

The Corporation of the City of Richmond Hill

By-law ___-20

A By-law to Amend By-law 2325-68, as amended, of
The Corporation of the City of Richmond Hill

Now Therefore the Council of the City of Richmond Hill adopts and approves as follows:

1. That By-law 2325-68, as amended, of the City of Richmond Hill, be and is hereby further amended as follows:
 - a) By amending the parking rates applicable to those lands zoned "Community Commercial (CC) Zone" outlined in a solid black line on Schedule "A" to this by-law as follows:
 - i. 2.8 parking spaces per 100 square metres of commercial gross floor area.
 - b) by rezoning the lands shown on Schedule "A" to this By-law ___-20 (the "Lands") from "Community Commercial (CC) Zone" to "Multiple Residential Ten (RM10) Zone" under By-law 2325-68, as amended,
 - c) by adding the following to Section 10 – Exceptions
"RM10___"

Notwithstanding any inconsistent or conflicting provision of By-law 2325-68, as amended, the following special provisions shall apply to the lands zoned "Multiple Residential Ten (RM10) Zone" and more particularly identified on Schedule "A" to By-law 2325-68 and denoted by a bracketed number (RM10___):

1. Definitions

For the purposes of this By-law, the following definitions shall apply:

a) Commercial Use

Means the use of land, **buildings** or **structures** for the purpose of buying or selling commodities and supplying of services, including personal service uses provided to the public or where entertainment is offered for gain or profit. Notwithstanding the foregoing, **commercial uses** shall exclude automobile service station, gas bar convenience retail store, gas bar, motor vehicle/lubrication establishment, motor vehicle washing establishment, auto body repair shop, repair shops for internal combustion engines, motorized vehicles or similar uses, public garage.

b) Dwelling, Apartment

Means a **building** containing five (5) or more **dwelling units** all of which have a common external access to the **building** by means of a common corridor system. An **apartment dwelling** may take the form of a high rise, mid rise or low rise building.

c) Floor Area, Gross

Means the aggregate of the floor areas of a **building** above **established grade**, measured between the exterior faces of the exterior walls of the **building** at each floor level but excluding:

- loading areas (enclosed and/or open);
- a room or enclosed area, including its enclosing walls, within the **building** or structure, that is used exclusively for the accommodation of mechanical equipment, including the **Mechanical Penthouse**, heating, cooling, ventilation, electrical equipment, shafts, fire prevention equipment, plumbing or elevator equipment and service and elevator shafts;
- bicycle storage and parking areas within the **building**;
- any below grade areas;
- any space with a floor to ceiling height of less than 1.8 metres (5.91 feet);
- unenclosed balconies and terraces; and
- any openings in floor slabs such as, but not limited to, a two storey atrium, stairway or second floor of loading space.

d) Floor Area Ratio

Means the maximum **gross floor area** of all **buildings** on the **lot** expressed as a ratio or multiple of the **lot area**.

e) Grade, Established

Means 208.9 m A.S.L.

f) Height, Building

Means the vertical distance measured between **established grade** and the highest point of the roof surface.

g) Lot Coverage

Means the percentage of the gross **lot area**, covered by all **buildings**, and shall not include that portion of such **lot area** which is occupied by a **building** or portion thereof which is completely below grade or provides linkage between **buildings** above the ground floor.

h) **Mechanical Penthouse**

Means the rooftop floor area above the livable area of an apartment **building** that is used exclusively for the accommodation of mechanical equipment necessary to physically operate the **building** such as heating, ventilation, air conditioning, electrical, telephone, plumbing, fire protection and elevator equipment and includes walls and structures intended to screen the **mechanical penthouse** and equipment.

i) **Storey**

Means the portion of the **building** other than the cellar which lies between the surface of the floor and the surface of the next floor above it, or if there is no floor above it, then the space between such floor and the ceiling or roof next above it. Notwithstanding this definition, the first **storey** can be up to 7.7 metres in height and shall include the upper ground floor level. Further, the **mechanical penthouse** shall not be considered a **storey** for the purpose of calculating **building height**.

j) **Tower Floor Plate**

Means the total **gross floor area** of individual floors within the **building** located above the seventh **storey**, measured from the exterior of the main walls at each **storey**, excluding balconies.

k) **Amenity Space**

Means outdoor space on a **lot** that is communal and available for use by the occupants of a **building** on the **lot** for recreational or social activities.

2. **Permitted Uses**

Permitted uses are limited to the following:

- a) **Apartment Dwelling** (1);
- b) **Commercial Uses**; and

Notes:

- 1) No **dwelling units** shall be permitted to face 16th Avenue on the ground floor of a **building** or structure.

3. **Development Standards**

The following development standards shall apply (1) (2) (3):

| | |
|---|-----------------------|
| Maximum Gross Floor Area | 71,062 m ² |
| Maximum Floor Area Ratio (Phase 1) | 8.56 |

| | |
|---|-------------------------------|
| Maximum Tower Floor Plate (GFA) | 805 m ² |
| Maximum Lot Coverage | 90% |
| Minimum Front Yard (16th Avenue) | 1.5 metres |
| Minimum setback at daylight triangle | 0.5 metres |
| Minimum Interior Side Yard (East) | 1.5 metres |
| Minimum Interior Side Yard (West) | 2.0 metres |
| Minimum Rear Yard | 2.5 metres |
| Maximum Building Height | 45 storeys /145 metres |
| Minimum Outdoor Amenity Area | 2.0 m ² per unit |
| Maximum Coverage of Mechanical Penthouse | 75% of roof surface |
| Minimum Drive Aisle Width | 6.0 metres |

Notes:

- 1) For the purposes of calculating the maximum **floor area ratio** the maximum **gross floor area**, and the maximum **lot coverage**, the **lot area** shall be deemed to be 8,300 square metres regardless of any conveyances for road widening purposes, dedications or severances.
- 2) Notwithstanding any other provision in this by-law, the setback to below grade parking structures is 0.0 metres (0.0 feet).
- 3) Notwithstanding the maximum **building height**, and minimum building **setbacks**, the following encroachments above the specified **heights** and **setbacks** shall be permitted:
 - a) Bay windows and sills, railings, cornices, wall-mounted lighting fixtures, awnings, canopies, columns, eaves, guardrails, balustrades, privacy screens, trellises, gazebos, shade structures, screen walls, ornamental and architectural features, landscape structures and features, mechanical equipment, mechanical screens and flag poles, balconies and columns, to a maximum height and projection of 2.5 metres
 - b) Parapets, to a maximum height of 1.4 metres.
 - c) Privacy screens, trellises, gazebos, shade structures, screen walls, ornamental and architectural features, landscape structures and features on the 5th floor amenity terrace, to a maximum height of 3.0 metres .
 - d) Exit staircases to a maximum height of 3.2 metres.
 - e) Notwithstanding the foregoing, no portion of the **building**, either above or below grade, may encroach within the Regional right-of-way without the written permission of the Regional Municipality of York.

4. Parking Standards

The number of required **parking spaces** shall be calculated in accordance with the standards set out below (1) (2) (3):

| Use | Minimum Parking Space Standard |
|----------------------------|--|
| Apartment Dwellings | |
| One Bedroom | 0.60 parking spaces/dwelling unit |
| Two Bedroom | 0.64 parking spaces/dwelling unit |
| Three Bedroom | 1.0 parking spaces/dwelling unit |
| Residential Visitor (3) | 0.15 parking spaces/dwelling unit |
| Retail Parking (3) | 2.8 parking spaces per 100 square metres of commercial gross floor area |

Notes:

- 1) Above grade parking shall not be permitted between the **building** and 16th Avenue.
- 2) No loading or service areas shall be permitted along 16th Avenue.
- 3) The required residential visitor and retail parking is permitted as off-site parking within the lands zoned CC as shown on Schedule "A" and within 350 metres of the lands zoned RM10 on Schedule A.

5. Bicycle Parking Standards

The number of required bicycle parking spaces shall be calculated in accordance with the standards set out below:

| Use | Minimum Rate – Bicycle Spaces |
|---------------------|---|
| Residential Use | 0.6 bicycle parking spaces/ dwelling unit |
| Residential Visitor | 0.04 bicycle parking spaces/ dwelling unit |

| | |
|---------------------|---|
| Non-residential Use | 0.22 bicycle parking spaces/100m ² of gross floor area for long term and short term |
|---------------------|---|

Notes:

- 1) Visitor bicycle parking spaces shall be located at grade.
 - 2) Where bicycles are to be parked on a horizontal surface, a bicycle parking space shall have a width of not less than 0.6 metres (1.97 feet), a length of not less than 1.8 metres (5.91 feet) and a height of not less than 1.9 metres (6.23 feet).
 - 3) Where bicycles are to be parked in a vertical position, a bicycle parking space shall have a width of not less than 0.6 metres (1.97 feet), a length of not less than 1.2 metres (3.94 feet) and a height of not less than 1.9 metres (6.23 feet).
2. All other provisions of By-law 2523-68, as amended, not inconsistent with the foregoing, shall continue to apply to the lands shown on Schedule "A" attached hereto.
 3. Notwithstanding the uses permitted in the RM10(RM10___) Zone by this By-law, all uses permitted on the **Lot** by By-law 2523-68, as amended, prior to the passage of this Bylaw, shall continue to apply to the **Lot**.
 4. The imperial measurements found in this by-law in brackets are provided for information purposes only and are intended to be an approximate conversion of the metric measurements. The metric or SI measurements shall be deemed to be the standards established by this by-law and, wherever there is a variance between the metric or SI measurements and the imperial measurements, the metric or SI measurement shall apply.
 5. Schedule "A" attached to By-law ___-20 are declared to form part of this by-law.

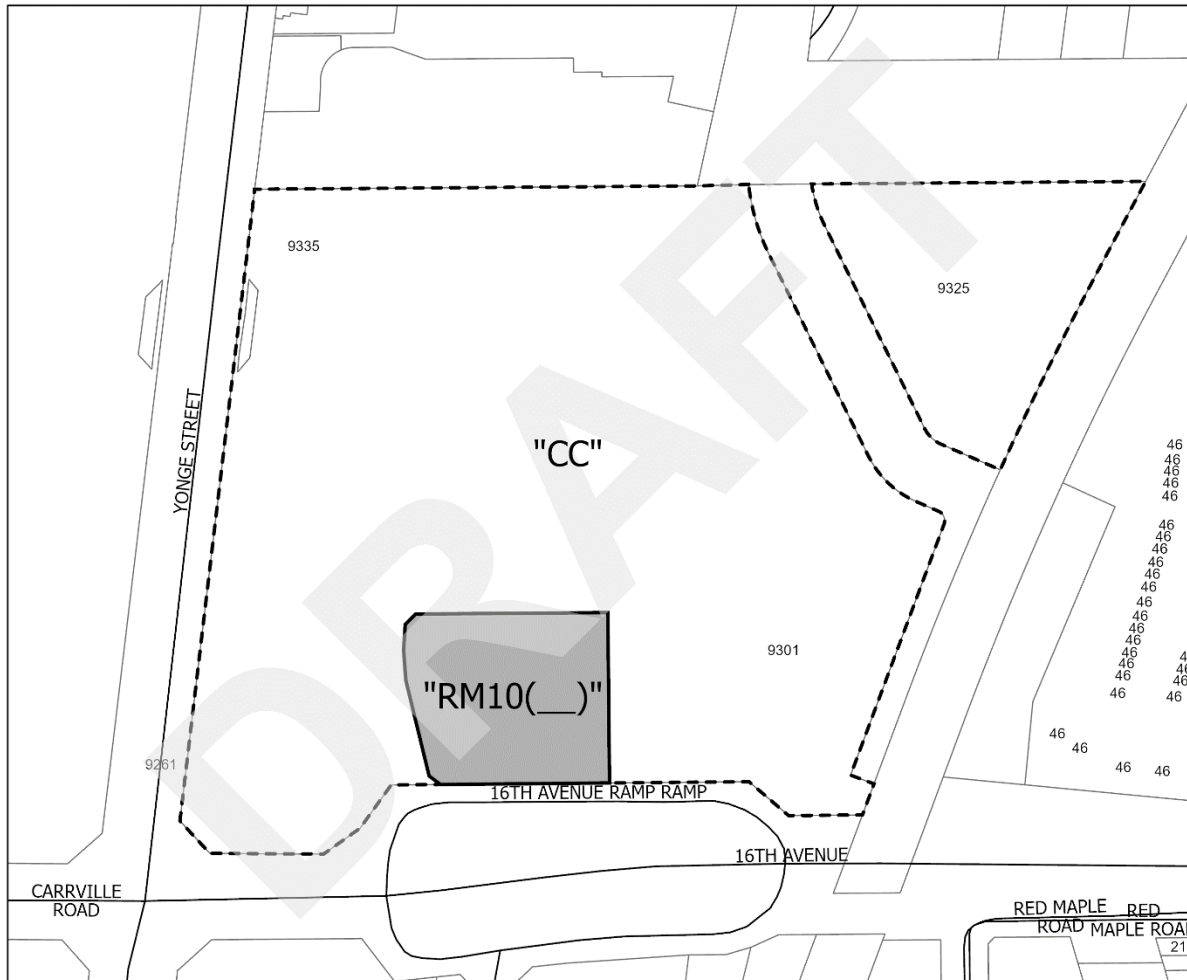
The Corporation of The City Of Richmond Hill Explanatory Note to By-Law ___-20

By-law ___ affects the lands described as Part 1 – Plan of Survey, Part of Lot 41, Concession 1 East of Yonge Street , City of Richmond Hill, Regional Municipality of York, municipally known as 9301-9335 Yonge Street. By-law No. 2523-68, as amended, of The Corporation of the City of Richmond Hill zones the lands “Community Commercial (CC) Zone”. By-law No. ___-20 will have the effect of rezoning a portion of the subject lands identified in dashed black lines to a new site specific zone category "Multiple Residential Ten (RM10-RM___) Zone" with site specific provisions to permit a mixed-use, high density residential/commercial development comprised of two buildings of 42 and 45 storeys on the lands shown on Schedule “A”.

SCHEDULE " A "

TO BY-LAW NO. XX-XX

This is Schedule "A" to By-Law
XX-XX approved by the
Ontario Land Tribunal



■ AREA SUBJECT TO THIS BYLAW

--- LAND HOLDING OF THE PROPONENT,
FOR INFORMATION PURPOSES ONLY