CITY OF TORONTO

BY-LAW No. ------2016

To amend By-law No. 1031-2014, respecting regulations applicable to buildings that are used for the operation of a transit system along Eglinton Avenue West and Eglinton Avenue East.

Whereas authority is given to Council by Section 34 of 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 enacts:

1. Section 1 of By-law No. 1031-2014, is amended by deleting regulation (7) of Provision (A) and replacing it with the following:

   (7) A building used only for a transportation use that is part of a transit facility along Eglinton Avenue West or Eglinton Avenue East is not required to comply with regulations 40.10.40.10(4) and 40.10.40.10(5).

and

Section 1 of By-law No. 1031-2014, is amended by deleting regulation (5) of Provision (B) and replacing it with the following:

(5) Regulations 40.10.40.70(1)(2) and (3) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the setbacks are between 0 and 110 metres.

2. Section 1 of By-law No. 1031-2014, is further amended by inserting Provisions (C) to (R) as follows:

(C) Add a new Clause 10.10.40.71, Setback Exemptions, and a new regulation (1) Setback Exemptions for Transportation Use, so that it reads:

10.10.40.71 Setback Exemptions

(1) Regulation 10.5.40.70(1) and Regulations 10.10.40.70 (1)(2)(3) and (4) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that setbacks are between 0 and 10.5 metres.

(D) Add to Clause 15.5.40.71, Setback Exemptions, a new regulation (3) Setback so that it reads:
(3) Regulations 15.10.40.70 (1)(2)(3) and (4) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that setbacks are between 0 and 15 metres.

(E) Add to Regulation 40.10.40.1(2) Commercial Uses - Location of Entrances and First Floor Elevation, a new Regulation (C), so that it reads:

(C) Regulations 40.10.40.1(2)(A) and (B) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the building is accessible to persons with disabilities.

(F) Add to Clause 40.10.40.41 Floor Area Exemptions, a new Regulation (2), so that it reads:

(2) Regulation 40.10.40.40(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the maximum floor area is no greater than 2 times the area of the lot.

(G) Add a new Clause 40.10.50.11, Landscaping Exemptions, and a new regulation (1), Landscaping Exemptions for Transportation Use, so that it reads:

40.10.50.11 Landscaping Exemptions

(1) Regulations 40.10.50.10(1) and (3) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East.

(H) Add to Clause 60.30.40.71, a new Regulation (3), Setback Exemptions, so that it reads:

(3) Regulations 60.30.40.70(1)(2)(3) and (4) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue West, provided that setbacks are between 0 and 300 metres.

(I) Add a new Clause 80.10.40.41, Floor Area Exemptions, and add a new regulation (1), Floor Area Exemptions for Transportation Use, so that it reads:

80.10.40.41 Floor Area Exemptions

(1) Regulation 80.10.40.40(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton East, provided that the maximum floor area is no greater than 2 times the area of the lot.

(J) Add a new Clause 80.10.40.71, Setback Exemptions; and a new regulation (1), Setback Exemptions for Transportation Use, so that it reads:

80.10.40.71 Setback Exemptions
(1) Regulations 80.10.40.70(1) and (2) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East provided that the setbacks are between 0 and 40 metres.

(K) Add a new Clause 80.10.50.11, Landscaping Exemptions; and a new regulation (1), Landscaping Exemptions for Transportation Use, so that it reads:

80.10.50.11 Landscaping Exemptions

(1) Regulations 80.10.50.10(1) and (2) do not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East.

(L) Add a new Clause 90.10.40.11, Height Exemptions, and a new regulation (1), Height Exemptions for Transportation Use, so that it reads:

90.10.40.11 Height Exemptions

(1) Regulation 90.10.40.10(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the maximum building height is no greater than 10.5 metres.

(M) Add a new Clause 90.10.40.41, Floor Area Exemptions, and a new regulation (1), Floor Area Exemptions for Transportation Use, so that it reads:

90.10.40.41 Floor Area Exemptions

(1) Regulation 90.10.40.40(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the maximum floor area is no greater than 2 times the area of the lot.

(N) Add a new Clause 90.10.40.71, Setback Exemptions; and a new regulation (1), Setback Exemptions for Transportation Use, so that it reads:

90.10.40.71 Setback Exemptions

(1) Regulation 90.10.40.70(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the setbacks are between 0 and 15 metres.

(O) Add a new Clause 90.20.40.11, Height Exemptions, and a new regulation (1), Height Exemptions for Transportation Use, so that it reads:

90.20.40.11 Height Exemptions

(1) Regulation 90.20.40.10(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the maximum building height is no greater than 10.5 metres.
Add a new Clause 90.20.40.41, Floor Area Exemptions, and a new regulation (1), entitled Floor Area Exemptions for Transportation Use, so that it reads:

90.20.40.41 Floor Area Exemptions

(1) Regulation 90.20.40.40(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that the maximum floor area is no greater than 2 times the area of the lot.

Add a new Clause 90.20.40.71, Setback Exemptions; and a new regulation (1), Setback Exemptions for Transportation Use, so that it reads:

90.20.40.71 Setback Exemptions

(1) Regulation 90.20.40.70(1) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East, provided that setbacks are between 0 and 15 metres.

Add to Clause 220.5.10.11, a new Regulation (5), Loading Space Exemptions, so that it reads:

(5) Regulation 220.5.10.1(8) does not apply to a transportation use along Eglinton Avenue West and Eglinton Avenue East.

Section 2 of By-law No. 1031-2014, is amended by inserting a third paragraph under heading 3.1.2 PUBLIC SERVICES AND UTILITIES as follows:

Further, a building or a structure constructed and used only for the operation of a mass transit system or a transportation system that is part of a transit facility along Eglinton Avenue West is permitted in all zones and is not required to comply with zoning provisions provided in this By-law.

Section 3 of By-law No. 1031-2014, is amended by inserting a new regulation (f) under heading 5.11 Special Use Permitted in By-law No. 1916 of the former Town of Leaside as follows:

(f) a building or structure constructed and used for the operation of a mass transit system that is part of a transit facility along Eglinton Avenue.

Section 4 of By-law No. 1031-2014, is deleted and replaced with a new Section 4 so that it reads:

Chapter 11 (1) PERMISSIVE EXCEPTIONS

12. A building or structure constructed and used only for the operation of a mass transit system or a transportation system that is part of a transit facility along Eglinton Avenue West or Eglinton Avenue East, is permitted in all zones and is not required to comply with zoning provisions provided in this By-law.
6. By-law No. 1031-2014, is further amended by inserting Sections 5 to 8 as follows:

5. By-law No. 7625 of the former City of North York, as amended, is further amended to add a new Section 6(2)(m) – Public Transit Facilities, so that it reads:

6(2)(m) Public Transit Facilities

A building or structure constructed and used only for the operation of a mass transit system or a transportation system that is part of a transit facility along Eglinton Avenue West and Eglinton Avenue East, is permitted in all zones and is not required to comply with zoning provisions provided in this By-law.

6. By-law No. 9276 of the former City of Scarborough, as amended, is further amended to add Zoning Provision (21) to Clause VI – Public Transit Facilities, so that it reads:

Clause VI (21) Public Transit Facilities in all Zones

A building or structure constructed and used only for the operation of a mass transit system or a transportation system that is part of a transit facility along Eglinton Avenue East, is permitted in all zoning districts and is not required to comply with zoning provisions provided in this By-law.

7. By-law No. 9089 of the former City of Scarborough, as amended, is further amended to add Zoning Provision (21) to Clause VI – Public Transit Facilities, so that it reads:

Clause VI (21) Public Transit Facilities

A building or structure constructed and used only for the operation of a mass transit system or a transportation system that is part of a transit facility along Eglinton Avenue East, is permitted in all zoning districts and is not required to comply with zoning provisions provided in this By-law.

8. By-law No. 24982 of the former City of Scarborough, as amended, is further amended to add Zoning Provision (26) to Clause V – Public Transit Facilities, so that it reads:

Clause V (26) Public Transit Facilities

A building or structure constructed and used only for the operation of a mass transit system or a transportation system that is part of a transit facility along Eglinton Avenue East, is permitted in all zoning districts and is not required to comply with zoning provisions provided in this By-law.
Enacted and passed on.

Frances Nunziata,  
Speaker

(Seal of the City)

Ulli S. Watkiss,  
City Clerk