Memorandum to the City of Markham Committee of Adjustment August 8, 2025

File: A/071/25 to A/077/25

Addresses: 84 Markham Veterans Street, Markham

3 Alexandar Donaldson Street, Markham

9 Vice Chancellor Drive, Markham16 Rover House Avenue, Markham14 Rover House Avenue, Markham19 Chappelett Avenue, Markham

82 Alexander Donaldson Street, Markham

Applicant: Lindwide Properties (Cornell Bur Oak) Limited

Agent: RN Design

Hearing Date: Wednesday, August 20, 2025

The following comments are provided on behalf of the East Team:

The Owner is requesting relief from the requirements of By-law 177-96, as amended by Parking Standards By-law-28-97, to permit:

a) <u>By-law 28-97, Section 3.0 (E):</u> a minimum of one parking space, whereas the by-law requires a minimum of two parking spaces.

This variance applies to six proposed townhouse properties with detached private garages, filed under Applications A/071/25 to A/073/25 and A/075/25 to A/077/25 (Municipally known as 84 Markham Veterans Street, 3 Alexandar Donaldson Street, 9 Vice Chancellor Drive,16 Rover House Avenue, 14 Rover House Avenue, and 19 Chappellett Avenue)

The Owner is requising relief from the requirements of By-law 177-96, as amended by Parking Standards By-law 28-97, to permit:

b) <u>By-law 28-97, Section 6.2.4.2 a):</u> a minimum driveway width of 8.00 metres, whereas the by-law requires a minimum driveway width equal to the garage door width, which is 8.38 metres.

This variance applies to one proposed townhouse property with an attached private garage, filed under application A/074/25 (82 Alexander Donaldson).

BACKGROUND

Property Description and Proposed Development

The "Subject Lands" comprise seven proposed townhouse properties (the 'Subject Lots' within a registered plan of subdivision, located south of Highway 7 East, west of Donald Cousens Parkway and east of Bur Oak Avenue, and in Cornell Centre. Surrounding lands are being developed with townhouse dwellings and multiple unit dwellings (stacked townhouses), and the retention of two detached heritage

dwellings on new lots within the plan of subdivision. The Subject Lands and surrounding units are lane-based, where motor vehicle access and parking is at the rear, accessed by public laneways. Each of the Subject Lots abut a hydro transformer notch at the rear lane, creating irregular lot configurations towards the rear yard. This impacts the ability to provide parking pads for six of the Subject Lots, and reduces the driveway width of one Subject Lot, necessitating the need for the proposed variances. Appendix 'A' shows the location of the Subject Lots and Appendix 'B' shows the site plan of each Lot.

Official Plan and Zoning

The 2014 Official Plan identifies that the Subject Lands are within the Cornell Centre Key Development Area, which requires a new Secondary Plan. The Planning Policy section is currently targeting the preparation of a Secondary Plan for Cornell Centre to be advanced to Development Services Committee in Q4 2025. However, until a new secondary plan is approved, the 1987 Official Plan and 2008 Cornell Secondary Plan remain applicable to the Subject Lands. This designates them as 'Urban Residential' and 'Residential Neighbourhood Cornell Centre', which permits the proposed townhouse dwellings.

Zoning By-Law 177-96

The subject property is zoned R2-LA*657 under By-law 177-96, as amended, which permits townhouse dwellings. Parking Standards By-law 28-97, as amended, requires two parking spaces per townhouse unit.

Typically, in the surrounding area, required parking is provided at the rear lane with one space in a private garage and a second space on a parking pad, having a minimum width of 2.5 m (reduced by Exception Zone *657 from the general standard of 2.75 m). Because the hydro notches abutting the Subject Lots reduce the lot width of the rear yard, insufficient room exists to provide a functional parking pad on six of the Subject Lots. A hydro notch also reduces the width of one driveway to 8.0 m, whereas the By-law requires it be equal to the proposed garage width of 8.38 m. The Owner has therefore submitted variances to resolve these non-conformities.

Zoning Preliminary Review (ZPR) Not Undertaken

The owner has confirmed that a Zoning Preliminary Review (ZPR) has <u>not</u> been conducted. However, the applicant has received comments from the building department through their permit process to confirm the variances required for the proposed development.

COMMENTS

The Planning Act states that four tests must be met in order for a variance to be granted by the Committee of Adjustment:

a) The variance must be minor in nature:

- b) The variance must be desirable, in the opinion of the Committee of Adjustment, for the appropriate development or use of land, building or structure:
- c) The general intent and purpose of the Zoning By-law must be maintained;
- d) The general intent and purpose of the Official Plan must be maintained.

Reduced Parking Requirement

The Owner is requesting that a minimum of one parking space be required, whereas the by-law requires a minimum of two parking spaces, as it applies to six of the Subject Lots, proposed to be developed with townhouse dwelling units.

Since the Subject Lands and surrounding development are lane-based, ample onstreet temporary parking opportunities will exist that are not broken up by driveways and curb cuts. To ensure that first unit purchasers are aware that only one parking space is provided to these six units, staff recommend that the Owner include a warning clause to that effect in purchase and sale agreements, and to the satisfaction of the City. This is provided in the recommended approval conditions in Appendix 'A'. As unit purchasers will be informed on the parking arrangement for the property, staff opine that the reduced parking will be of minimal impact.

Reduced Driveway Width

The Owner is requesting a minimum driveway width of 8.00 metres, whereas the by-law requires a minimum driveway width equal to the garage door width, which is 8.38 metres. This is a minor decrease and staff have no concern.

PUBLIC INPUT SUMMARY

No written submissions were received as of August 8, 2025. It is noted that additional information may be received after the writing of the report, and the Secretary-Treasurer will provide information on this at the meeting.

CONCLUSION

Planning Staff have reviewed the application with respect to Section 45(1) of The Planning Act, R.S.O. 1990, c. P.13, as amended, and are of the opinion that the variance requests satisfy the Planning Act criteria for authorizing variances and have no objection to approval. Staff recommend that the Committee consider public input in reaching a decision.

The onus is ultimately on the applicant to demonstrate why they should be granted relief from the requirements of the zoning by-law, and how they satisfy the tests of the Planning Act required for the granting of minor variances.

Please refer to Appendix "C" for conditions to be attached to any approval of this application.

PREPARED BY:



Stephen Corr, Senior Planner, Planning and Urban Design Department

REVIEWED BY:

Stacia Muradali, Development Manager, East District

Attachments:

Appendix 'A' - Subject Lots Location Map

Appendix 'B' – Site Plans

Appendix 'C' – Recommended Conditions

APPENDIX "C" CONDITIONS TO BE ATTACHED TO ANY APPROVAL OF FILES A/071/25 to A/073/25 and A/075/25 to A/077/ 25

- 1. The variances apply only to the proposed development as long as it remains:
- That the variances apply only to the subject development, in substantial conformity with the plan(s) attached as 'Appendix B' to this Staff, and that the Secretary-Treasurer receive written confirmation from the Supervisor of the Committee of Adjustment or designate that this condition has been fulfilled to their satisfaction;
- 3. That the Owner provide a written signed agreement by the Purchaser of ______ confirming that the Purchaser is aware that the dwelling unit they are purchasing has one parking space. And alternatively, if the unit has not been sold by the time this condition is cleared (i.e., there is no purchaser), the applicant must submit a letter of commitment to the City, to the satisfaction of the City's Transportation Engineering Department, that the future purchaser will be informed that the dwelling unit has one parking space, along with a copy of a draft purchaser agreement.

CONDITIONS TO BE ATTACHED TO ANY APPROVAL OF FILE A/074/25

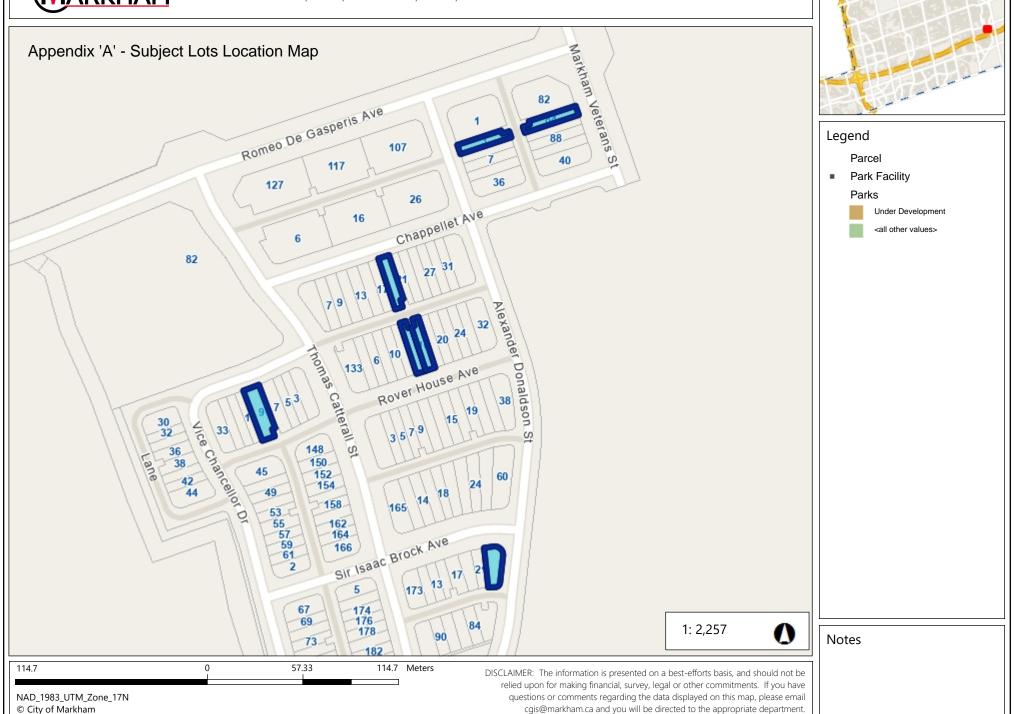
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- 2. That the variances apply only to the subject development, in substantial conformity with the plan(s) attached as 'Appendix B' to this Staff, and that the Secretary-Treasurer receive written confirmation from the Supervisor of the Committee of Adjustment or designate that this condition has been fulfilled to their satisfaction.

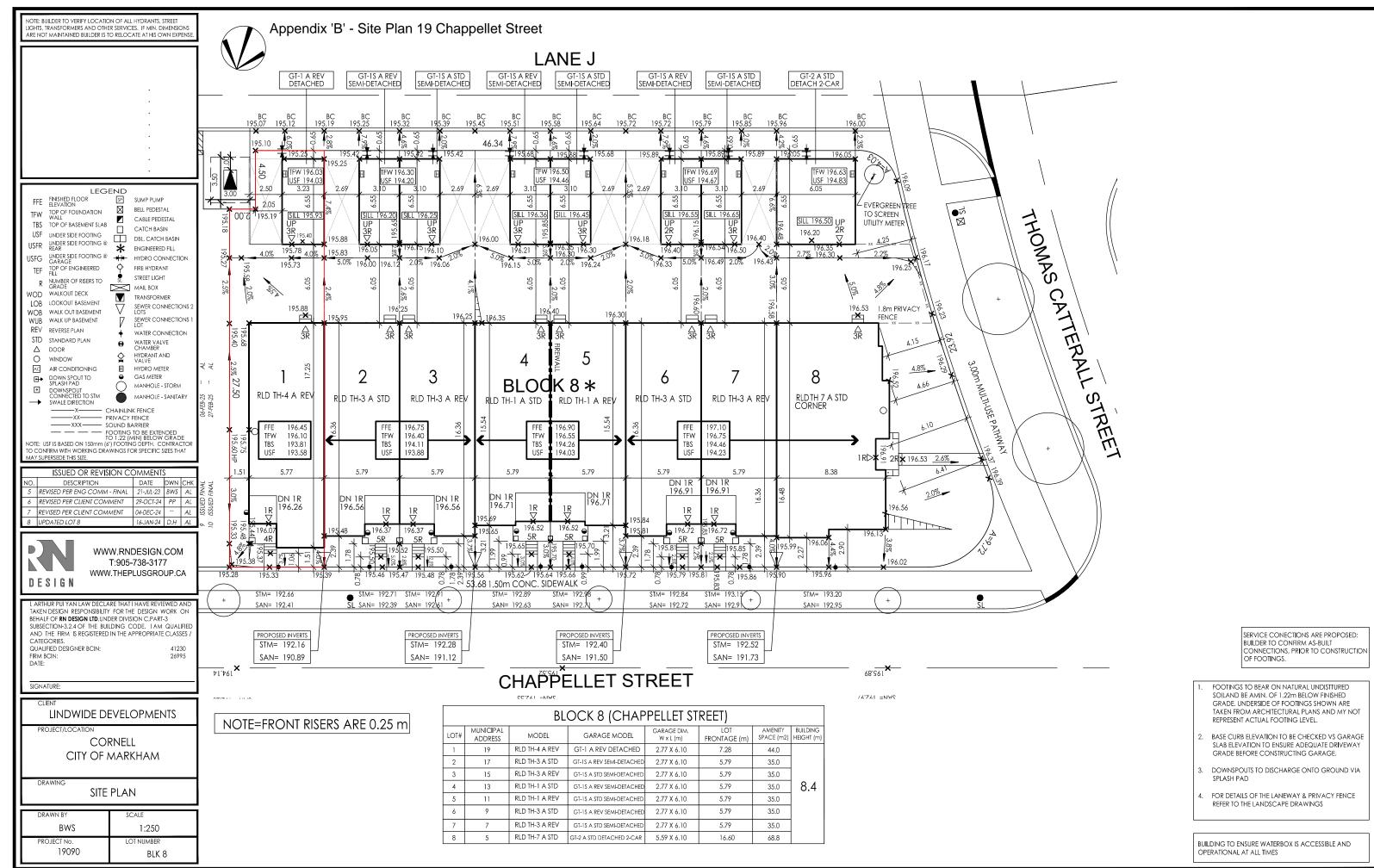
CONDITIONS PREPARED BY:

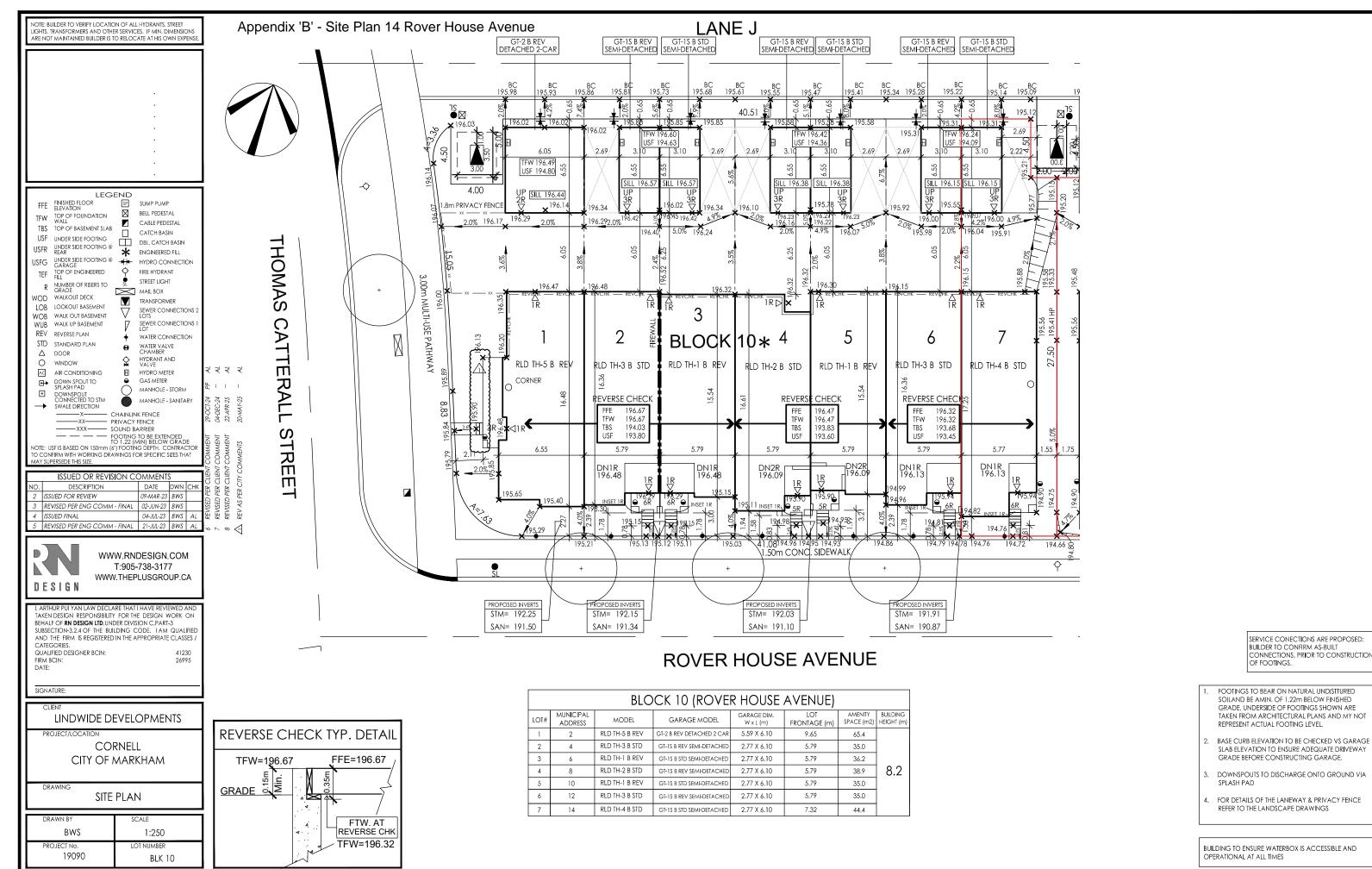
Stephen Corr, Senior Planner, Planning and Urban Design Department

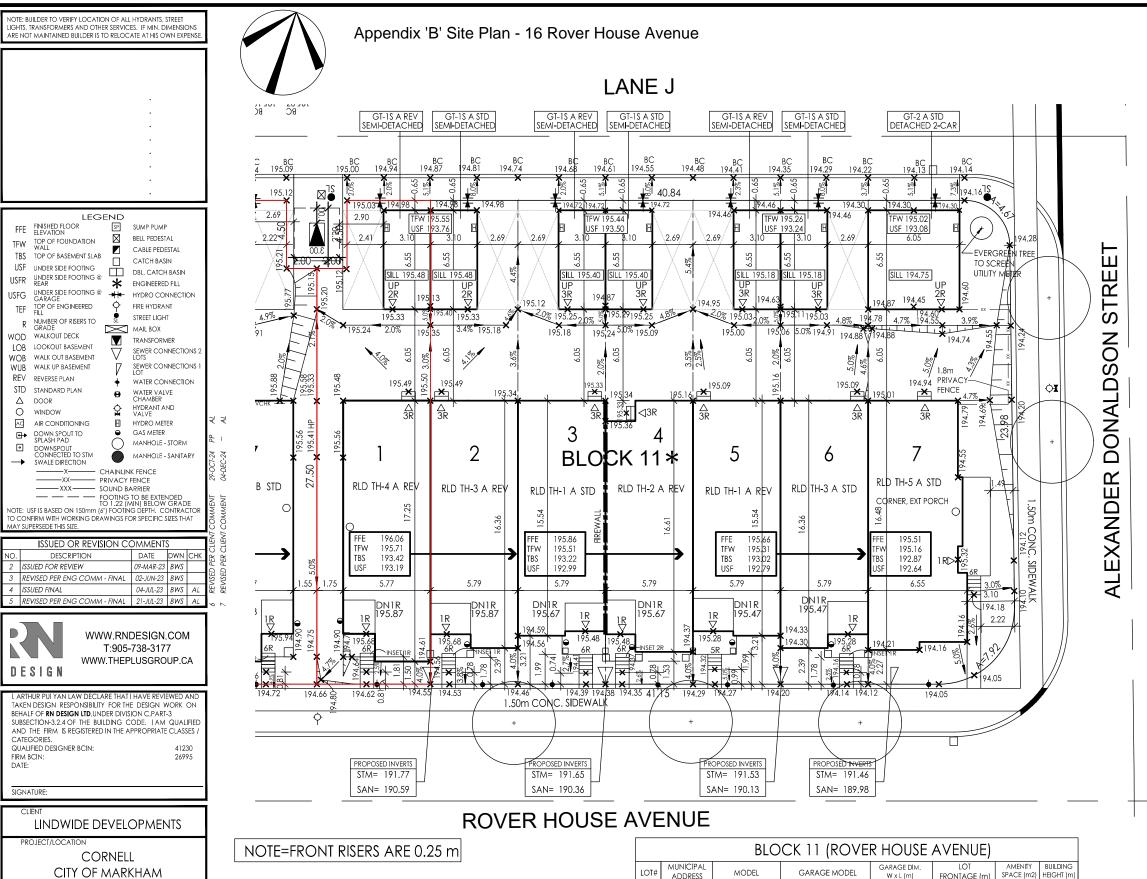


A/071/25 to A/077/25 - Lindwide Phase 2 Variances









SERVICE CONECTIONS ARE PROPOSED:
BUILDER TO CONFIRM AS-BUILT
CONNECTIONS, PRIOR TO CONSTRUCTION
OF FOOTINGS.

- I. FOOTINGS TO BEAR ON NATURAL UNDISTTURED SOILAND BE AMIN, OF 1.22m BELOW FINISHED GRADE. UNDERSIDE OF FOOTINGS SHOWN ARE TAKEN FROM ARCHITECTURAL PLANS AND MY NO REPRESENT ACTUAL FOOTING LEVEL.
- BASE CURB ELEVATION TO BE CHECKED VS GARAGE SLAB ELEVATION TO ENSURE ADEQUATE DRIVEWAY GRADE BEFORE CONSTRUCTING GARAGE.
- DOWNSPOUTS TO DISCHARGE ONTO GROUND VIA SPLASH PAD
- FOR DETAILS OF THE LANEWAY & PRIVACY FENCE REFER TO THE LANDSCAPE DRAWINGS

BUILDING TO ENSURE WATERBOX IS ACCESSIBLE AND OPERATIONAL AT ALL TIMES

2.77 X 6.10

5.59 X 6.10

GT-1S A STD SEMI-DETACHED

GT-2 A STD DETACHED 2 CAR

5.79

9.60

35.0

57.2

RLD TH-3 A STD

RLD TH-5 A STD

26

28

CITY OF MARKHAM

DRAWING

SITE PLAN

DRAWN BY

BWS

1:250

PROJECT NO.

LOT NUMBER

BLK 11

19090

File: D: \RN 2019 Projects\19090\Site Planning\Architectural (RN)\Site Plan\19090-SP100-PHASE 2&3(TOWNS & STACKS).dwg Plotted: Jun 03, 2025 By:DavidH

NOTE: BUILDER TO VERIFY LOCATION OF ALL HYDRANTS, STREET LIGHTS, TRANSFORMERS AND OTHER SERVICES, IF MIN. DIMENSIONS	BLOCK 19
ARE NOT MAINTAINED BUILDER IS TO RELOCATE AT HIS OWN EXPENSE.	UNIT NO MUNICIPAL ADDRESS
	1 92 - ALEXANDER DONALDSON STREET
	2 90 - ALEXANDER DONALDSON STREET
	3 88 - ALEXANDER DONALDSON STREET
	4 86 - ALEXANDER DONALDSON STREET
	5 84 - ALEXANDER DONALDSON STREET
	6 82 - ALEXANDER DONALDSON STREET

LEGEND SP

UNDER SIDE FOOTING ® ++ HYDRO CONNECTION GARAGE

÷

TFW TOP OF FOUNDATION WALL

USF UNDER SIDE FOOTING USFR UNDER SIDE FOOTING @

TEF TOP OF ENGINEERED

WOD WALKOUT DECK

REV REVERSE PLAN

 \triangle door

0 WINDOW

AC

••

•

STD STANDARD PLAN

AIR CONDITIONING

DOWN SPOUT TO SPLASH PAD

DOWNSPOUT CONNECTED TO STM

DESCRIPTION

ISSUED FOR PRE-SITE ONLY

2 ISSUED FOR REVIEW

QUALIFIED DESIGNER BCIN:

SIGNATURE

3 ISSUED FINAL

SWALE DIRECTION

LOB LOOKOUT BASEMENT WOB WALK OUT BASEMENT WALK UP BASEMENT

USFG

TBS TOP OF BASEMENT SLAB

BELL PEDESTAL

CARLE PEDESTAL

CATCH BASIN

* ENGINEERED FILL

FIRE HYDRANT STREET LIGHT MAIL BOX

> TRANSFORMER SEWER CONNECTIONS 2 LOTS

WATER VALVE CHAMBER

HYDRANT AND VALVE

HYDRO METER

MANHOLE - SANITARY

CHAINLINK FENCE

PRIVACY FENCE

——XXX——— SOUND BARRIER

NOTE: LISE IS BASED ON 150mm (6") FOOTING DEPTH CONTRACTO

TO CONFIRM WITH WORKING DRAWINGS FOR SPECIFIC SIZES THAT WAY SUPERSEDE THIS SIZE.

ISSUED OR REVISION COMMENTS

TAKEN DESIGN RESPONSIBILITY FOR THE DESIGN WORK ON BEHALF OF RN DESIGN LTD, UNDER DIVISION C, PART-3

SUBSECTION-3.2.4 OF THE BUILDING CODE. I AM QUALIFIEI AND THE FIRM IS REGISTERED IN THE APPROPRIATE CLASSES

LINDWIDE DEVELOPMENTS

CORNELL

CITY OF MARKHAM

SITE PLAN

MANHOLE - STORM

DATE DWN CH

04-SEP-23 PP AL

18-MAY-23 RP

WWW.RNDESIGN.COM T:905-738-3177 WWW.THEPLUSGROUP.CA

GAS METER

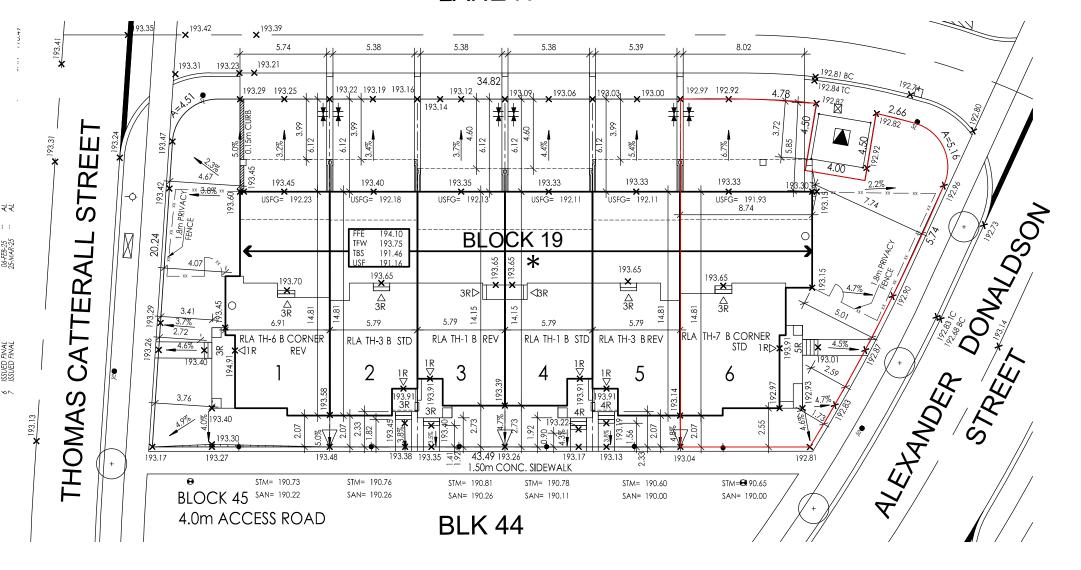
SEWER CONNECTIONS

WATER CONNECTION

Appendix 'B' Site Plan - 82 Alexander Donaldson Street



LANE N



BLOCK 19 SITE STATS							
LOT#	GARAGE DIM. W x L (m)	LOT FRONTAGE (m)	AMENITY SPACE (m2)	BUILDING HEIGHT (m)			
1	5.59 X 5.82	11.19	32.90	10.63			
2	5.54 X 5.82	5.80	32.35	10.66			
3	5.54 X 5.82	5.80	32.35	10.66			
4	5.54 X 5.82	5.80	32.35	10.68			
5	5.54 X 5.82	5.80	32.35	10.93			
6	8.38 X 5.82	12.58	45.30	11.06			

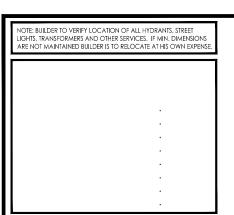
*NOTE-PLEASE REFER TO FLOOR PLANS FOR A/C LOCATION, IT'S LOCATED AT THE BALCONY IN FRONT & REAR, SCREENED AWAY FROM PUBLIC VIEW.

SERVICE CONECTIONS ARE PROPOSED: BUILDER TO CONFIRM AS-BUILT CONNECTIONS, PRIOR TO CONSTRUCTION OF FOOTINGS.

- FOOTINGS TO BEAR ON NATURAL UNDISTTURED SOILAND BE AMIN OF 1 22m BELOW FINISHED. GRADE. UNDERSIDE OF FOOTINGS SHOWN ARE REPRESENT ACTUAL FOOTING LEVEL.
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BUILDING TO ENSURE WATERBOX IS ACCESSIBLE AND OPERATIONAL AT ALL TIMES

BWS 1:250 19090 BLK 19



LEGEND TFW TOP OF FOUNDATION WALL BELL PEDESTAL CARLE PEDESTAL TBS TOP OF BASEMENT SLAB CATCH BASIN

DBL. CATCH BASIN USF UNDER SIDE FOOTING USFR UNDER SIDE FOOTING @ * ENGINEERED FILL USFG UNDER SIDE FOOTING @ -+- HYDRO CONNECTION FIRE HYDRANT
STREET LIGHT TEF TOP OF ENGINEERED FILL STREET LIGHT MAIL BOX WOD WALKOUT DECK TRANSFORMER LOB LOOKOUT BASEMENT SEWER CONNECTIONS : LOTS WOB WALK OUT BASEMENT SEWER CONNECTIONS WUB WALK UP BASEMENT REV REVERSE PLAN WATER CONNECTION STD STANDARD PLAN WATER VALVE CHAMBER △ DOOR HYDRANT AND VALVE O WINDOW AC AIR CONDITIONING HYDRO METER DOWN SPOUT TO SPLASH PAD GAS METER •• MANHOLE - STORM • DOWNSPOUT CONNECTED TO STM MANHOLE - SANITARY SWALE DIRECTION CHAINLINK FENCE ——XXX——— SOUND BARRIER

	ISSUED OR REVISION CO	DMMENT:	ŝ		IEN1	
NO.	DESCRIPTION DATE DWN CHK				R CI	
2	ISSUED FOR REVIEW	31-MAR-23	BWS		J G	
3	REVISED PER ENG COMM - FINAL	02-JUN-23	BWS		/ISE	
4	ISSUED FINAL	04-JUL-23	BWS	AL	RE	
5	REVISED PER ENG COMM - FINAL	21-JUL-23	BWS	AL	~	

DESIGN

WWW.RNDESIGN.COM T:905-738-3177 WWW.THEPLUSGROUP.CA

I, ARTHUR PULYAN LAW DECLARE THAT I HAVE REVIEWED AND TAKEN DESIGN RESPONSIBILITY FOR THE DESIGN WORK ON BEHALF OF RID DESIGN RID, UNDER DIVISION C, PART-3 SUBSECTION-3, 2.4 OF THE BUILDING CODE. I AM QUALIFIED AND THE FIRM IS REGISTERED IN THE APPROPRIATE CLASSES, CATEGORIES.

QUALIFIED DESIGNER BCIN: 41230

SIGNATURE:

FIRM BCIN:

CLIENT

LINDWIDE DEVELOPMENTS

DJECT/LOCATION

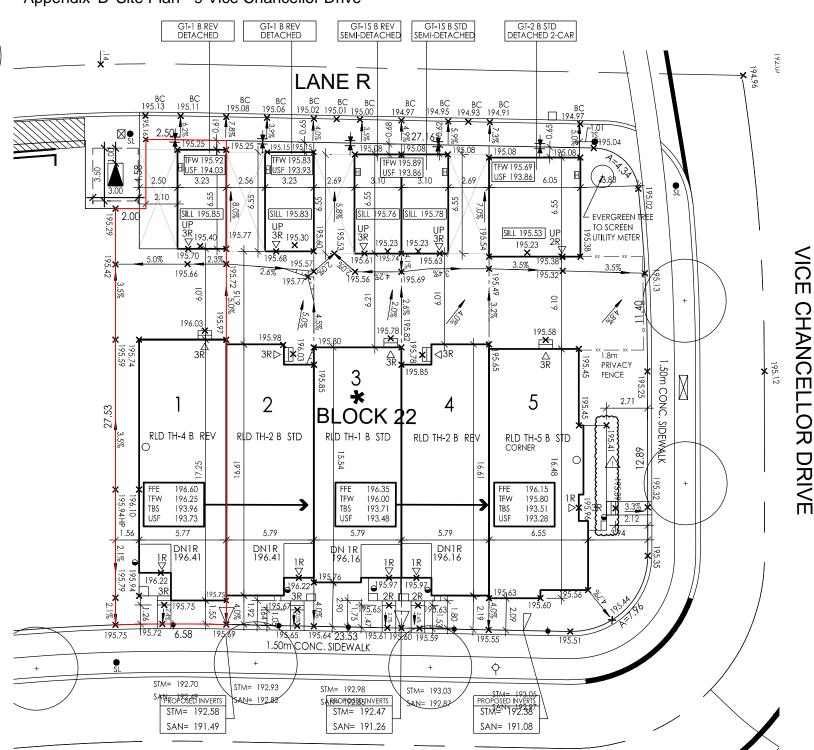
CORNELL CITY OF MARKHAM

DRAWING

SITE PLAN

DRAWN BY	SCALE		
BWS	1:250		
PROJECT No.	LOT NUMBER		
19090	BLK 22		

Appendix 'B' Site Plan - 9 Vice Chancellor Drive



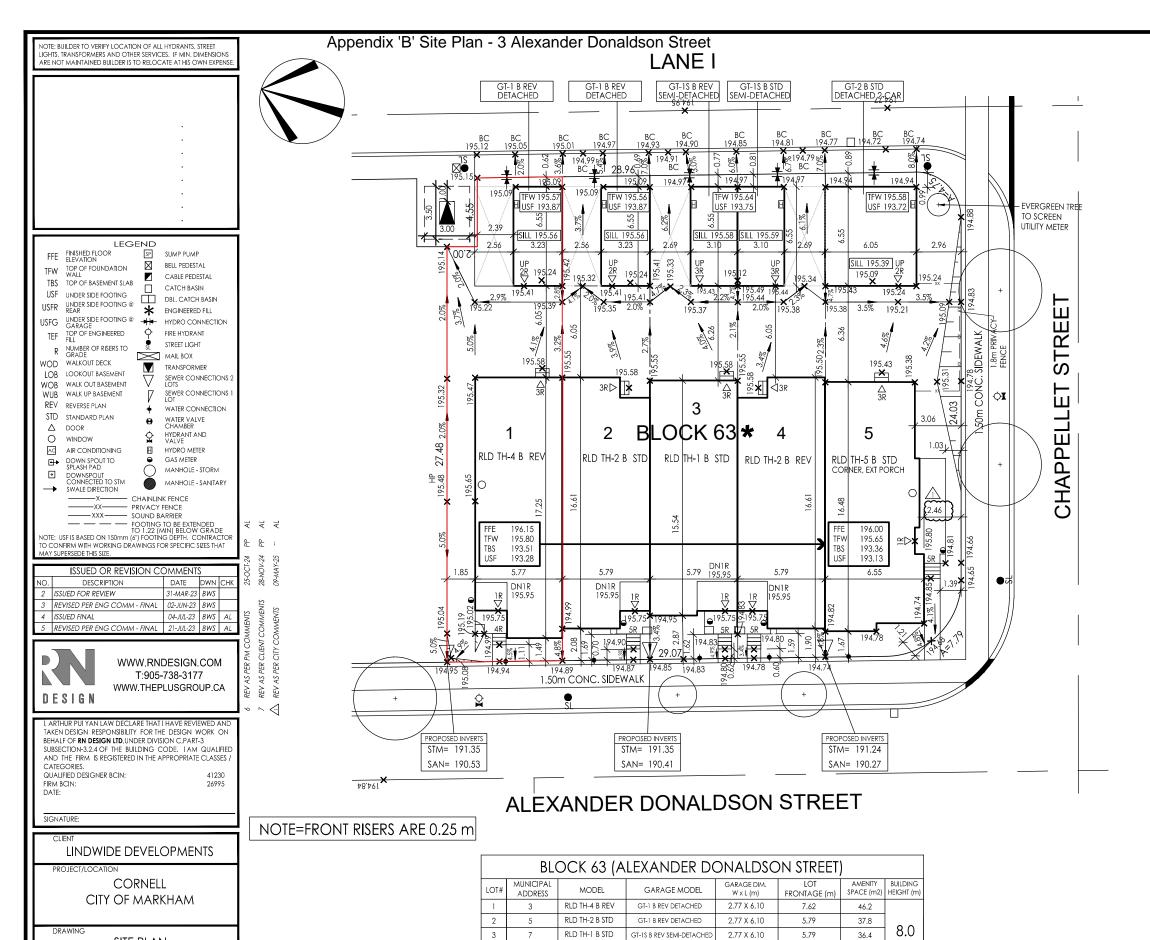
VICE CHANCELLOR DRIVE

BLOCK 22 (VICE CHANCELLOR DRIVE)								
LOT#	MUNICIPAL ADDRESS	MODEL	GARAGE MODEL	GARAGE DIM. W x L (m)	LOT FRONTAGE (m)	AMENITY SPACE (m2)	BUILDING HEIGHT (m)	
1	9	RLD TH-4 B REV	GT-1 B REV DETACHED	2.77 X 6.10	7.33	44.0		
2	11	RLD TH-2 B STD	GT-1 B REV DETACHED	2.77 X 6.10	5.79	38.3	0.0	
3	13	RLD TH-1 B STD	GT-1S B REV SEMI-DETACHED	2.77 X 6.10	5.79	35.9	8.0	
4	15	RLD TH-2 B REV	GT-1S B STD SEMEDETACHED	2.77 X 6.10	5.79	37.5		
5	17	RLD TH-5 B STD	GT-2 B STD DETACHED 2 CAR	5.59 X 6.10	10.5	63.3		

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RLD TH-2 B REV

2.77 X 6.10

5.59 X 6.10

GT-1\$ B STD SEMI-DETACHED

RLD TH-5 B STD GT-2 B STD DETACHED 2 CAR

37.7

56.5

9.0

SITE PLAN

1:250

BLK 63

BWS

19090

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