



STAFF REPORT

Committee of Adjustment Application

Date: July 20th, 2024

To: Chair and Committee Members of the Committee of Adjustment, North York District

From: David Sit, Director, Community Planning, North York District

Ward: Willowdale

File No: B0023/24NY, A0271/24NY & A0272/24NY

Address: 75 Glendora Avenue

Hearing Date: August 15, 2024

RECOMMENDATIONS

Staff recommends that the consent application and associated minor variances applications be refused.

Staff recommend that Application No. B0023/24NY be refused. The requested consent to sever fails to satisfy the consent criteria under Section 51(24) of the *Planning Act* and the requested minor variance applications do not meet the four tests for minor variance under Section 45(1) of the *Planning Act*.

APPLICATION

THE CONSENT REQUESTED

B0023/24NY – 75 Glendora Avenue

To obtain consent to sever the property into two residential lots and construct two new dwellings.

Retained– Part1

Address to be assigned.

The frontage is 7.63 meters and the lot area is 274.3 square meters.

The property will be redeveloped as the site of a new detached dwelling, requiring variances to the zoning by-law as outlined in application # A0271/24NY.

Conveyed – Part2

Address to be assigned.

The frontage is 7.62 meters and the lot area is 274.3 square meters.

The property will be redeveloped as the site of a new detached dwelling, requiring variances to the zoning by-law as outlined in application # A0272/24NY.

Application numbers B0023/24NY - A0271/24NY - A0272/24NY be considered jointly.

COMMENTS

The subject property is located on the south side of Glendora Avenue, east of Tradewind Avenue. The property is zoned RD (f15.0; a550) (x5) under City of Toronto Zoning By-law No. 569-2013. Application No. B0023/24NY is requesting consent to sever the property into two residential lots. Application Nos. A0271/24NY and A0272/24NY propose to construct a new dwelling on each of the newly created lots.

City of Toronto Zoning By-law No. 569-2013 requires a minimum lot frontage of 15.0 meters and a minimum lot area of 550 square meters. Lot frontage and area provisions are established in order to achieve a consistent streetscape and pattern of development. The applications propose frontages of 7.63 meters and lot areas of 274.3 square meters.

The requested consent is subject to the consent criteria listed under Section 51(24) of the *Planning Act*, including in particular:

- “(c) whether the plan conforms to the official plan and adjacent plans of subdivision, if any; and
- (f) the dimensions and shapes of the proposed lots”.

Staff conducted a review of lot frontages and lot patterns for residential lots in the neighbourhood generally bounded by Anndale Drive to the north, Tradewind Avenue to the west, Avondale Avenue to the south, and Burnwell Street to the east which includes a total of 86 lots.

The lot study concluded that, although there are some lots that are similar to the proposed lots within the neighbourhood, the overwhelming majority of lots have a frontage greater than 12 meters and lot areas 500 square meters and more. Out of the 86 lots, 5 lots have comparable lot frontages and lot areas. However, all 5 of these lots are located on Avondale Avenue, not on Glendora Avenue.

The subject property is designated *Neighbourhoods* in the City of Toronto's Official Plan. The Official Plan defines *Neighbourhoods* as physically stable areas where new development will respect and reinforce the existing physical character of the neighbourhood. Section 4.1 outlines the development policies in *Neighbourhoods*. The preamble to the development criteria states that "physical changes to our established *Neighbourhoods* must be sensitive, gradual and 'fit' the existing physical character".

Policy 4.1.5 of the development criteria for *Neighbourhoods* requires that "development in established *Neighbourhoods* will respect and reinforce the existing physical character of each geographic neighbourhood, including in particular:

b) prevailing size and configuration of lots; and

g) prevailing patterns of rear and side yard setbacks and landscaped open space".

Policy 4.1.5 of the Official Plan goes on to state that the "prevailing building type and physical character of a geographic neighbourhood will be determined by the most frequently occurring form of development in that neighbourhood". The prevailing size of lots in the area is greater than that proposed.

The proposed development represents overdevelopment with inappropriate massing and height, resulting from a lot that is small to accommodate such a building. This leads to a building that is inconsistent with the character and scale of the surrounding area.

The Official Plan in the *Neighbourhoods* section in Chapter Four states "In instances of significant difference between these two contexts, the immediate context will be considered to be of greater relevance."

Staff recommend that the application for consent be refused as it fails to satisfy the consent criteria listed in Section 51(24) of the *Planning Act* and the associated applications for minor variance also be refused as they fail to satisfy each of the four tests under section 45(1) of the *Planning Act*.

CONTACT

Homa Hedayat, Assistant Planner
Community Planning, North York District
416-397-0076
Homa.Hedayat@toronto.ca

SIGNATURE



Signed by Guy Matthew, MCIP, RPP, Manager for
David Sit, MCIP, RPP, Director of Community Planning,
North York District