CITY OF TORONTO

Bill No. 788

BY-LAW No. 438-86-2013

To amend the General Zoning By-law No. 438-86, as amended, of the former City of Toronto with respect to the lands municipally known as 1544 Dundas Street West.

Whereas the Council of the City of Toronto has been requested to amend Zoning By-law No. 438-86 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 2013 as 1544 Dundas Street West; and

Whereas the Council of the City of Toronto has provided adequate information to the public and has conducted at least one public meeting under Section 34 of the Planning Act regarding the proposed Zoning By-law amendment;

The Council of the City of Toronto enacts:

By-law No. 438-86, the General Zoning By-law of the former City of Toronto, as amended, is further amended as follows:

1. None of the provisions of Sections 4(2), 4(3), 4(4), 4(12), all of Section 6, 8(3) Part I (1 to 3a), 8(3) Part II (1) and (4), and 8(3) Part XI (1) of By-law No. 438-86 of the former City of Toronto, being “A By-law to regulate the use of land and erection, use, bulk, height, spacing of and other matters relating to buildings and structures and to prohibit certain uses of lands and erection and use of certain buildings and structures in various areas of the City of Toronto” as amended, shall apply to prevent the erection and use of a mixed-use building on the lot, provided that:

(1) the lot is comprised of at least those lands shown outlined by heavy lines on Map 1 attached to and forming part of this By-law;

(2) the total combined residential gross floor area and non-residential gross floor area on the lot does not exceed 6,900 square metres, provided:

i. the residential gross floor area shall not exceed 6,450 square metres; and

ii. the non-residential gross floor area shall not exceed 450 square metres.

(3) not more than 95 dwelling units shall be provided on the lot;

(4) a minimum of 24% of the dwelling units on the lot shall have at least 2 bedrooms;

(5) the mixed-use building, including all mechanical equipment, stair enclosures and elevator overruns, is located wholly within the areas delineated by heavy lines and the height limits specified by numbers following the symbol “H” as shown on Map 2, attached and forming part of this By-law, with the following exceptions:
City of Toronto By-law No. 438-86

i. the maximum height for balcony guards, elements of a green roof and insulation and roof surface materials, planters, railings, parapets, window washing equipment, ornamental architectural features, chimney stacks and structures used for safety or wind protection shall be 1.5 and applicable height limit shown on Map 2;

(6) notwithstanding Map 2 attached to this by-law, the following horizontal projections are permitted beyond the heavy lines on Map 2:

i. roof and/or terrace overhangs to a maximum of 0.65 metres;
ii. light fixtures to a maximum of 0.30 metres;
iii. building signage to a maximum of 0.30 metres; and
iv. building cornices to a maximum of 0.30 metres;

(7) parking shall be provided on the lot in accordance with the following minimum ratios:

<table>
<thead>
<tr>
<th>Type of Unit</th>
<th>Spaces per Unit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bachelor Units</td>
<td>0.5</td>
</tr>
<tr>
<td>1 Bedroom Units</td>
<td>0.5</td>
</tr>
<tr>
<td>2+ Bedroom Units</td>
<td>0.75</td>
</tr>
<tr>
<td>Visitors</td>
<td>0.06</td>
</tr>
</tbody>
</table>

(8) a minimum of 1.3 square metres of indoor residential amenity space shall be provided for each dwelling unit, contained in no more than 2 rooms, one of which shall contain a kitchenette and a washroom;

(9) a minimum of 1.4 square metres of outdoor residential amenity space shall be provided for each dwelling unit, and it shall be located adjacent to a portion of the indoor residential amenity space; and

(10) all indoor and outdoor residential amenity space will be located above grade.

2. For the purposes of this By-law, each word or expression that is italicized in the By-law shall have the same meaning as each such word or expression as defined in By-law No. 38-86, as amended with the exception of the following terms:

(1) “lot” means at least the lands delineated by heavy lines shown on Map 1;

(2) “grade” shall mean 107.2 metres Canadian Geodetic Datum;

(3) “height” shall mean the vertical distance between grade and the highest point of the building or structure on the lot; and

3. Except as otherwise provided herein, the provisions of By-law No. 438-86, as amended, shall continue to apply to the lot.

4. No person shall use any land or erect or use any building or structure on the lot unless the following municipal services are provided to the lot line and the following provisions are complied with:
(1) all new public roads have been constructed to a minimum of base curb and base asphalt and are connected to an existing public highway; and

(2) all water mains and sanitary sewers, and appropriate appurtenances, have been installed and are operational.

Enacted and passed on June 2013.

Frances Nunziata, Speaker

Ulli S. Watkiss, City Clerk

(Seal of the City)
NOTE: Survey information taken from a Plan of Survey by J.D. Barnes Ltd., Plan 09-22-085-00.
All dimensions in metres.
NOTE: H denotes height in metres above established grade 107.20m. All dimensions in metres.

1544 Dundas Street West

File # 12 160061 OZ

Not to Scale
04/17/2013