Memorandum to the City of Markham Committee of Adjustment

November 08, 2023

File: A/182/23

Address: 10950 Woodbine Avenue, Unit 16, Markham

Applicant: Studio Forma Interior Design Inc. (Stephanie Uprichard)

Hearing Date: Wednesday, November 15, 2023

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

The applicant is requesting relief from the following requirements of the Business Park (BP) zone in By-law 177-96, as amended, to permit:

a) Parking Standards By-law 28-97, Section 3.0 Table B, Industrial Uses:

a parking rate of 1 parking space per 62 m² of Gross Floor Area (GFA) for industrial uses; whereas, the By-law requires a parking rate of 1 parking space per 40 m² of net floor area of each premises up to 1,200 m², 1 parking space for each 100 m² of net floor area of each premises between 1,200 m² and 6,000 m², and 1 parking space for each 200 m² of net floor area of each premises in excess of 6,000 m²;

as it relates to the construction of a mezzanine within an existing unit.

BACKGROUND

Property Description

The subject property is approximately 2.56 ha (6.33 ac) in size and is located on the west side of Woodbine Avenue, south of Mobis Drive and west of Honda Boulevard. The subject property is currently developed with two industrial warehouse buildings. A previous Minor Variance application was approved in 2020 for the subject property (File A/024/20), which included a variance for a reduction in parking. It should be noted this Minor Variance application proposes a further reduction to the parking requirement for the subject property.

Proposal

The applicant is proposing to construct a 202.8 m² (2,183 ft²) mezzanine addition to the existing industrial unit. No exterior changes are proposed to the building.

Official Plan and Zoning

Official Plan 2014 (partially approved on November 24/17, and updated on April 9/18) The subject property is designated "Business Park Employment" in the 2014 Official Plan. This designation is intended to provide for prestige, larger scale, industrial and office development in business park settings with high visibility and access to 400 series highways, arterial roads, and transit services. Uses provided for in the "Business Park Employment" designation include: office, manufacturing, warehousing, hotel, and trade and convention centre. These lands are also subject to the Highway 404 North (Employment) Area and Site Specific Policies under Section 9.10 of the Official Plan. These policies state, until an updated secondary plan is approved for the Highway 404

North (Employment) lands, the provisions of the Official Plan (Revised 1987), and the current Highway 404 North Secondary Plan, shall apply to the lands.

1987 Official Plan and Highway 404 North Secondary Plan

The 1987 Official Plan designates the subject property Industrial – "Business Park Area" under the 1987 Official Plan and Highway 404 North Secondary Plan. The intended function of these designations are for the development of office/industrial business parks characterized by high design standards including corporate head offices and research facilities. The visual attractiveness is of prime importance. Retail and service uses are strictly controlled.

The objective of the Highway 404 North Secondary Plan is to develop a significant employment area while accommodating a minor extension of the planned residential development. The Business Park Area designation provides for uses such as office, light industrial, accessory retail uses, hotels, institution uses, banks, and trade and conventions centres.

Zoning By-Law 177-96

The subject property is zoned Business Park (BP) under By-law 177-96, as amended, which permits uses such as banquet halls, business offices, financial institutions, hotels, industrial uses, medical offices, and trade and convention centres.

Parking Standards By-law 28-97

The proposed development does not comply with the standards of Parking By-law 28-97 with respect to minimum parking space requirements. Further discussion relating to the proposed parking variance is provided in the comments below.

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 Rate Variance

The subject property currently provides for a total of 152 parking spaces. The proposed mezzanine addition will increase the parking requirement to 156 parking spaces, resulting in a deficiency of 4 parking spaces.

Transportation Staff have reviewed the parking letter submitted in support of the proposed parking reduction and are of the opinion that the requested variance is minor and unlikely to result in any significant impact on the parking supply. It should be noted the proposed reduction in parking requirements will apply only to industrial uses on the property. The current parking standards set out in Parking By-law 28-97, as they apply to all other permitted uses on the site will continue to apply.

Staff have no objections to the approval of the proposed parking reduction.

PUBLIC INPUT SUMMARY

No written submissions were received as of November 8, 2023. 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 request meets the four tests of the Planning Act and have no objection. 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 "A" for conditions to be attached to any approval of this application.

PREPARED BY:

Howley Miller

Hailey Miller, Planner II, West District

REVIEWED BY:

Rick Cefaratti, MCIP, RPP, Senior Planner, West District

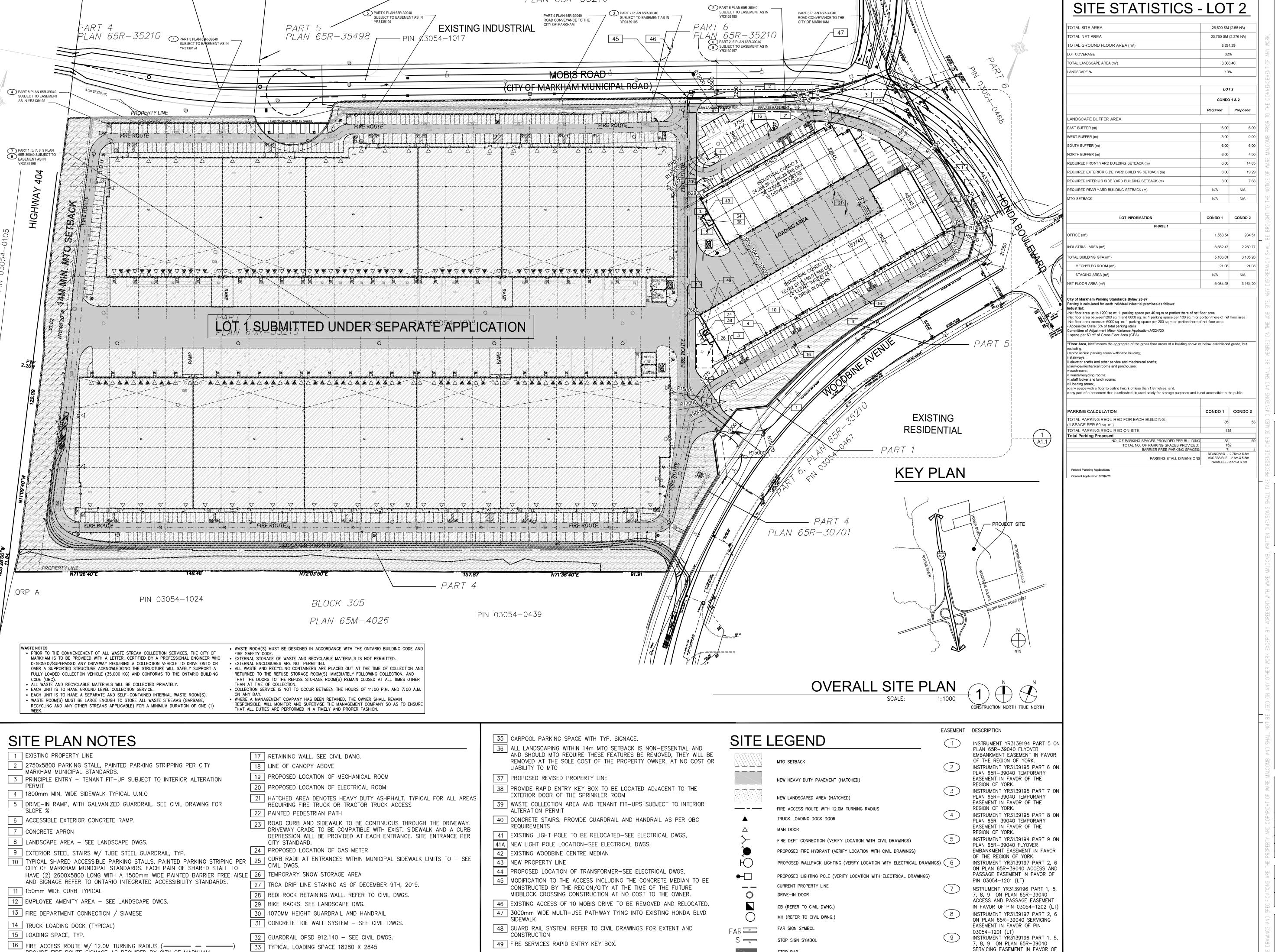
APPENDIX "A" CONDITIONS TO BE ATTACHED TO ANY APPROVAL OF FILE A/182/23

- 1. The variances apply only to the proposed development as long as it remains;
- 2. That the variances apply only to the subject development, in substantial conformity with the plan(s) attached as 'Appendix B' to this Staff Report, and that the Secretary-Treasurer receive written confirmation from the Director of Planning and Urban Design or designate that this condition has been fulfilled to his or her satisfaction.

CONDITIONS PREPARED BY:

Hoiley Miller

Hailey Miller, Planner II, West District



STOP BAR

PIN 03054-1202 (LT)

PROVIDE FIRE ROUTE SIGNAGE AS REQUIRED BY CITY OF MARKHAM -

SPACED 30m APART ON BOTH SIDES AND MAX. 15m FROM STREET CURB

34 FIRE ALARM SYSTEM ANNUNCIATION PANEL OUTSIDE OF ELECTRICAL ROOM

Appendix B

File: 23.142918.000.00.MNV

Date: 11/10/23 MM/DD/YY

WARE MALCOMB
Leading Design for Commercial Real Estate
architecture 180 bass pro mills drive

architecture 180 bass pro mills drive. unite 103
planning vaughan. ontario. L4K 5W4
interiors p 905.760.1221
graphics f 905.248.3344
civil engineering a business name of WMA Inc.

BERKSHIRE
MARKHA
MOBIS ROAL

OVERALL SITE PLAN

DATE REMARKS
2021-04-28 ISSUED FOR PERMIT
2021-06-10 ISSUED FOR TENDER

 PA/PM:
 CA/LN

 DRAWN BY.:
 NM

 JOB NO.:
 TOR19-0077-00

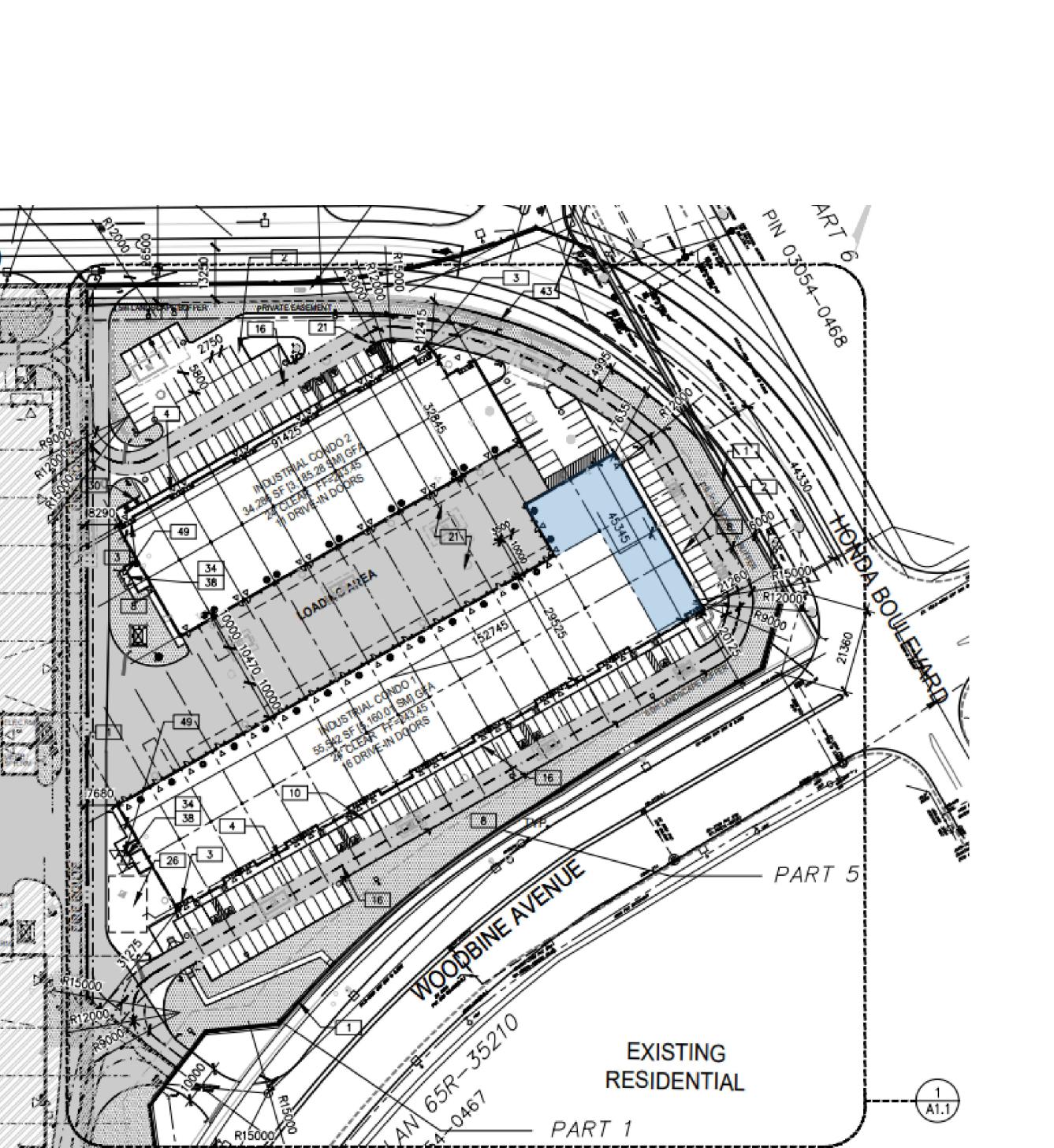
SHEET

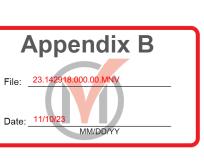
A10

CITY FILE #: SPC.20.119174 REGION FILE #:

SP.20.M.0138

	ONTARIO BUILDING CODE DATA MATRIX PARTS 3&9						OBC REFERENCE		
ROJEC	T: INDUSTRIAL BU	JILDING 1, UNIT 16 10950	WOODBINE AVE,	MARKHAM,	ON				
1	PROJECT DESCRIPTION: UNIT FINISH OF 18 UNIT #16 (F2) & AE AN OPEN MEZZAN STORAGE (F2)			'' \	□ PART 11		■ PAR	Г3	□ PART 9
			I MÉZZANINE FO		2.1.1 [A]		2.1.1 [A]		2.1.1 [A] 9.10.1.3
2	MAJOR OCCU	PANCY(S): GROUP F2 (O	FFICES ON FIRST	FLOOR IS S	SUBSIDIARY O	CCUPANCY)	3.1.2.1.(1)	9.10.2
3	BUILDING ARE	BUILDING AREA (m) ² EXISTING <u>5,157.87m² NEW N/A</u> T				5,157.87 m ²		A]	1.4.1.2 [A]
4	GROSS AREA EXISTING <u>5,157.87m</u> NEW <u>202.8m</u> TOTAL <u>5,360.67m</u>						1.4.1.2 [<i>A</i>	N]	1.4.1.2 [A]
4A	UNIT AREA (m): _ 700.4 m²_							
		PERMIT SCOPE OF WORK (1ST FLOOR + MEZZANINE) EXISTING 700.4 m ² + NEW 202.8m ² = 903.2m ²						-	-
5	NUMBER OF S	UMBER OF STOREYS ABOVE GRADE 1 BELOW GRADE 0						& 3.2.5	9.10.20
6	HEIGHT OF BU	HEIGHT OF BUILDING (m) 8.82- m						-	2.1.1.3
7	NUMBER OF S	NUMBER OF STREETS/ACCESS ROUTES 2						3.2.5.5	-
8	BUILDING CLASSIFICATION GROUP F-2 3.2.2.70B (OFFICES AREA ON 1ST FLOOR IS SUBSIDIARY OCCUPANCY TO THE F-2)						3.2.2.20-	.83	9.10.2
0	SPRINKLER SYSTEM DRODOSED ENTIDE DUIL DING					2 2 2 20	02	9.10.8.2	
9	SPRINKLER SYSTEM PROPOSED ENTIRE BUILDING BASEMENT ONLY					3.2.2.20- 3.2.1.5	.ບບ	∂. 1U.U.∠	
	☐ BASEMENT ONLY ☐ IN LIEU OF ROOF RATING ☐ NOT REQUIRED - EXISTING BUILDING					3.2.1.5			
						INDEX		INDEX	
10	STANDPIPE R	EQUIRFD	☐ YES NO			3.2.9			
_								Ω 10 10	
11							3.2.4		9.10.18
12	WATER SERVICE/ SUPPLY IS ADEQUATE ■ YES □ NO						3.2.5.7		-
13	HIGH BUILDIN	HIGH BUILDING ☐ YES NO					3.2.6		-
14	PERMITTED CONSTRUCTION ☐ COMBUSTIBLE ☐ NON-COMBUSTIBLE ☐ BOTH ACTUAL CONSTRUCTION ☐ COMBUSTIBLE ☐ NON-COMBUSTIBLE ☐ BOTH					3.2.2.2083		9.10.6	
15	MEZZANINE(S	MEZZANINE(S) AREA m ² 202.80 m ² STORAGE					3.2.1.1.(3)-(8)		9.10.4.1
16	OCCUPANT LOAD BASED ON ☐ m²/PERSON ■ DESIGN OF BUILDING					3.1.17		9.9.1.3	
	1sT FLOOR OCCUPANCY F-2 LOAD 20 PERSONS (15 FRONT AREA 5 WAREHOUSE) MEZZANINE LEVEL OCCUPANCY F-2 LOAD 0 PERSONS					3.4.3.4			
17	BARRIER-FRE	BARRIER-FREE DESIGN ■ YES □			NOT REQUIRED)		3.8		9.5.2
18	HAZARDOUS	SUBSTANCES	■ YES	□ NO			3.3.1.2. & 3.3.1.10		9.10.1.3(4)
19	REQUIRED	BLIES				3.2.2.2083 & 3.2.1.4		9.10.8	
	FIRE FRR (HOURS)				OR DESCRIPTION (SG-2)				9.10.9
	RESISTANCE	FLOORS N/A	FLOORS N/A - ROOF 0 -						
	RATING	ROOF 0							
	(FRR)	MEZZANINE 0 FRR OF SUPPORTING MEMBERS FLOORS 45 MINS			NON-COMB. 3.2.2.70B LISTED DESIGN NO. OR DESCRIPTION (SG-2) -				
	ROOF MINS								
			NS				-		-
		MEZZANINE 0 MI	NS						
		MEZZANINE 0 MI	NS 						
20	SPATIAL SEPA	MEZZANINE 0 MI		R WALLS			3.2.3		9.10.14
20	ADEA	RATION - CONSTRUCTION	ON OF EXTERIOR		% FRR	LISTED	T	COMB CONST	
20	SPATIAL SEPA WALL AREA EBF (n	RATION - CONSTRUCTION OF L. C. L/H OR H/L	ON OF EXTERIOR	R WALLS PROPOSED S OF OPENING		LISTED DESIGN OR DESCRIPTION	COMB.	COMB. CONST. NONC. CLADDIN	NON-COME
20	WALL AREA EBF (n	OF LD (m) L/H OR H/L	ON OF EXTERIOR PERMITTED F	PROPOSED 9		DESIGN OR	COMB.		NON-COME
20	WALL AREA EBF (n	OF LD (m) L/H OR H/L (m)	ON OF EXTERIOR PERMITTED F	PROPOSED 9		DESIGN OR	COMB.		NON-COME
20	WALL AREA EBF (n	OF LD (m) L/H OR H/L (m)	ON OF EXTERIOR PERMITTED F	PROPOSED 9		DESIGN OR	COMB.		NON-COME
20	WALL AREA EBF (no NORTH NORTH NORTH	OF LD (m) L/H OR H/L (m)	ON OF EXTERIOR PERMITTED F	PROPOSED 9		DESIGN OR	COMB.		NON-COME
	WALL AREA EBF (no NORTH NORTH NORTH NORTH	OF LD (m) L/H OR H/L (m) NG TO REMAIN	PERMITTED F MAX% OF COPENINGS	PROPOSED 9		DESIGN OR	COMB.		NON-COME
	WALL AREA EBF (no NORTH NORTH NORTH NORTH	OF LD (m) L/H OR H/L (m)	PERMITTED FOR COPENINGS	PROPOSED S OF OPENING	S (HOURS)	DESIGN OR DESCRIPTION	COMB.		NON-COME
	WALL AREA EBF (no NORTH NORTH NORTH NORTH	OF LD (m) L/H OR H/L (m) NG TO REMAIN	PERMITTED FOR OPENINGS COCCUPANT T	PROPOSED 9		DESIGN OR	COMB.		NON-COME
	WALL AREA EBF (not not not not not not not not not not	OF LD (m) L/H OR H/L (m) NG TO REMAIN	OCCUPANT T LOAD	PROPOSED OF OPENINGS	FIXTURES REQUIRED	PESIGN OR DESCRIPTION FIXTURES PROVIDED	COMB.		NON-COME
	WALL AREA EBF (not not not not not not not not not not	RATION - CONSTRUCTION OF LD (m) L/H OR H/L (m) NG TO REMAIN CTURES REQUIREMENTS	OCCUPANT T LOAD 10M	PROPOSED OF OPENING: TABLE NUMBER T.3.7.4.7	FIXTURES REQUIRED	FIXTURES PROVIDED	COMB.		NON-COME
20	WALL AREA EBF (not not not not not not not not not not	ARATION - CONSTRUCTION OF LD (m) L/H OR H/L (m) NG TO REMAIN CTURES REQUIREMENTS COUNT @ 50%-50%	OCCUPANT T LOAD 10M 10F	ABLE NUMBER T.3.7.4.7	FIXTURES REQUIRED	PESIGN OR DESCRIPTION FIXTURES PROVIDED	COMB.		NON-COME
	WALL AREA EBF (not not not not not not not not not not	ARATION - CONSTRUCTION OF LD (m) L/H OR H/L (m) NG TO REMAIN CTURES REQUIREMENTS COUNT @ 50%-50% AD AS PER DESIGN	OCCUPANT T LOAD 10F 0M 10F 0M	PROPOSED OF OPENING: TABLE NUMBER T.3.7.4.7	FIXTURES REQUIRED	FIXTURES PROVIDED	COMB.		NON-COME

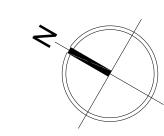




FOR QUESTIONS ABOUT THESE DRAWINGS PLEASE CONTACT:

STUDIO FORMA INTERIOR DESIGN INC. 1100 GORHAM ST. UNIT #18, NEWMARKET ON L3Y 8Y8

DESIGN@STUDIOFORMA.CA WWW.STUDIOFORMA.CA 905-252-0947



DATE:

JUNE 16, 2023

PROJECT:

DEAN CLEAN

INDUSTRIAL BUILDING 1, UNIT 16

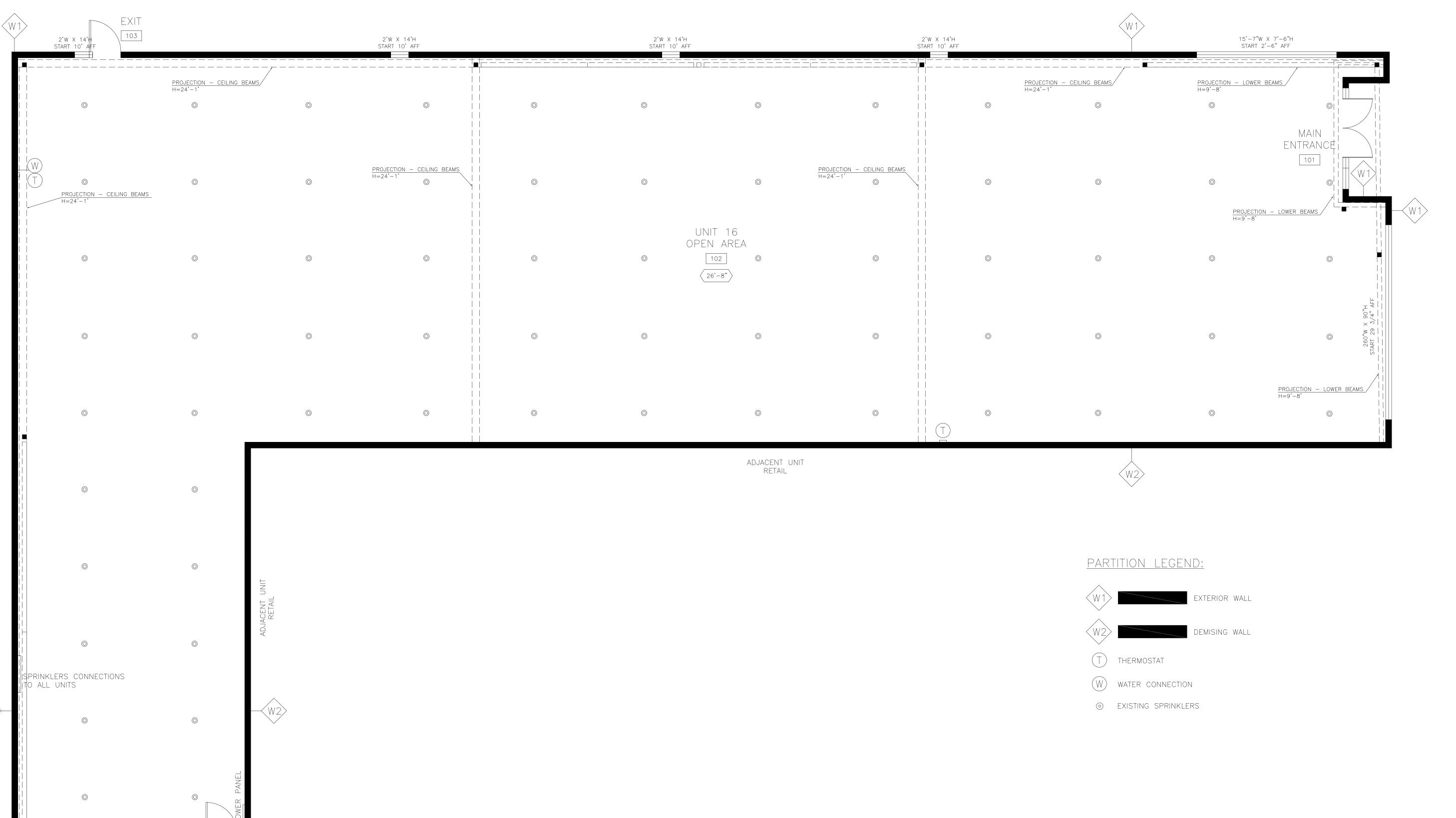
10950 WOODBINE AVE, MARKHAM, ON

SHEET TITLE:

TABLE — ONTARIO BUILDING CODE DATA MATRIX







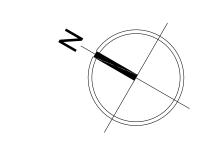
P1 BASE BUILDING PLAN
A-0 3/16"=1'0"

EXIT 104

12'W X 10'H ROLL—UP GARAGE DOOR FOR QUESTIONS ABOUT THESE DRAWINGS PLEASE CONTACT:

STUDIO FORMA INTERIOR DESIGN INC. 1100 GORHAM ST. UNIT #18, NEWMARKET ON L3Y 8Y8

DESIGN@STUDIOFORMA.CA WWW.STUDIOFORMA.CA 905-252-0947



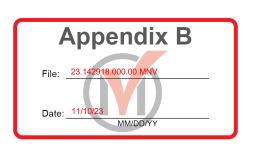
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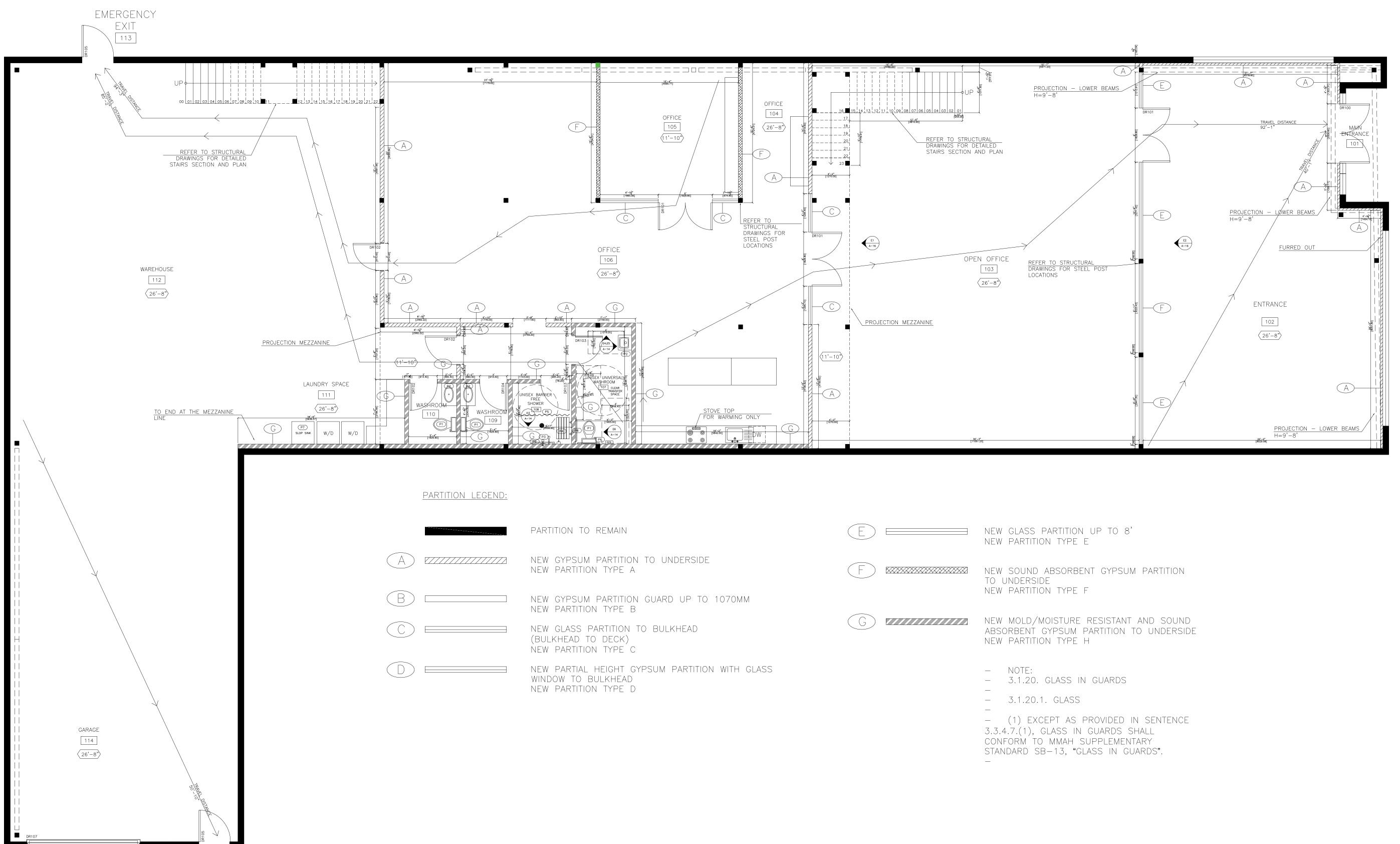
PROJECT:

DEAN CLEAN
INDUSTRIAL BUILDING 1, UNIT 16
10950 WOODBINE AVE, MARKHAM, ON

SHEET TITLE:

BASE BUILDING PLAN





A-1

PARTITION AND MILLWORK PLAN — MAIN FLOOR

EMERGENCY

EXIT 115

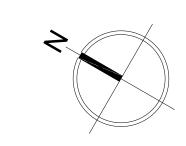
3/16"=1'0"

DRAWINGS PLEASE CONTACT: STUDIO FORMA INTERIOR DESIGN INC.

1100 GORHAM ST. UNIT #18, NEWMARKET ON L3Y 8Y8"

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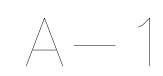
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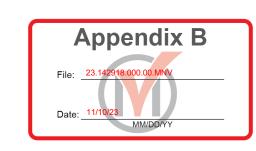
PROJECT: DEAN CLEAN

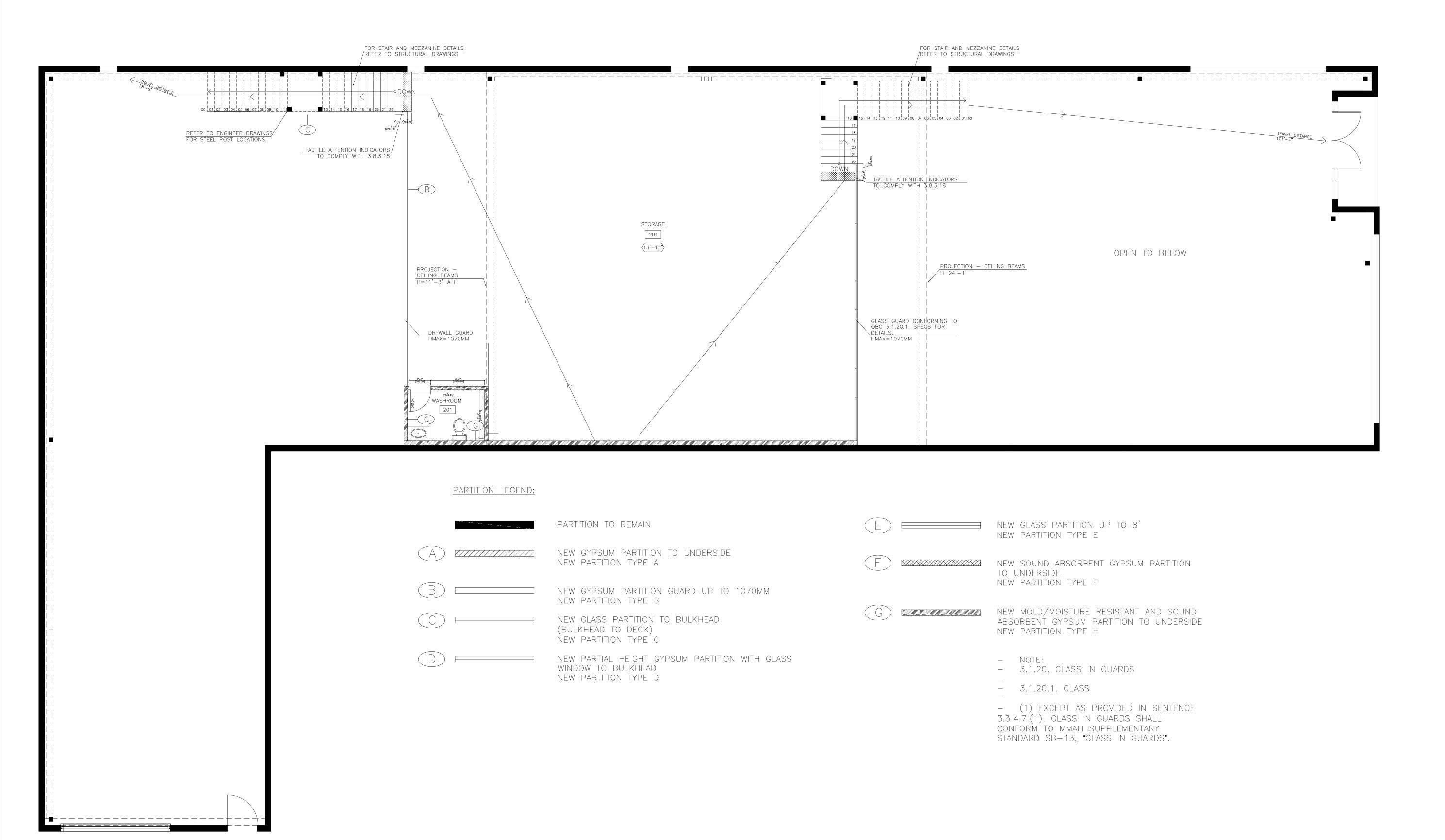
INDUSTRIAL BUILDING 1, UNIT 16 10950 WOODBINE AVE, MARKHAM, ON

SHEET TITLE:

PARTITION AND MILLWORK PLAN MAIN FLOOR





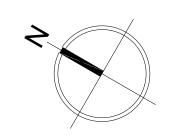


P1 PARTITION AND MILLWORK PLAN — MEZZANINE
A-2 3/16"=1'0"

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DATE:

JUNE 16, 2023

PROJECT:

DEAN CLEAN

INDUSTRIAL BUILDING 1, UNIT 16

10950 WOODBINE AVE, MARKHAM, ON

SHEET TITLE:

PARTITION AND MILLWORK PLAN MEZZANINE