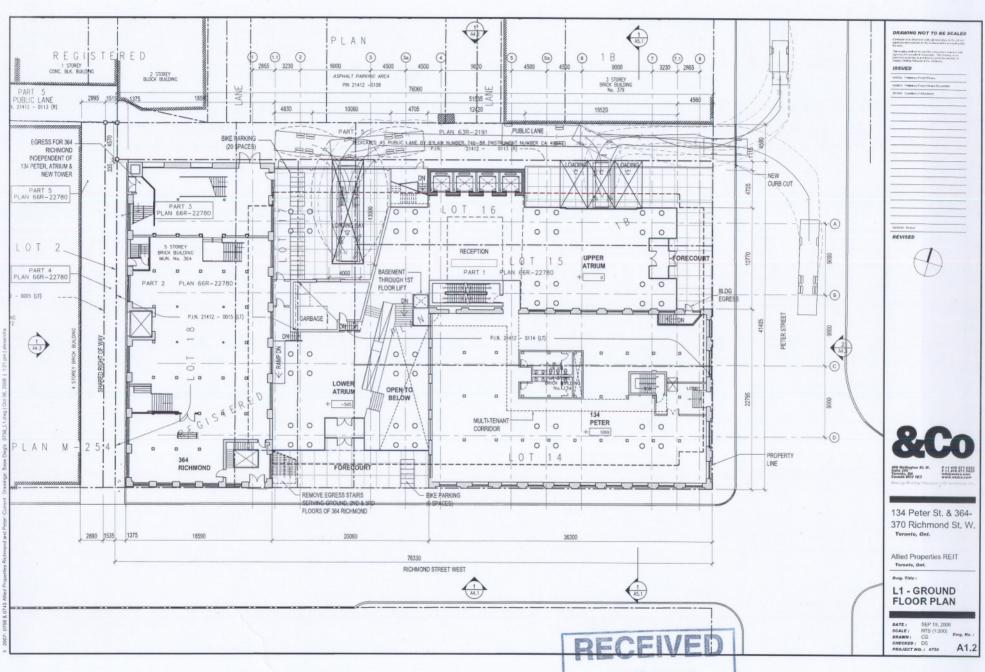
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Office - Downtown 1 @ 1,250SM Total Bike Parking Spaces Provided = 26

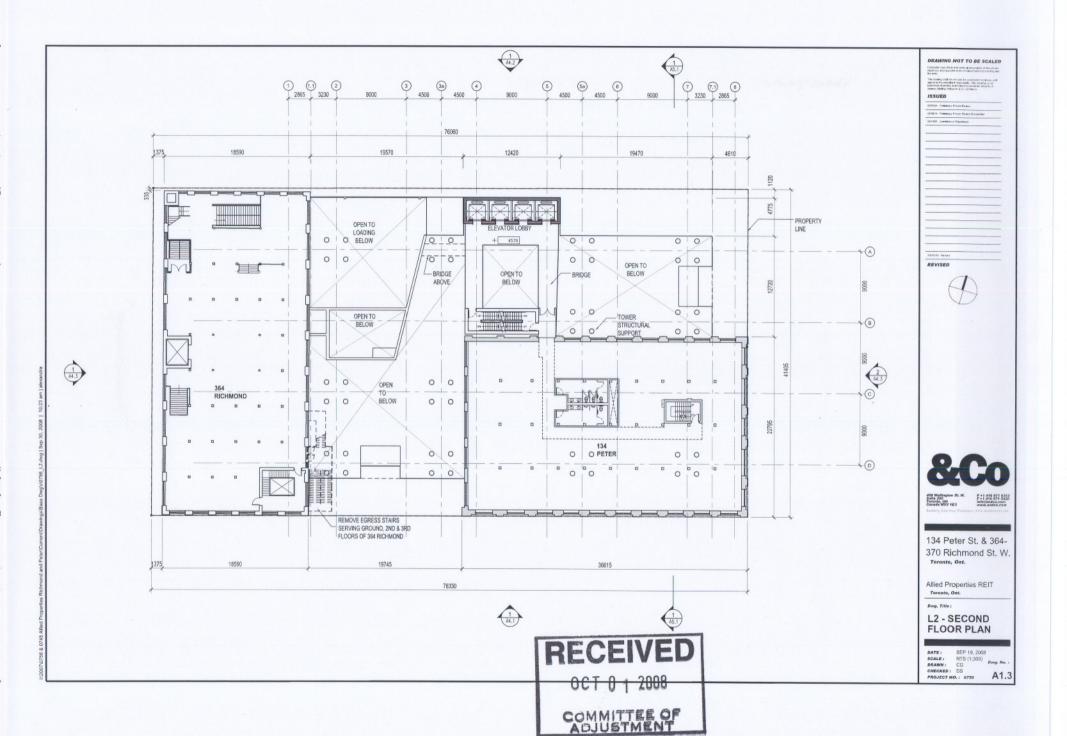


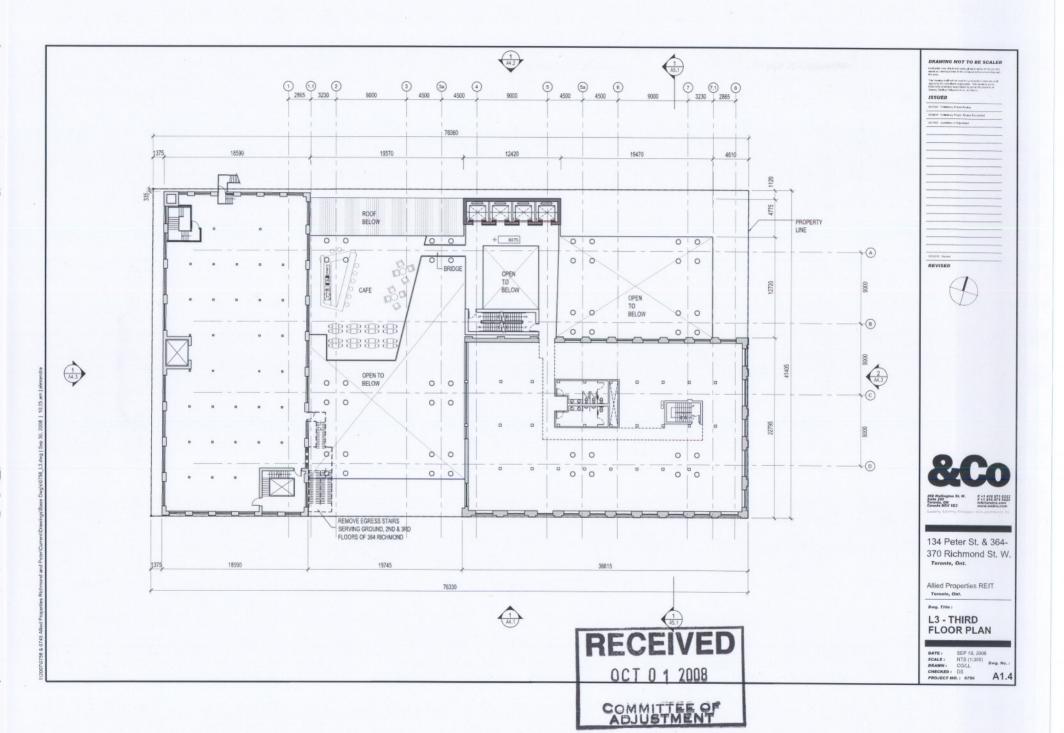


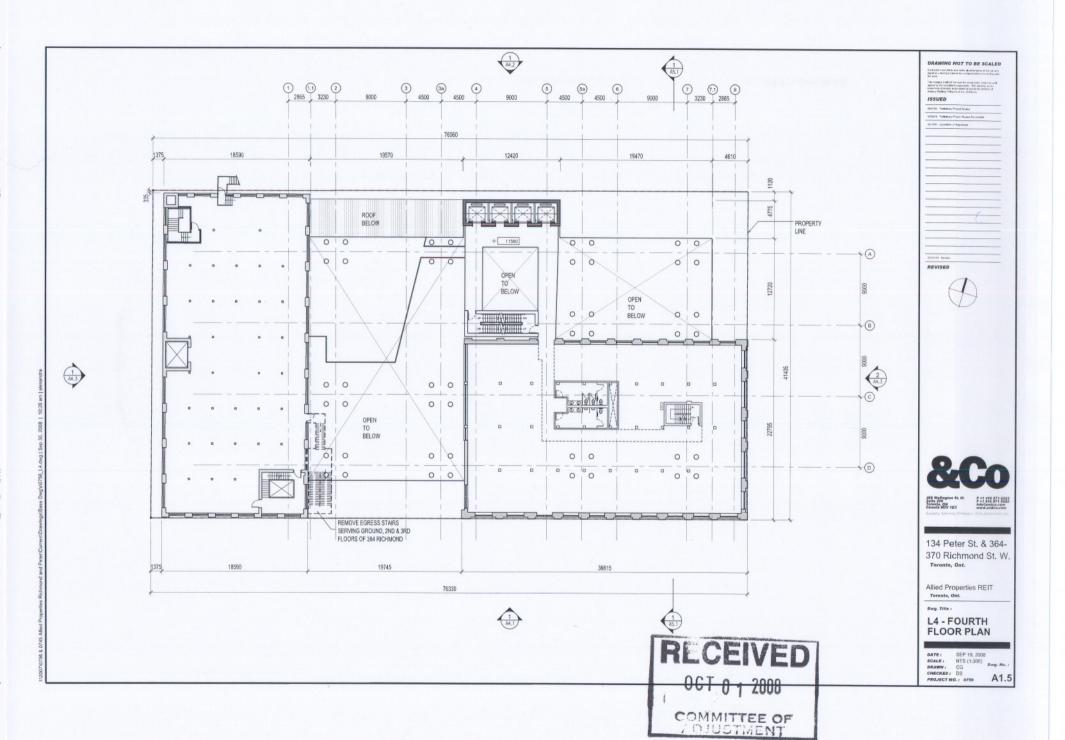


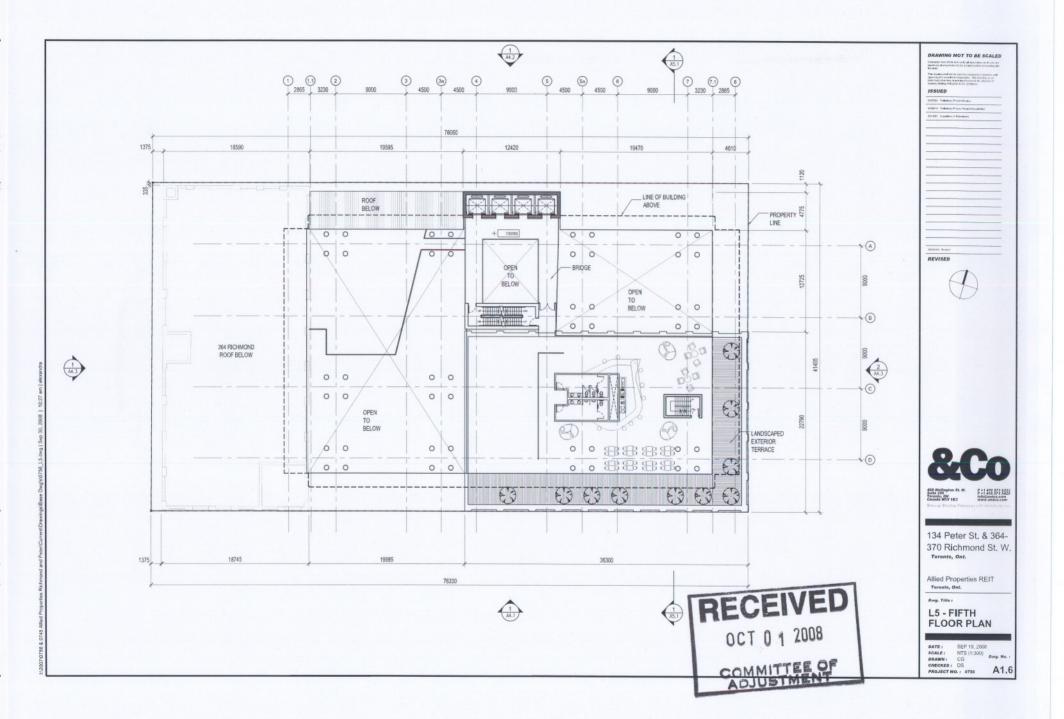
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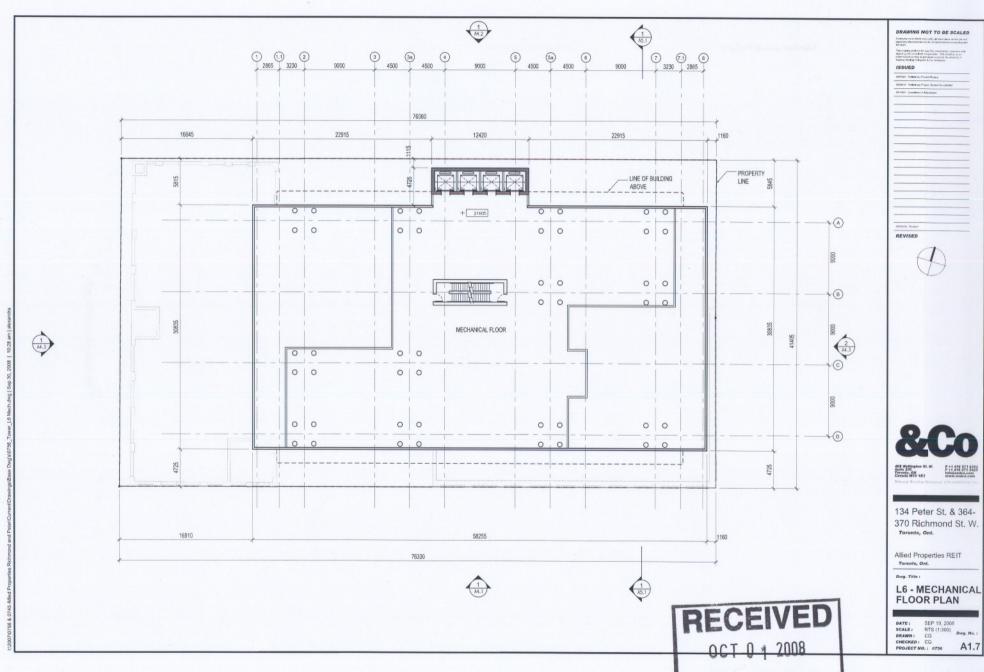
COMMITTEE OF ADJUSTMENT



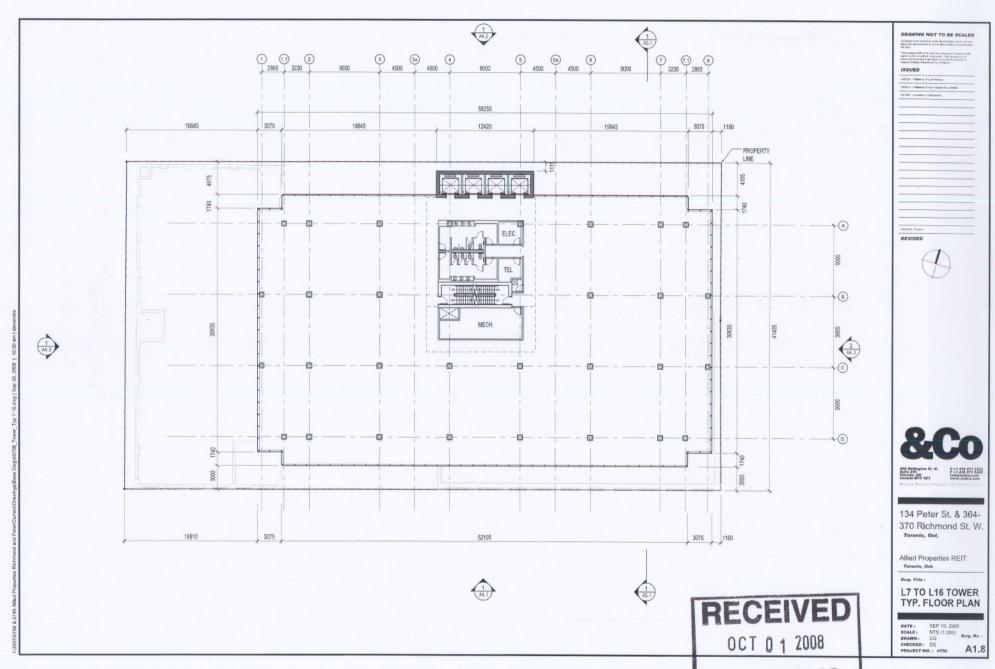




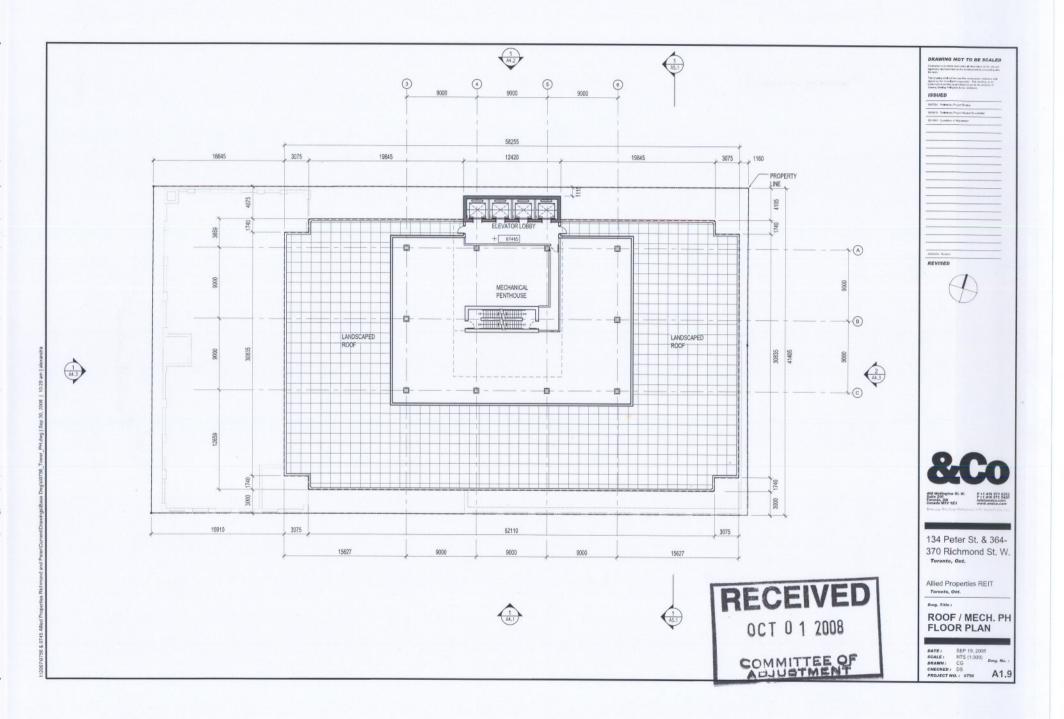


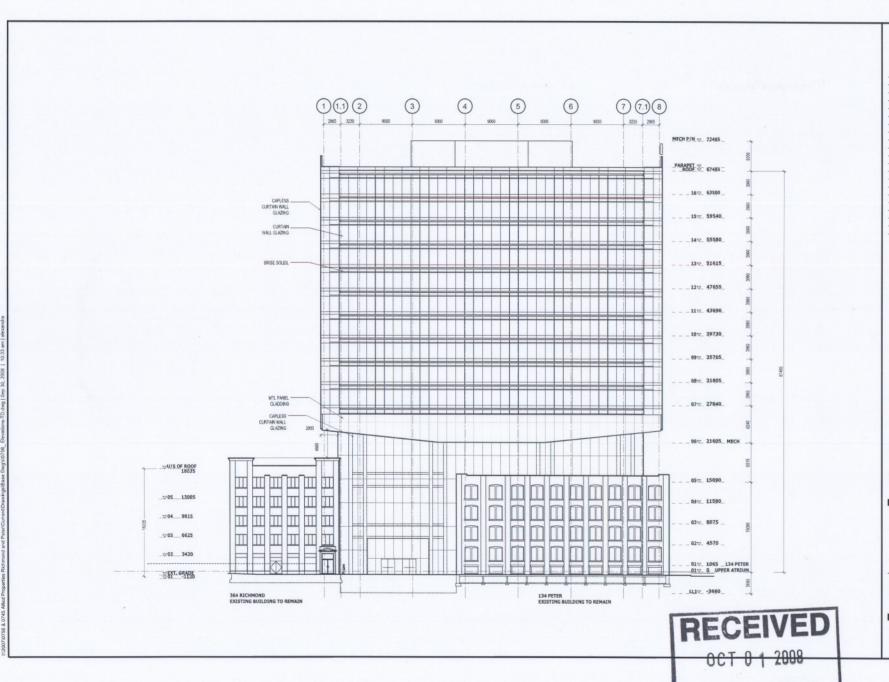


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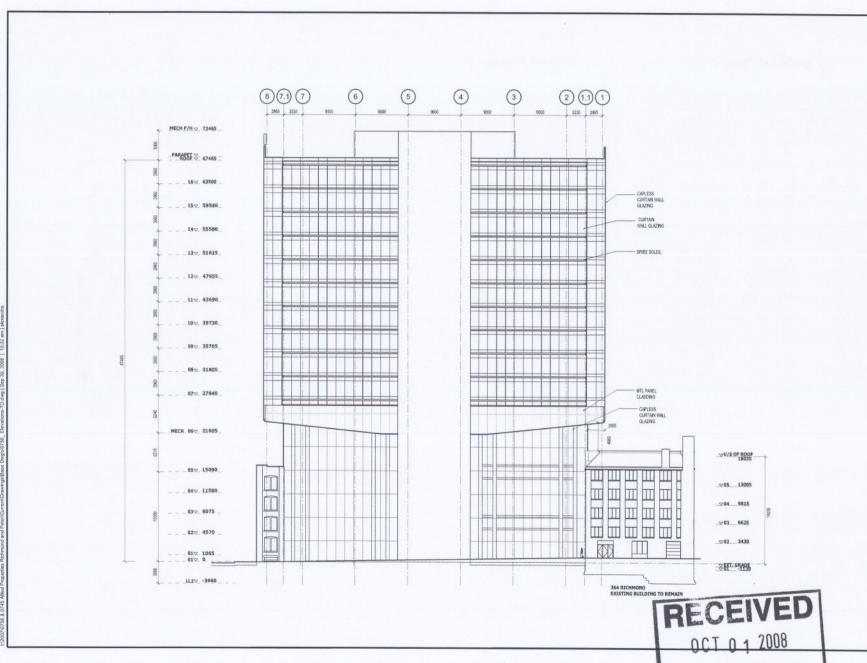
SOUTH **ELEVATION**

DATE: SEP 19, 2008
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PROJECT NO.: 0756

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COMMITTEE OF ADJUSTMENT



DRAWING NOT TO BE SCALED ISSUED REVISED 134 Peter St. & 364-370 Richmond St. W. Toronto, Ont. Allied Properties REIT Toronto, Ont. Dwg. Title : NORTH **ELEVATION**

DATE: SEP 19, 2008

SCALE: NTS (1:400)

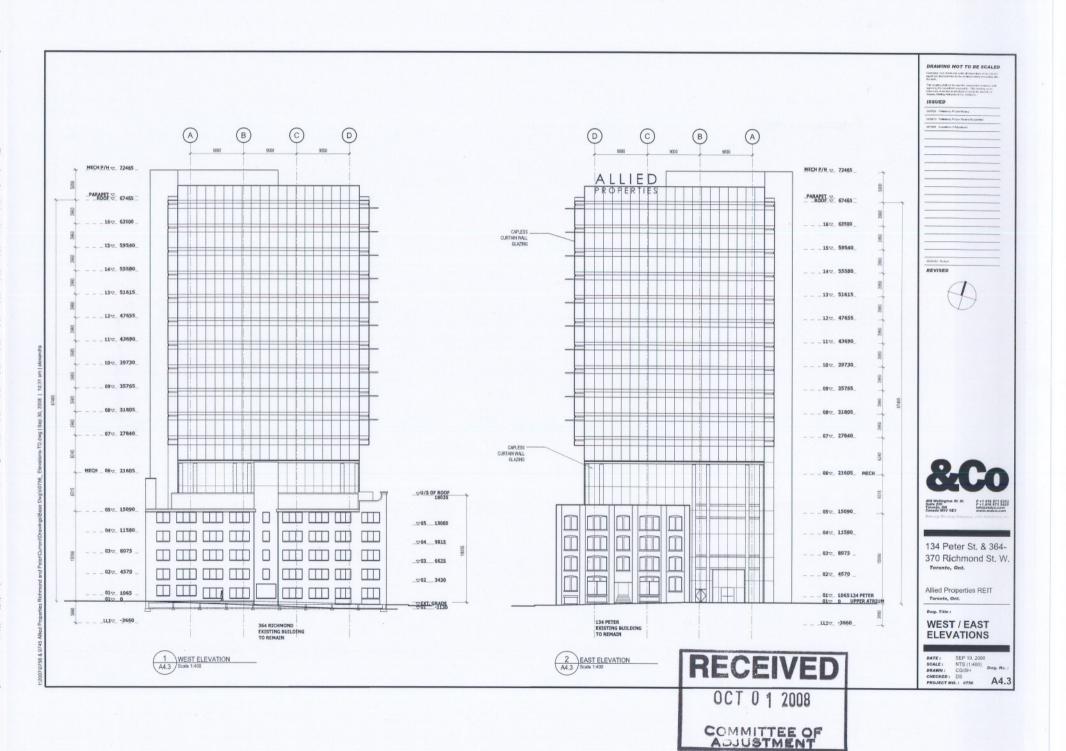
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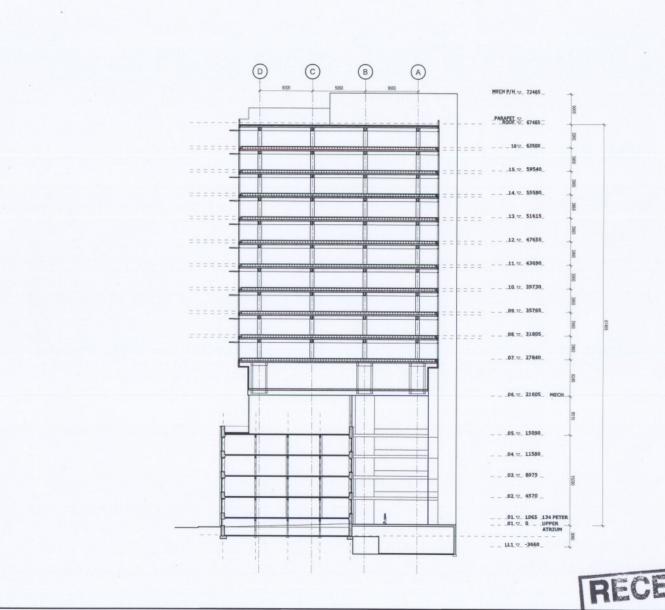
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PROJECT NO.: 0756

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COMMITTEE OF ADJUSTMENT





DRAWING NOT TO BE SCALED

ISSUED

REVISED



134 Peter St. & 364-370 Richmond St. W. Toronto, Ont.

Allied Properties REIT Toronto, Ont.

Dwg. Title :

SOUTH-NORTH **CROSS SECTION**

DATE: SEP 19, 2008
SCALE: NTS (1:400)
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CHECKED: DS
PROJECT NO.: 0756

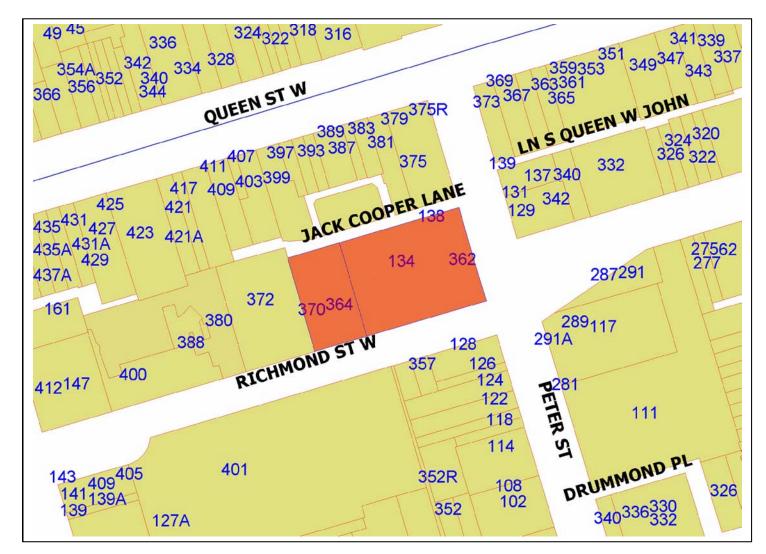
A5.1

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COMMITTEE OF

134 Peter Street & 364-370 Richmond Street West

File No. A0992/08TEY



City of Toronto





Author

Committee of Adjustment

Date: Oct,02 2008