



## Member Motion

### City Council

#### Motion Without Notice

MM35.40	ACTION			Ward: 12
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#### **1637-1645 Bathurst Street - Amendment to Zoning By-law - by Councillor Josh Matlow, seconded by Councillor Mike Layton**

*\* Notice of this Motion has not been given. A two-thirds vote is required to waive notice.  
 \* This Motion is subject to referral to the Toronto and East York Community Council. A two-thirds vote is required to waive referral.  
 \* This Motion has been deemed urgent by the Chair.*

#### **Recommendations**

Councillor Josh Matlow, seconded by Councillor Mike Layton, recommends that:

1. City Council authorize the addition of a provision that allows the minimum accessible parking space width to be 3.4 metres in the draft Zoning By-law Amendments to By-law 569-2013 for the lands at 1637, 1639, 1641, 1643 and 1645 Bathurst Street, attached as Attachment 6 to the report (November 16, 2020) from the Director, Community Planning, Toronto and East York District [Item 2020.TE21.6].
2. City Council determine that no further notice is to be given in respect of the proposed by-law under Section 34(17) of the Planning Act.

#### **Summary**

At its meeting held on December 16, 17 and 18, 2020, City Council adopted Toronto and East York Community Council Item 2020.TE21.6. The item recommended amendments to former City of Toronto Zoning By-law 438-86 and City of Toronto Zoning By-law 569-2013 to permit a new 4-storey apartment building (16.53 metres, plus a 2.9 metre mechanical penthouse) with a total of 75 residential units (including 27 rental replacement units) and 93 vehicular parking spaces within two levels of underground parking at 1637-1645 Bathurst Street.

Through further review of Zoning By-law compliance through the Site Plan Control application, the proposed accessible parking space width of 3.5 metres was found to be not compliant with the accessible parking space width provision of a minimum 3.9 metres width in Zoning By-law 569-2013. However, it is compliant with the revised accessible parking width provision of 3.4 metres that had been brought forward through a Technical Amendment to By-law 569-2013 adopted by Council on May 24, 2017 through the enactment of By-law 579-2017 on May 26, 2017. The amendment was subsequently appealed to the Local Planning Appeal Tribunal and is not in force.

This Motion is brought forward to authorize the addition of a provision that allows the minimum accessible parking space width to be 3.4 metres, consistent with the provisions adopted by Council through the enactment of By-law 579-2017, in the draft Zoning By-law Amendment attached as Attachment 6 to the report (November 16, 2020) from the Director, Community Planning, Toronto and East York District, and to determine that no further notice is to be given in respect of the proposed by-law under section 34(17) of the Planning Act. This change is not the result of any modifications to the proposal.

This Motion is urgent as the Bill cannot be introduced until this technical amendment is approved.

**Background Information (City Council)**

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