

Originator's

Files OZ 10/016 W10 T-M10002 W10

PDC JUN 27 2011

DATE: June 7, 2011

TO: Chair and Members of Planning and Development Committee

Meeting Date: June 27, 2011

FROM: Edward R. Sajecki

Commissioner of Planning and Building

SUBJECT: Information Report

Rezoning and Draft Plan of Subdivision Applications

To permit 22 semi-detached dwellings and preserve the existing

heritage house and accessory structure.

6671 Ninth Line

East side of Ninth Line, south of Derry Road West

Owner: Edilou Holdings Inc. & Cesta Developments Inc.

Applicant: Korsiak & Company Ltd.

Bill 51

Public Meeting Ward 10

RECOMMENDATION: That the Report dated June 7, 2011, from the Commissioner of

Planning and Building regarding the applications to change the Zoning from "R1" (Detached Dwellings) to "R1-Exception" (Detached Dwelling), "RM2" (Semi-Detached Dwellings) and "RM2-Exception" (Semi-Detached Dwellings) and to approve a Draft Plan of Subdivision to permit 22 semi-detached dwellings and preserve the existing heritage house and accessory structure under files OZ 10/016 W10 and T-M10002 W10, Edilou Holdings Inc. & Cesta Developments Inc., 6671 Ninth Line, be received for information.

BACKGROUND:

The above-noted applications have been circulated for technical comments and a community meeting has been held.

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

COMMENTS:

The 0.81 ha (2 acre) site is currently occupied by the Cordingley House and a dairy building, which are on the City's Heritage Register and are currently protected under a Notice of Intent to Designate per the *Ontario Heritage Act*. A large metal barn is also on the site but is not listed on the heritage inventory. The applicant is proposing 22 semi-detached dwellings and also to preserve the Cordingley House along with the dairy building on a separate block within the proposed draft plan of subdivision.

Details of the proposal are as follows:

Development Proposal			
Applications			
submitted:	January 24, 2011		
Deemed			
complete:	January 31, 2011		
Height:	2 storeys		
Minimum Lot	Detached Dwelling		
Frontages:	(Cordingley House – Lot 6)		
	20.9 m (68.6 ft.)		
	Along Ninth Line		
	Semi-Detached Dwellings (Lots 4, 5 & 7)		
	6.7 m (22.0 ft.)		
	North and south sides of Banff Court		
	Semi-Detached Dwellings		
	(Lots 1, 2, 3, 8, 9, 10, 11 & 12)		
	6.8 m (22.3 ft.)		

Development Proposal		
Lot Areas:	Detached Dwelling	
	Cordingley House (Heritage House)	
	Maximum $-656 \text{ m}^2 (7,061 \text{ sq. ft.})$	
	Along Ninth Line	
	Semi-Detached Dwellings (Lots 4, 5 & 7):	
	Minimum - 280 m ² (3,014 sq. ft.)	
	North and south sides of Banff Court	
	Semi-Detached Dwellings	
	(Lots 1, 2, 3, 8, 9, 10, 11 & 12)	
	Minimum $-200 \text{ m}^2 (2,153 \text{ sq. ft.})$	
Net Density:	34.8 units/ha	
	(86.0 units/acre)	
Number of	22 semi-detached dwellings	
units:		
Anticipated	74*	
Population:	*Average household sizes for all units (by	
	type) for the year 2011 (city average) based	
	on the 2008 Growth Forecasts for the City of	
	Mississauga.	
Parking	2 spaces per unit	
Required:		
Parking	2 spaces per unit	
Provided:		
Supporting	Plan of Survey	
Documents:	Draft Plan of Subdivision	
	Building Elevations and Floor Plans	
	Planning Justification Report	
	Heritage Impact Study	
	Noise Feasibility Study	
	Arborist Report	
	Existing Tree Inventory & Removal Plan	
	Phase I and II Environmental Evaluation	
	Functional Servicing Report	

Site Characteristics		
Frontage:	70 m (229.7 ft.) on Ninth Line	
Depth:	106 m (347.77 ft.) Irregular	
Lot Area:	0.81 ha (2.0 ac.)	
Existing Use:	Cordingley House, dairy building, a barn	
	and vacant lands	

Neighbourhood Context

The subject property is located within an established residential neighbourhood within the Lisgar District. On the abutting lands to the north there are townhouses. The abutting lands to west consist of five (5) vacant lots held in escrow by the City of Mississauga until such time as Banff Court is extended westerly. Further east of the vacant lots and to the south are detached dwellings. The lands immediately to the west are the Union Gas plant which screened from Ninth Line by a largely wooded area. The Cordingley House, dairy building and metal barn currently occupy the portion of the lands abutting Ninth Line with sloped vacant land to the rear towards Banff Court.

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

The surrounding land uses are described as follows:

North: Townhouse Dwellings.

East: Five (5) vacant residential held in escrow by the City of

Mississauga, Detached Dwellings and Dillingwood Drive.

South: Detached Dwellings.

West: Across Ninth Line, Union Gas facility.

Current Mississauga Plan Designation and Policies for Lisgar Planning District (May 5, 2003)

"Residential - Low Density II - Special Site 2" which permits detached, semi-detached, street townhouse and duplex dwellings,

within a density range of 17 - 45 units per net residential hectare (7-18 units per net residential acre).

The "Special Site 2" policies require that provisions should be made to integrate the existing Cordingley House at 6671 Ninth Line, which is recommended for designation under the *Ontario Heritage Act*, with future development plans.

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

There are other policies in the Official Plan which are also applicable in the review of these applications including:

Urban Design Policies

Section 3.18 of Mississauga Plan provides for policies which speak to appropriate built form, scale, streetscape, context and compatibility with the surrounding built form. This section also speaks to road and lotting patterns are to retain and incorporate established patterns of development and heritage resources. Heritage Resources should be conserved and incorporated into the community design and new development in a manner that enhances the heritage resources and makes them a focal point for the community.

Residential Policies

Section 3.2.3 of Mississauga Plan indicates that residential design will be promoted in a form which reinforces and enhances the local community character, respects its immediate context, and creates a quality living environment. Innovative housing types and zoning standards will be encouraged.

Heritage Policies

Section 3.20.3 of Mississauga Plan contains policies which requires that development adjacent to a Heritage Site is encouraged to be compatible with the Heritage Site and properties designated

under the *Ontario Heritage Act* will be required to have regard for the preservation of the significant architectural features.

New Mississauga Official Plan

Mississauga Official Plan was adopted by City Council on September 29, 2010. Until the new Mississauga Official Plan is approved by the Region of Peel and comes into force, Mississauga Plan continues to be in effect. While the existing Official Plan is the plan of record against which the application is being reviewed, regard should also be given to the new Mississauga Official Plan. Under the new Mississauga Official Plan, the subject lands are designated "Residential Low Density II". The proposed 22 semi-detached dwellings conform with the land use designation contained in the new Mississauga Official Plan and associated policies.

Existing Zoning

"R1" (Detached Dwellings), which permits detached dwellings with a 22.5 m (73.8 ft.) minimum lot frontage for both interior and corner lots.

Proposed Zoning By-law Amendment

"R1-Exception" (Detached Dwelling) to preserve the existing heritage house and accessory structure subject to the following modified standards:.

	Required Zoning	Proposed Standard	
	By-law Standard		
Minimum	22.5 m (73.82 ft)	20.9 m (68.57 ft)	
Lot Frontage			
Minimum	750 m ²	655 m ²	
Lot Area	(8 072.93 sq. ft)	(7 050.36 sq. ft)	
Maximum			
Lot Coverage	25 %	32 %	

"RM2" (Semi-Detached Dwellings), to permit semi-detached dwellings and "RM2-Exception" (Semi-Detached Dwellings) to permit semi-detached dwellings with a reduction in lot frontages and lot areas.

As part of the rezoning, the applicant is proposing that the following standards be applied for the parcel identified on Ninth Line proposing a "RM2-Exception" (Semi-Detached Dwellings) zone category:

	Required Zoning	Proposed Standard
	By-law Standard	
Minimum	6.8 m (22.3 ft.)	6.7 m (21.9 ft.)
Lot Frontage		
Minimum	4.5 m (14.8 ft.)	2.0 m (6.6 ft.)
Front Yard Setback		
Minimum Rear Yard	7.5 m (24.6 ft.)	to be determined
Setback		
Minimum Setback of	N/A	7.5 m (24.6 ft.)
a Detached Garage to		
a Semi-Detached		
Dwelling		
Detached Garage	Not Permitted	Permitted

^{*} for the purpose of the proposed 'Exception Zone' Ninth Line is considered the frontage (Appendix I-4).

COMMUNITY ISSUES

A community meeting was held by Ward 10 Councillor, Sue McFadden on March 2, 2011.

The following is a summary of comments raised by the community:

- Suitability of townhouses versus additional detached dwellings;
- Concern about outcome of the Cordingley House and existing barn and metal building on the site;

- General increase in traffic in the area and from Banff Court;
- Question if there would be access from Ninth Line or access being only from Banff Court;
- Concern about dust and noise during the construction of the subdivision;
- Who will build the five (5) vacant lots along Banff Court.

Response

The comments regarding suitability of the proposed development will be considered by the Planning and Building Department in a future Supplementary Report and evaluated against the Mississauga Plan policies regarding compatibility, design and the Heritage specified in the plan. The applicant intends to preserve the Cordingley House as specified in the Mississauga Plan and to incorporate design elements to enhance the heritage house. With respects to traffic concerns, the existing street network can accommodate the proposed development as the intent to continue Banff Road has been maintained for this proposal. The applicant is required to conform with the City's noise by-laws and has not advised the City as to the purchase of the vacant lots abutting this property. All plans and studies submitted with this application are under review.

DEVELOPMENT ISSUES

Agency comments are summarized in Appendix I-8 and school accommodation information is contained in Appendix I-9. Based on the comments received and the applicable Mississauga Plan policies the following matters will have to be addressed:

- Compatibility and transition within the stable residential neighbourhood to the north, south and east;
- Tree Preservation Plan and enhanced landscape plans for the Ninth Line and Banff Court streetscape;
- Archeological Assessment of the subject property;

- Review of the requested zoning standards, in particular proposed setbacks to Ninth Line, the Cordingley House and accessory dairy building being preserved;
- Further details in the Functional Servicing Report for Conservation Halton review and Transportation and Works requirements;
- Clarification of timing of development of the adjacent undeveloped Lots 42-46, Plan 43M-1105;
- Satisfactory arrangements with the Transportation and Works Department for service connections, temporary grading and/or drainage works required for the abutting undeveloped Lots 42-46, Plan 43M-1105;
- A letter from the geotechnical consulting engineer outlining findings and conclusions of the Phase I and Phase II Environmental Site Assessments;

OTHER INFORMATION

Development Requirements

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

FINANCIAL IMPACT:

Development charges will be payable in keeping with the requirements of the applicable Development Charges By-law of the City as well as financial requirements of any other official agency concerned with the development of the lands.

CONCLUSION:

Most agency and City department comments have been received and after the public meeting has been held and all issues are resolved, the Planning and Building Department will be in a position to make a recommendation regarding this applications.

ATTACHMENTS: Appendix I-1: Site History

Appendix I-2: Aerial Photograph

Appendix I-3: Excerpt of Lisgar District Land Use Map

Appendix I-4: Excerpt of Existing Land Use Map

File: OZ 10/016 W10 and T-M10002 W10 June 7, 2011

Appendix I-5: Draft Plan of Subdivision

Appendix I-6: Concept Plan Appendix I-7 Elevations

Appendix I-8: Agency Comments
Appendix I-9: School Accommodation
Appendix I-10: General Context Map

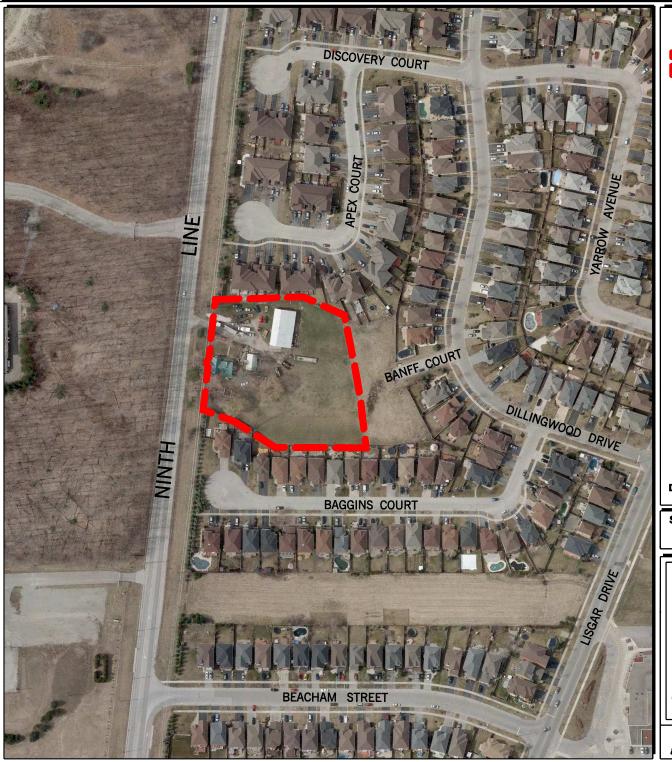
Edward R. Sajecki Commissioner of Planning and Building

Prepared By: Erica Pallotta, Development Planner

 $K: \DEVCONTL \GROUP \WPDATA \PDC1 \OZ\ 10\ 016\ \&\ T-M10002\ W10_Info\ Report.lmp.ep.so.doc$

Site History

- +/- 1843 The Cordingly House was first constructed.
- June 11, 1997 T-M 87053 Phase 2 was register as 43M-1105 Phase 2 for the surrounding lands outlining the existing limits of Banff Court and future development of Lots 42-46.
- June 20, 2007 Zoning By-law 0225-2007 came into force except for those sites which have been appealed. As no appeals have been filed the provisions of the new By-law apply. The subject lands are zoned "R1" (Detached Dwellings).



LEGEND:

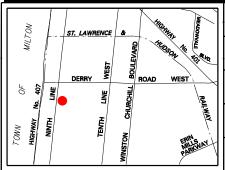


SUBJECT LANDS

DATE OF AERIAL PHOTO: 03/20/2010



SUBJECT: EDILOU HOLDINGS INC. & CESTA DEVELOPMENTS INC.



FILE NO: OZ 10/016 W10 T-M10002 W10

DWG. NO: 10016A

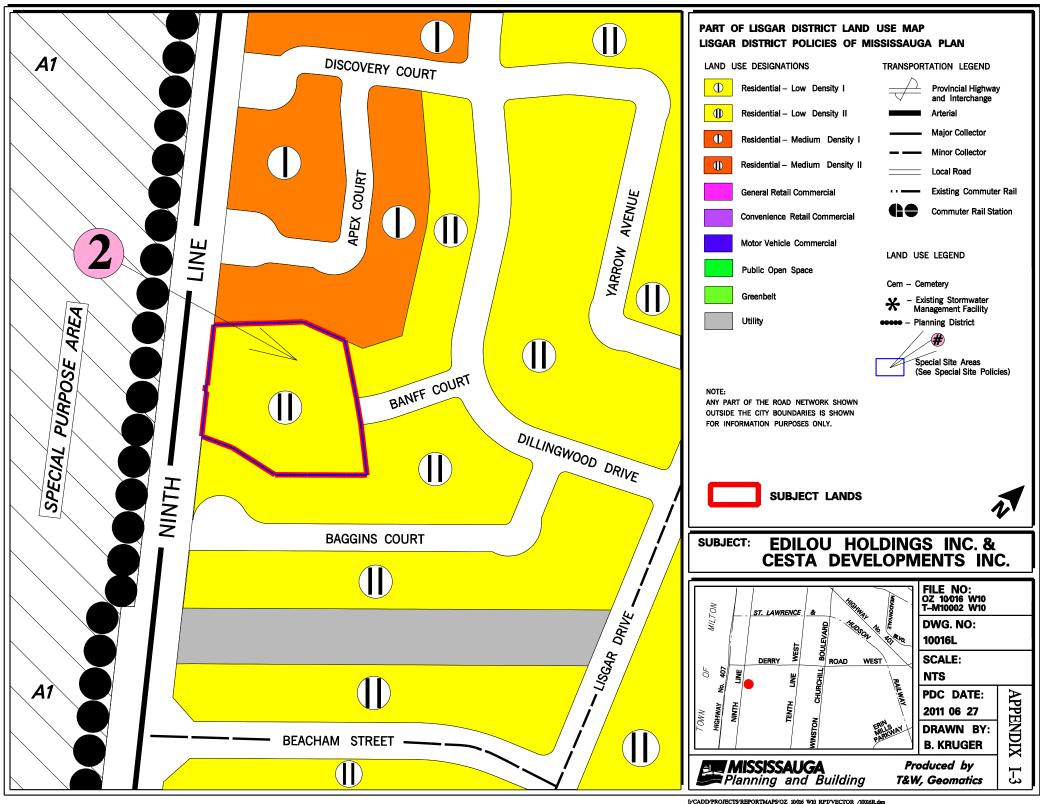
SCALE: 1:2500

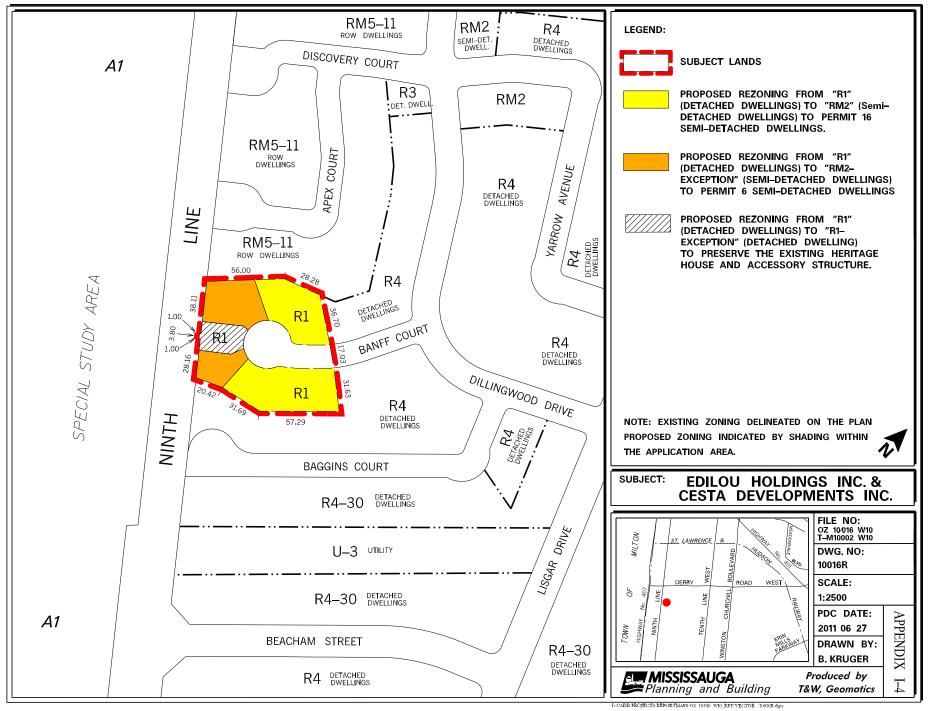
PDC DATE: 2011 06 27

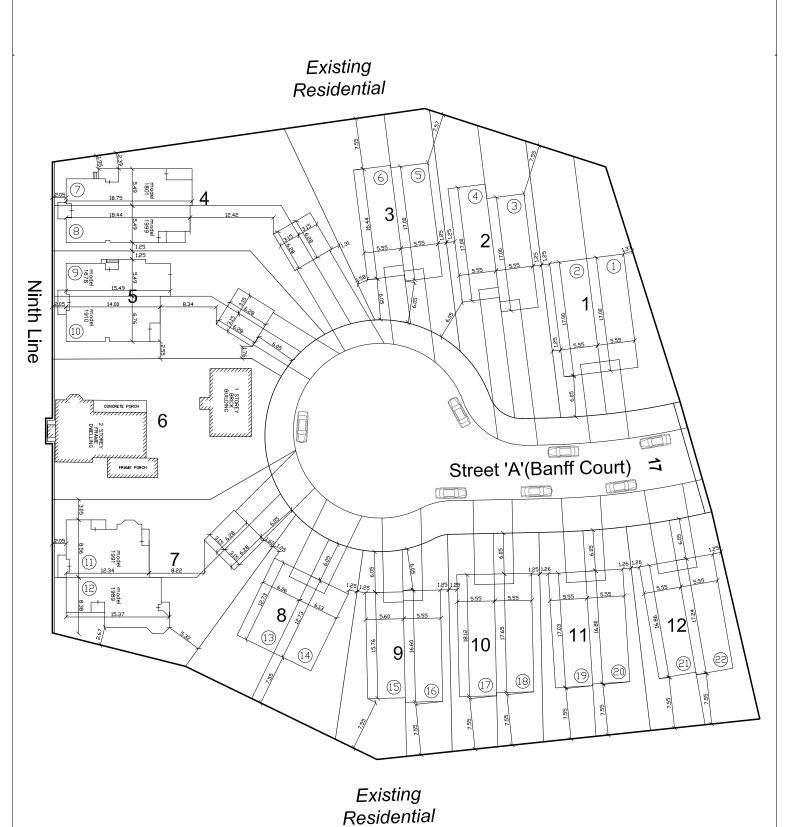
DRAWN BY: B. KRUGER APPENDIX

MISSISSAUGA
Planning and Building

Produced by T&W, Geomatics









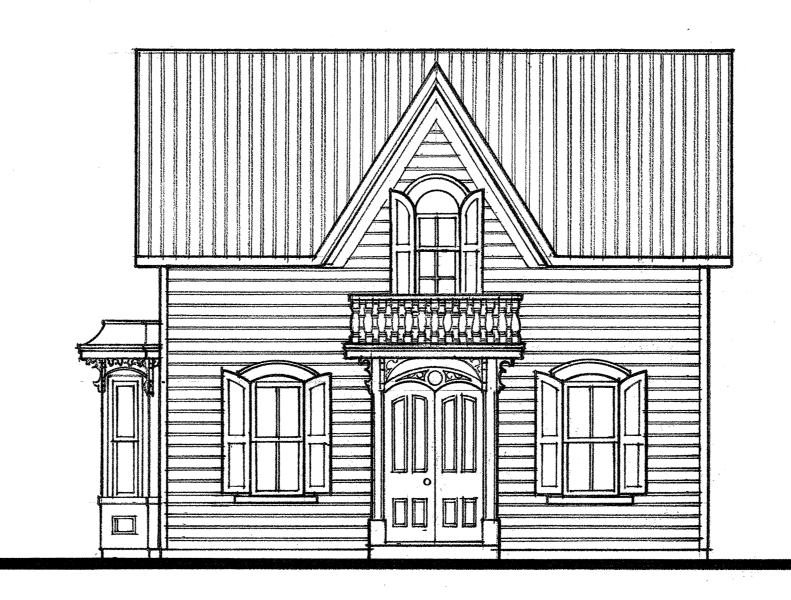
ELEVATION AI'
MODEL 1710 S.F.
UNIT 20

ELEVATION 'A2'
MODEL 1781 S.F.
UNIT 19

STREETSCAPE









MODEL 1801

MODEL 1999

MODEL 1678

MODEL 1910

EXISTING HERITAGE HOUSE

MODEL 1991

MODEL 1989

Agency Comments

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

Agency / Comment Date	Comment
Region of Peel (April 8, 2011)	The Planning Justification Report for Cesta Developments Inc./Edilou Holdings Inc. prepared by Korsiak & Company dated January 2011 has been reviewed. Regional staff note that Regional and Provincial policies have been referenced. The lands are within Region of Peel's urban boundary therefore, a Region of Peel Official Plan amendment is not required. The Functional Service Report prepared by Skira and
	Associates Ltd, dated January 21, 2011 has been reviewed and is found to be satisfactory Municipal sanitary sewer facilities consist of 250 mm (9.8")
	diameter sanitary sewer on Banff Court, and 250 mm (9.8") diameter sanitary sewer on Dillingwood Drive. Sanitary servicing will require extension of 250 mm (9.8") diameter sanitary sewer on Banff Court from existing Manhole to the end of subject property and water servicing will require the construction of 150 mm (5.9") diameter watermain on Banff Court from the existing 150 mm (5.9") diameter to the end of subject property.
	Water facilities consist of 150 mm (5.9") diameter watermain located on Banff Court, and 200 mm (7.9") diameter watermain on Dillingwood Drive.
	The lands are located in Water Pressure Zone 5.
	Provisions will be required in the sanitary sewers to

Agency / Comment Date	Comment
	accommodate external lands to the east of the subject property.
	According to Region of Peel records, there is no indication of the existence of a municipal waste disposal site or hazardous wastes in the vicinity of the subject lands.
	Curbside Collection will be provided by the Region of Peel.
Dufferin-Peel Catholic District School Board and the Peel District School Board (March 2, 2011 And May 5, 2011)	In comments, dated May 5, 2011 and March 2, 2011, the Peel District School Board and the Dufferin-Peel Catholic District School Board responded that they are 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 educational facilities need not be applied for this development application.
Halton Region Conservation Authority	Stormwater Management:
(April 8, 2011)	Staff have reviewed the proposed draft plan as well as the Functional Servicing Report, prepared by Skira and Associates Ltd., dated revised January 21, 2010 (assumed to be 2011) and received by Conservation Halton on March 2, 2011. The document provides limited discussion with respect to stormwater management and does not confirm that the proposed increase in impervious area, as a result of the change from detached to semi-detached dwellings, can be accommodated in the existing stormwater management system. Staff request additional information be incorporated into the Functional Servicing Report in advance of approving the zoning and draft plan to confirm that the requested zoning and associated impervious levels are appropriate and can be accommodated by the stormwater system.

Agency / Comment Date	Comment
City Community Services Department – Planning, Development and Business Services Division/Park Planning Section (March 24, 2011)	In comments dated March 24, 2011 this Department notes that Lisgar Fields (P-441) is located approximately 290 metres (951 ft.) from the subject property. Lisgar Fields contain a play site, three basketball hoops, two soccer fields, four tennis courts and a multipad. The City's requirements for parks are met for this area.
	Prior to registration of draft plan, a cash contribution for street tree planting will be required. Further, prior to the issuance of building permits, cash-in-lieu for park or other public recreational purposes is required pursuant to Section 42 of the <i>Planning Act</i> (R.S.O. 1990, c.P. 13, as amended) and in accordance with City's Policies and By-laws.
City Community Services Department – Culture Division (May 16, 2011)	The property is listed on the City's Heritage Register and is currently protected under a Notice of Intent to Designate per the <i>Ontario Heritage Act</i> .
(1.14)	The property has archaeological potential due to its proximity to a watercourse or known archaeological resource. The proponent shall carry out an archaeological assessment of the subject property and mitigate, through preservation or resource removal and documenting, adverse impacts to any significant archaeological resources found. No grading or other soil disturbances shall take place on the subject property prior to the approval authority and the Ministry of Tourism and Culture confirming that all archaeological resource concerns have met licensing and resource conservation requirements.
	Per the submitted plans for the Draft Plan of Subdivision application, the south property line of Lot 5, Street 'A' should be moved further north to provide a wider buffer between the existing 1 Storey Brick Building, and the proposed driveway

Agonoy / Comment Date	Comment	
Agency / Comment Date	Comment	
	for Lot 5. Protective solid board hoarding may be required	
	during construction to protect the existing heritage buildings.	
Heritage Advisory Committee (May 11, 2011)	HAC-0020-2011 That the Cordingley House, 6671 Ninth Line, and the adjacent brick outbuilding, be designated under the <i>Ontario Heritage Act</i> for its physical/design, historical/associative and contextual value and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.	
	This recommendation was approved by General Committee on May 4, 2011 and subsequently adopted by City Council on May 11, 2011 via Resolution 0134-2011.	
City Transportation and Works Department (May 25, 2011)	The Transportation and Works Department comments dated May 25, 2011 indicated that a Preliminary Noise Report dated November 23, 2010 has been received, which addresses the impacts to the proposed development from road traffic noise on Ninth Line/Hwy. 407 and the stationary noise associated with the operations of the Union Gas plant/facilities on the west side of Ninth Line and recommended mitigation measures.	
	The applicant has also submitted a Functional Servicing Report by Skira and Assoc. dated November 30, 2010 indicating the means whereby the lands are proposed to be serviced and graded; and the temporary grading works that are proposed on the adjacent undeveloped Lots 42-46, Plan 43M-1105.	
	Phase I and Phase II Environmental Site Assessments dated April 2010, by B. A. Brown and Associates are also under review by this department.	
	Prior to a Supplementary Report proceeding to Council, the applicant will be required:	
	• to contact the owner of the adjacent undeveloped Lots 42-46, Plan 43M-1105 determined the timing of the	

Agency / Comment Date	Comment
	 development of these properties, to make satisfactory arrangements with the Transportation and Works Department for the provision of service connections for Lots 42-46, Plan 43M-1105 and requirement for any temporary grading and/or drainage works required on an interim basis, to provide a letter from the geotechnical consulting engineer allowing the City to rely on the findings and conclusions of the Phase I and Phase II Environmental Site Assessments submitted with the application, and; to address the required revisions to the Functional Servicing Report. Further detailed comments/conditions will be provided prior the supplementary meeting pending receipt and review of the requested information.
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 Corporation Enersource Hydro Mississauga Ministry of Transportation Town of Milton
	The following City Departments and external agencies were circulated the applications but provided no comments to date: City Community Services Department – Fire and Emergency Services Division

Edilou Holdings Inc. and Cesta Developments Inc.

File: OZ 10/016 W10 and T-M10002 W10

School Accommodation

The Peel District School Board		The Dufferin-Peel Catholic District School Board		
Student Yield	Student Yield:		Student Yield:	
6 (Kindergarten to Grade 5 Grade 6 to Grade 8 Grade 9 to Grade 12/OAC			ior Kindergarten to Grade 8 de 9 to Grade 12/OAC
School Accor	School Accommodation:		School Accommodation:	
Trelawny Pul	olic School		St. Therese of th	ne Child Jesus
Enrolment: Capacity: Portables:	377 365 0		Enrolment: Capacity: Portables:	594 446 8
Lisgar Middl	e School		Our Lady of Mount Carmel	
Enrolment: Capacity: Portables:	676 688 0		Enrolment: Capacity: Portables:	1,886 1,320 16
Meadowvale	Meadowvale Secondary School			
Enrolment: Capacity: Portables:	1,468 1,497 0			

