Clerk's Files



Originator's Files OZ 06/021 W11 T-M06005 W11

DATE:	January 15, 2008		
TO:	Chair and Members of Planning and Development Committee Meeting Date: February 4, 2008 Edward R. Sajecki Commissioner of Planning and Building		
FROM:			
SUBJECT:	Information Report Rezoning and Draft Plan of Subdivision Applications To permit seven (7) detached dwellings with frontage on a common element condominium road 6680 McLaughlin Road West of McLaughlin Road, north of Courtneypark Drive West Owner: Ranko & Natasa Lazarevic Applicant: Michael Wortel, John D. Rogers & Associates Bill 20		
	Public Meeting Ward 11		
RECOMMENDATION:	That the Report dated January 15, 2008, from the Commissioner of Planning and Building regarding the applications to change the Zoning from "R1" (Detached Dwellings – Typical Lots) and "D" (Development) to "R16-Exception" (Detached Dwellings on a Common Element Condominium Private Road) and "G1" (Greenbelt) to permit six (6) detached dwellings and the retention of one (1) detached dwelling on a common element condominium road under files OZ 06/021 W11 & T-M06005 W11, Ranko and Natasa Lazarevic, 6680 McLaughlin Road, be received for		

information.

BACKGROUND: The above-noted applications have been circulated for technical comments.

The purpose of this report is to provide preliminary information on the applications and to seek comments from the community.

COMMENTS: Details of the proposal are as follows:

Development Proposal				
Applications	October 16, 2006			
submitted:	Revised September 20, 2007			
Net Density:	9.2 units/ha			
	3.6 units/acre			
Number of	7 detached dwellings			
units:	(6 proposed and 1 existing)			
Anticipated	23*			
Population:	*Average household sizes for all units			
	(by type) for the year 2011 (city average)			
	based on the 2005 Growth Forecasts for			
	the City of Mississauga.			
Supporting	Planning Justification Report;			
Documents:	Functional Servicing Report;			
	Sight Line Assessment;			
	Environmental Noise Analysis;			
	Tree Inventory/Preservation Plan;			
	Arborist Report;			
	Geomorphic Streambank Assessment;			
	Geotechnical Investigation;			
	Phase I & II Environmental Assessment;			
	Archaeological Assessment;			
	Concept Plan			

Site Characteristics		
Frontage:	McLaughlin Road –	
	161.63 m (530.28 ft.)	
Depth:	Irregular - 394.33 m (1,293.73 ft.)	
Net Lot Area:	0.76 ha (1.90 ac.)	

Planning and Development Committee

Future	3.50 ha (8.64 ac.)
Greenbelt:	
Existing Use:	Detached dwelling

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The applicant has not yet initiated the design of the dwelling units; therefore, no information has been provided regarding the appearance of the units.

Additional information is provided in Appendices I-1 to I-10.

Neighbourhood Context

The subject property is located on the west side of McLaughlin Road, north of Courtneypark Drive West. The site is irregular in shape with frontage along McLaughlin Road. The existing detached dwelling was built in 1915; however, it is not listed on the City's Heritage Register.

The majority of the site is located within the hazard lands associated with Fletcher's Creek which flows east to west through the site. These valley lands are characterized by grass-cover, vegetation, and a significant number of mature trees. A small walking-bridge crosses over Fletcher's Creek to a grass-covered open space. The floodplain associated with Fletcher's Creek is identified as site MV2, Meadowvale Station Woods and Fletcher's Creek, in the Natural Areas Survey.

Information regarding the history of the site is found in Appendix I-1.

The surrounding land uses are described as follows:

- North: Detached dwellings, predominately two-storeys in height (under construction).
 East: East of McLaughlin Road is a stormwater management facility.
- South: Fletcher's Creek and beyond the creek to the south are detached dwellings, predominantly two-storeys in height.
- West: City owned Park #428, Fletcher's Flats, traversed by Fletcher's Creek. The park is characterized by grass-

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cover, vegetation and a significant number of mature trees.

Current Mississauga Plan Designation and Policies for Meadowvale Village District (May 5, 2003)

"**Residential – Low Density II**" which permits detached, semidetached, duplexes and street townhouses, to a maximum density of 37 units per net residential hectare (15 units per net residential acre).

"Greenbelt" which permits flood and/or erosion works; conservation; other uses which complement the principal conservation functions; facilities which by their nature must locate near water or traverse watercourses (i.e. bridges, storm sewer outlets and stormwater management facilities); and passive recreation activities.

The applications are in conformity with the land use designations and no official plan amendments are proposed.

Section 3.11.2 Aircraft Noise Policies set out the restrictions on development within areas that are subject to high levels of aircraft noise. The subject site is located within the "Exempt Area" of the Lester B. Pearson International Airport (LBPIA) Operating Area, within which development, redevelopment and infilling may be processed for approval provided that it meets certain criteria.

Official Plan Amendment 25 came into effect on September 10, 2007, portions of which are under appeal. The appeals do not impact the current applications for the subject property.

Existing Zoning

"R1" (Residential – Detached Dwellings – Typical Lots), which permits detached dwellings with a minimum lot frontage of 22.50 m (73.81 ft.) and a minimum lot area of 750.00 m² (8,073.20 sq. ft.). **"D" (Development)**, which permits buildings and structures that legally existed on the date of passing of By-law 0225-2007 (June 20, 2007).

"G1" (Greenbelt), which permits a limited range of uses and activities specific to the protection of people and property from flooding and erosion hazards, and the protection of natural features.

A greenbelt overlay is identified on the existing zoning map. The greenbelt overlay is a system to identify lands that may have a development constraint due to natural hazards, and are identified in Mississauga Plan, but are not zoned Greenbelt. In this instance, the greenbelt overlay identifies Fletcher's Creek and the hazard lands associated with Fletcher's Creek.

Proposed Zoning By-law Amendment

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"R16-Exception" (Residential – Detached dwellings on a CEC – Private Road), to permit detached dwellings in accordance with the proposed zoning standards contained on Appendix I-10.

"G1" (Greenbelt), to permit a limited range of uses and activities specific to the protection of people and property from flooding and erosion hazards, and the protection of natural features.

COMMUNITY ISSUES

No community meetings were held and no written comments were received by the Planning and Building Department.

DEVELOPMENT ISSUES

Agency comments are summarized in Appendix I-7 and school accommodation information is contained in Appendix I-8.

Based on the comments received and the applicable Mississauga Plan policies the following matters will have to be addressed:

Elevations

Prior to Supplementary Report, the applicant is required to submit detailed elevation drawings.

Greenbelt

Both the City and the Credit Valley Conservation will require that all hazard lands including those below the established stable top of bank and a 5.00 m (16.40 ft.) buffer setback be dedicated to the City and zoned "G1" for conservation purposes. To date, the extent of the hazard has not been accurately identified and will be determined through the review of additional information and resolution of issues. A minor change to the concept plan and draft plan of subdivision is required to show the correct location of the stable slope and top of the bank towards the northerly limit of Parcel of Tied Land (POTL) 6.

Further, on POTL 7, the patio for the existing house intrudes into the required 5.00 m (16.40 ft.) buffer area adjacent to Fletcher's Creek. The resolution of the patio location in relation to the proposed property line will need to be resolved prior to the Supplementary Report.

OTHER INFORMATION

Development Requirements

In conjunction with the proposed development, there are certain other engineering and conservation matters and warning provisions which will require the applicant to enter into the appropriate agreements with the City, the details of which will be dealt with during the processing of the plan of subdivision T-M06005 W11.

In the event that the rezoning application is approved, pursuant to Section 41 of the *Planning Act*, the applicant will be required to obtain site plan approval which includes the approval of site plan

File: OZ 06/021 W11 T-M06005 W11 January 15, 2008				
U	drawings, elevation drawings and landso of building permits.			
FINANCIAL IMPACT:	Development charges will be payable in requirements of the applicable Develope the City as well as financial requirement agency concerned with the development	nent Charges By-law of ts of any other official		
CONCLUSION:	All agency and City department comment after the public meeting has been held and the Planning and Building Department v make a recommendation regarding these	nd all issues are resolved, vill be in a position to		
ATTACHMENTS:	Appendix I-1 - Site History Appendix I-2 - Aerial Photograph Appendix I-3 - Excerpt of Meadowvale Use Map Appendix I-4 - Excerpt of Existing Land Appendix I-5 - Draft Plan of Subdivision Appendix I-6 - Concept Plan Appendix I-7 - Agency Comments Appendix I-7 - Agency Comments Appendix I-8 - School Accommodation Appendix I-9 - General Context Map Appendix I-10 - Proposed Zoning Stand	l Use Map n		

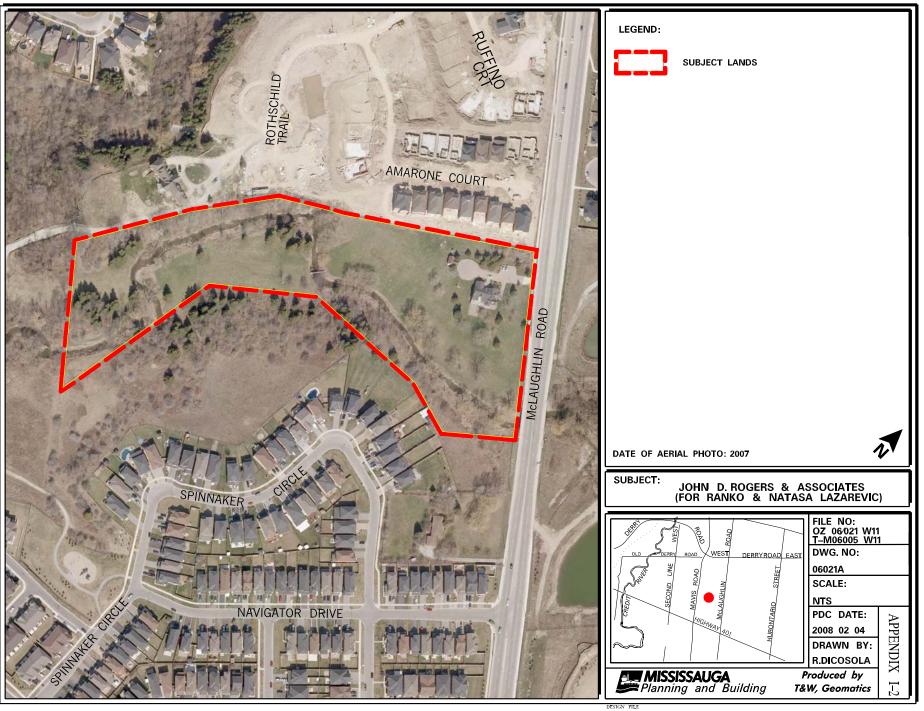
Edward R. Sajecki Commissioner of Planning and Building

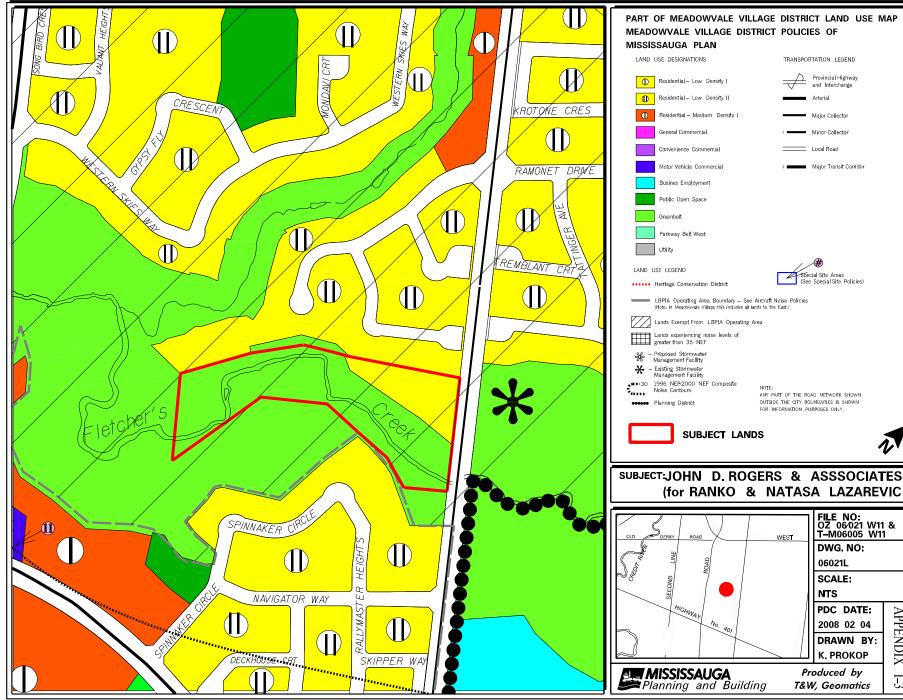
Prepared By: Antonia Krijan, Development Planner

File: OZ 06/021 W11 T-M06005 W11

Site History

- January 22, 1987 The Committee of Adjustment approved a minor variance application under file 'A' 22/87 for the subject lands permitting the construction of a detached dwelling on a property zoned "A" (Agricultural).
- April 14, 1994 The Land Division Committee approved a severance application under file 'B' 28/94, which added land with an area of approximately 0.11 ha (0.28 acres) and with a front lot line of approximately 5.00 m (16.40 ft.) along McLaughlin Road, to the subject property.
- May 5, 2003 The Meadowvale Village District Policies of Mississauga Plan were approved by the Region of Peel which designated the subject lands "Residential Low Density II" and "Greenbelt".





TRANSPORTATION LEGEND

Arteria

Local Road

Special Site Areas (See Special Site Policies)

ANY PART OF THE ROAD NETWORK SHOWN OUTSIDE THE CITY BOUNDARIES IS SHOWN

FILE NO: OZ 06/021 W11 & T-M06005 W11

DWG. NO:

PDC DATE:

2008 02 04

K. PROKOP

Produced by

T&W, Geomatics

DRAWN BY:

APPENDIX

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06021L SCALE:

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FOR INFORMATION PURPOSES ONLY.

WEST

NOTE:

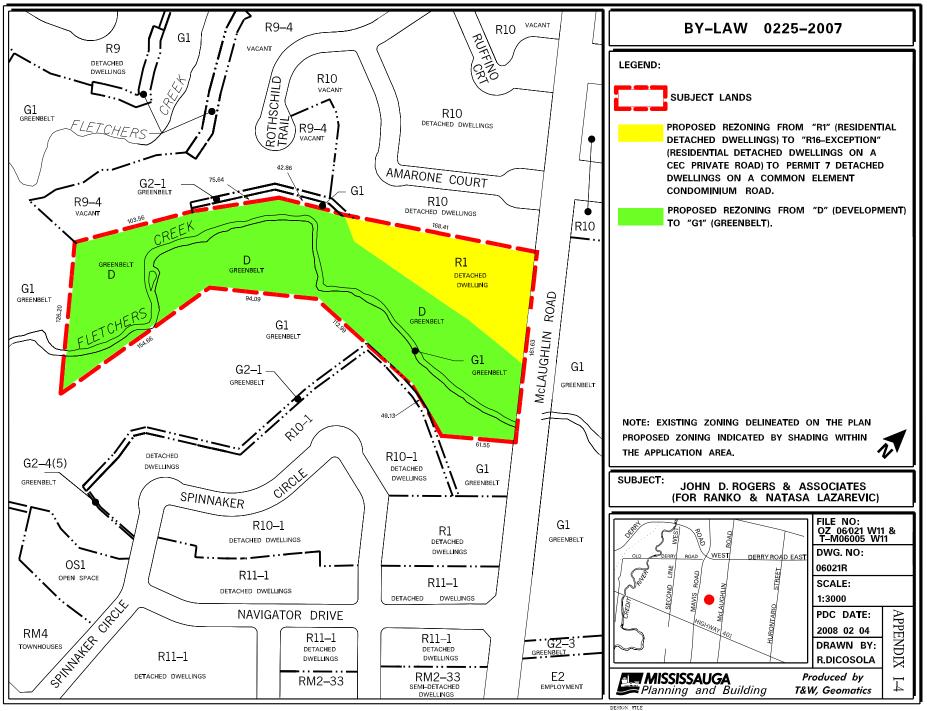
Provincial Highway

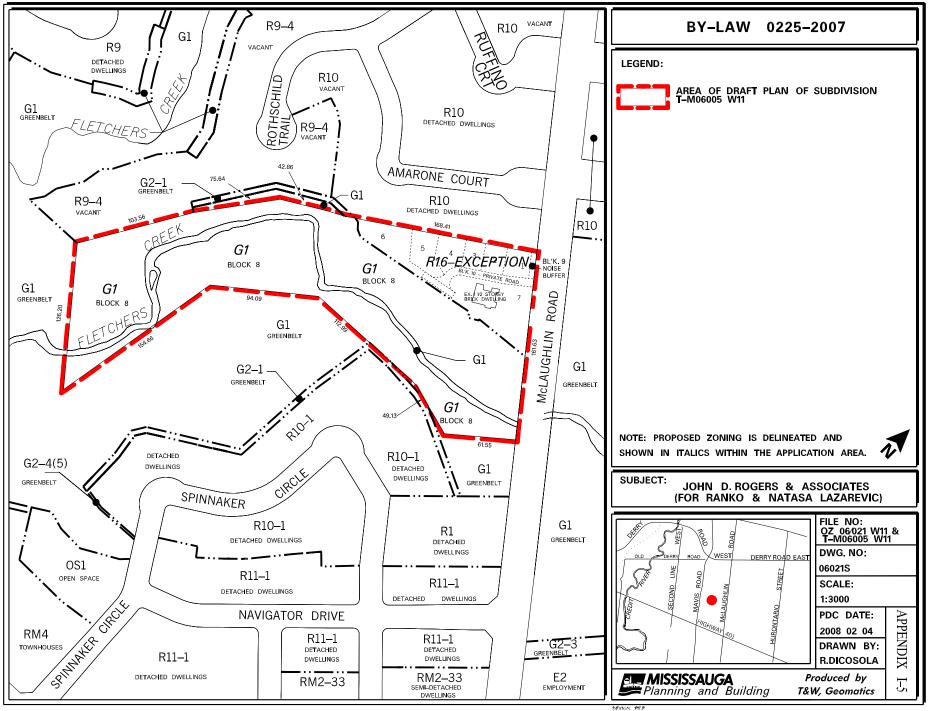
and Interchange

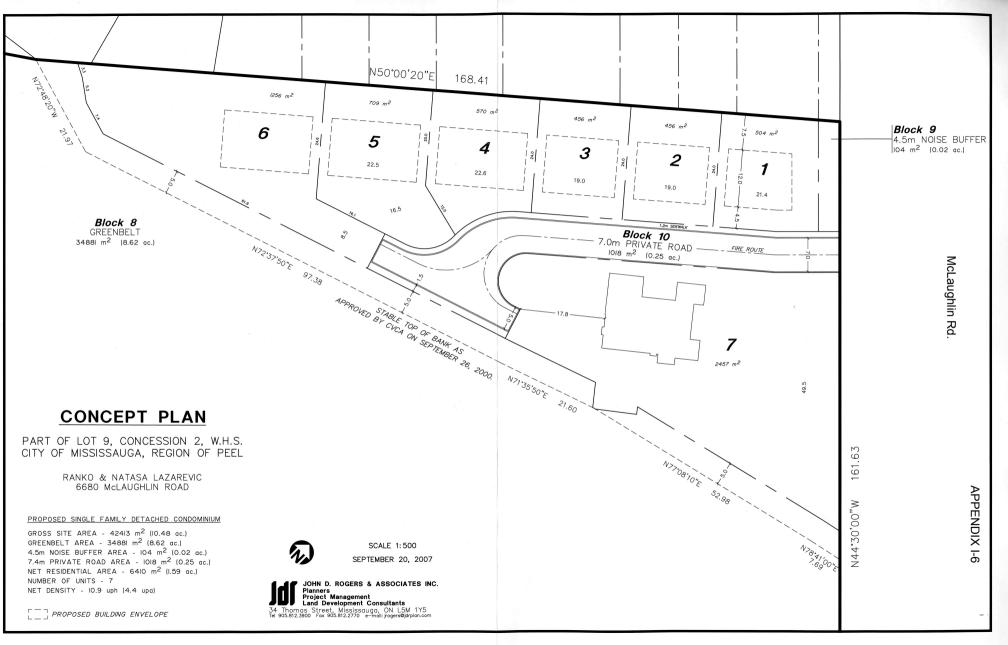
Major Collector

Minor Collector

Major Transit Corridor







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Agency Comments

The following is a summary of comments from agencies and departments regarding the applications.

Agency / Comment Date	Comment
Region of Peel (December 4, 2006, updated October 26, 2007)	The Regional Official Plan (ROP) designates Fletcher's Creek as a Core Area of the Greenlands System in Peel, under Policy 2.3.2.6. Regional staff are unable to support final approval of this application until all environmental concerns have been addressed to the satisfaction of Credit Valley Conservation (CVC).
	Municipal sanitary sewer facilities consist of a 250 mm (10 in.) diameter sanitary sewer on McLaughlin Road and a 1050 mm (42 in.) sanitary trunk sewer on an easement within the proposed development. Municipal water facilities consist of a 300 mm (12 in.) diameter watermain located on McLaughlin Road. External easements and construction may be required for both water and sanitary services.
	The subject land is not located within the vicinity of hazardous wastes or a municipal waste disposal site. Curbside waste collection will be provided by the Region of Peel.
Dufferin-Peel Catholic District School Board (November 20, 2006, updated October 25, 2007)	The School Board responded that it is satisfied with the current provision of educational facilities for the catchment area and, as such, the school accommodation condition as required by City of Mississauga Council Resolution 152-98 pertaining to satisfactory arrangements regarding the adequate provision and distribution of educational facilities need not be applied for these development applications.
	In addition, if approved, the School Board also requires that the following conditions be incorporated into the conditions of draft approval:
	 That the applicant shall agree in the Servicing and/or Subdivision Agreement to include the following warning clauses in all offers of purchase and sale of residential lots until the permanent school for the area has been completed:
	"Whereas, despite the best efforts of the Dufferin-Peel Catholic District School Board, sufficient accommodation may not be available for all anticipated students from the

Ranko & Natasa Lazarevic

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Agency / Comment Date	Comment	
	area, you are herby notified that students may be accommodated in temporary facilities and/or bused to a school outside of the neighbourhood, and further, that students may later be transferred to the neighbourhood school."	
	"That the purchasers agree that for the purpose of transportation to school, the residents of the subdivision shall agree that children will meet the bus on roads presently in existence or at another place designated by the Board."	
Peel District School Board (November 15, 2006, updated October 25, 2007)	The School Board responded that it is satisfied with the current provision of educational facilities for the catchment area and, as such, the school accommodation condition as required by City of Mississauga Council Resolution 152-98 pertaining to satisfactory arrangements regarding the adequate provision and distribution of educational facilities need not be applied for these development applications.	
	In addition, if approved, the School Board also requires the inclusion of the following conditions in the Conditions of Draft Approval as well as the Engineering Agreement:	
	1. "The developer shall agree to erect and maintain signs at the entrances to the subdivision which shall advise prospective purchasers that due to present school facilities, some of the children from the subdivision may have to be accommodated in temporary facilities or bused to schools, according to the Board's Transportation Policy."	
	2. The Board requires that the following clause be placed in any agreement of purchase and sale entered into with respect to any lots on this plan, within a period of five years from the date of registration of the subdivision agreement: "Whereas, despite the best efforts of the Peel District School Board, sufficient accommodation may not be available for all anticipated students from the area, you are herby notified that students may be accommodated in temporary facilities or bused to a school outside of the area, according to the Board's Transportation Policy. You are advised to contact the School Accommodation department of the Peel District School Board to determine the exact schools."	

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Agency / Comment Date	Comment
Credit Valley Conservation (February 12, 2006, updated November 12, 2007)	The subject property is traversed by Fletcher's Creek. As such, it is partially contained within the Regulated Area associated with that watercourse and is subject to our Authority's Regulation of Development, Interference with Wetlands, and Alterations to Shorelines and Watercourses (Ontario Regulations No. 160/06). The Concept Plan and Draft Plan of Subdivision should be revised to indicate separate lines representing the Top of Bank and the Stable Slope towards the northerly property limit of POTL 6. Although the area is to be zoned Greenbelt, a portion of POTL 7 is shown to encroach within the 5.00 m (16.4 ft.) setback area from the identified slope hazard area. Due to the location of the existing patio, it is the policy of CVC to restrict new development within this required setback area. It is requested that the portion of the patio encroaching within the 5.00 m (16.4 ft.) setback area be removed and the area be dedicated to the City for Conservation Purposes as part of Block 8. Enhancement of the valley system through the use of native plant materials will be a condition of subdivision approval. The stormwater management reports are not satisfactory and must be revised to address a number of technical concerns with respect to the disposal of stormwater from the site.
City Community Services Department – Planning, Development and Business Services Division (December 1, 2006, updated October 31, 2007)	Prior to the Supplementary Report proceeding to Council, the applicant shall prepare a Greenbelt Concept Plan that identifies a proposed location of the Class I trail proposed for Greenbelt Block 8. Prior to registration, the applicant will provide a cash contribution for trail signage; shall receive approval for the Greenbelt and Buffer Masterplans; will be required to install the necessary signage identifying the use of Greenbelt Block 8; and will ensure that all Warning Clauses have been incorporated into the Development agreement. Prior to the issuance of building permits, the proponent shall provide payment of cash-in-lieu for park or other public recreational purposes for this application pursuant to Section 42(6) of the <i>Planning Act</i> , as a condition of development for all lots or block prior to the issuance of building permits.
City Community Services Department – Fire and Emergency Services Division (April 19, 2007)	This proposal is located within the response area of Fire Station 121. At present average travel times to emergencies in this area of the City is 1.5 minutes based on normal traffic and weather conditions. The private road is to be designed and serviced in conformance with by-law 1036-81 as a designed fire route complete with fire hydrants.

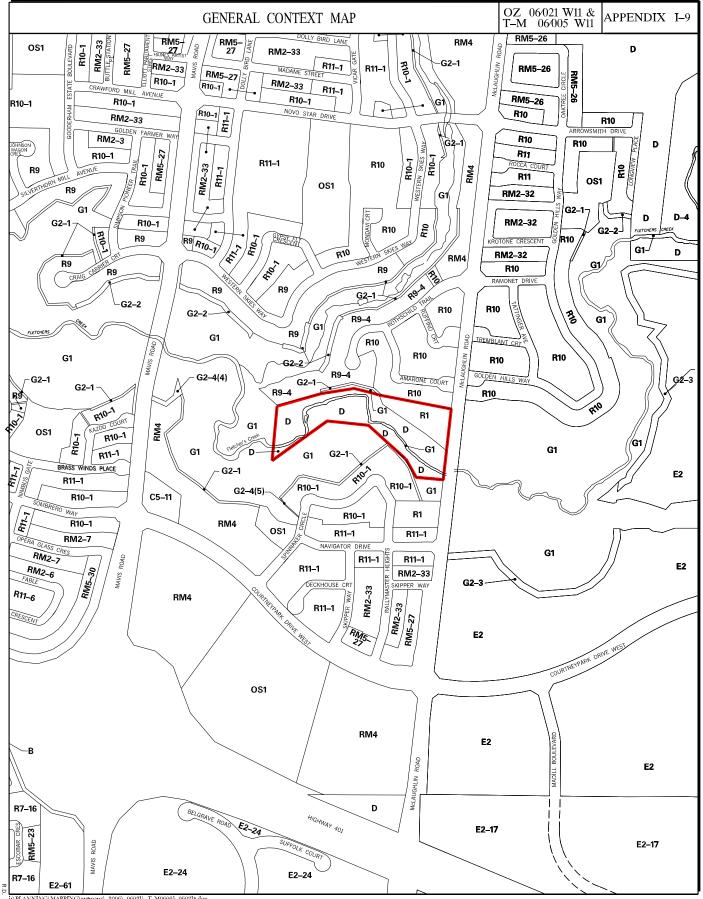
File: OZ 06/021 W11 T-M06005 W11

Agency / Comment Date	Comment
City Transportation and Works Department (December 1, 2006, updated November 1, 2007)	A satisfactory revised Noise Analysis, dated August 28, 2007 has been received. Also, a Functional Servicing Report, dated October 2006 has been received and is currently under review. Detailed comments/conditions will be provided prior the Supplementary Report meeting pending the review of the additional technical storm drainage details requested from the applicant to the satisfaction of the City and CVC. Prior to a Supplementary Report proceeding to Council, the applicant will also be required to submit an updated concept plan and a letter of reliance for the Phase 1 and 2 Environmental Site Assessment and Geotechnical Investigation. In the event these applications are approved by Council, the owner will be required to make satisfactory arrangements with the City for construction of the storm sewer outlet works required in support of this development.
Other City Departments and External Agencies	The following City Departments and external agencies offered no objection to these applications provided that all technical matters are addressed in a satisfactory manner:
	Bell Canada Canada Post Conseil Scolaire de District Catholique Centre-Sud Credit Valley Hospital Greater Toronto Airport Authority Hydro One Network Inc.
	The following City Departments and external agencies were circulated the applications but provided no comments:
	Conseil Scolaire de District Centre-Sud-Ouest Rogers Cable The Trillium Health Centre

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School Accommodation

The Peel District School Board		The Dufferin-Peel Catholic District School Board				
• Student Yield:		•	• Student Yield:			
	1 (Kindergarten to Grade 6 Grade 7 to Grade 8 Grade 9 to Grade 12/OAC			Junior Kindergarten to Grad Grade 9 to Grade 12/OAC	le 8
•	School Accor	nmodation:	•	School Acco	ommodation:	
	Meadowvale	Village P.S.		St. Veronica	l	
	Enrolment: Capacity: Portables:	669 699 0		Enrolment: Capacity: Portables:	485 629 0	
	David Leger M.S.			St. Marcellin	nus S.S.	
	Enrolment: Capacity: Portables:	796 868 0		Enrolment: Capacity: Portables:	1,185 1,521 0	
	Mississauga S	S.S.				
caj	lucation rated c	1,097 1,551 0 pacity reflects the Ministry of capacity, not the Board rated g in the requirement of				



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Proposed Zoning Standards

	Required "R16"	Proposed Standard
	Zoning By-law	•
	Standard	
Parking	2 resident spaces	2 resident spaces
	per unit	per unit
	0.25 visitor spaces	0 visitor parking
	per unit (2 visitor	
	spaces required)	
Minimum Lot Area –	550.00 m ²	450.00 m ²
Interior Lot	(5,920.34 sq. ft.)	(4,843.92 sq. ft.)
Minimum Lot Area –	720.00 m ²	450.00 m ²
Corner Lot	(7,750.30 sq. ft.)	(4,843.92 sq. ft.)
Minimum Lot	15.00 m (49.21 ft.)	8.30 m (27.23 ft.)
Frontage –		
Interior Lot		
Minimum Front	7.50 m (24.60 ft.)	4.50 m (14.76 ft.)
Yard		
Minimum Exterior	Lot with an exterior	Lot with an exterior
Side Yard	side lot line abutting	side lot line abutting
	a CEC private road	a CEC private road
	- 6.00 m (19.69 ft.)	- 2.50 m (8.20 ft.)
Minimum setback	7.50 m (24.60 ft.)	6.00 m (19.67 ft.)
from a front garage		
face to a CEC –		
private road or		
CEC – sidewalk		
Minimum Setback to	Minimum setback	Minimum setback
Greenbelt Zones	of all other	of all other
	buildings and	buildings and
	structures other than	structures other than
	a dwelling or an	a dwelling or an
	accessory building	accessory building
	or structure to all	or structure to all
	lands zoned "G1" or	lands zoned "G1" or
	"G2" base zone –	"G2" base zone –
	5.00 m (16.40 ft.)	0 m (0 ft.)