

#### **EXPLANATORY NOTE**

### BY-LAW 2022-99

A By-law to amend By-law 304-87, as amended and By-law 177-96, as amended

Lands located east of Kennedy Road between Major Mackenzie Drive East and Elgin Mills Road East

4551 Elgin Mills Road East, 10225-10227 Kennedy Road and 4638 Major Mackenzie

# **Lands Affected**

The subject lands have an area of approximately 147.55 hectares, located on the east side of Kennedy Road, north of Major Mackenzie Drive East, south of Elgin Mills Road East.

### **Existing Zoning**

The subject lands are currently zoned "Agriculture One Zone (A1)" under By-law 304-87, as amended.

### **Purpose and Effect**

177-96)

The purpose and effect of this By-law is to amend By-law 304-87, as amended and By-law 177-96, as amended by rezoning a portion of the subject land to:

Residential One – F15\*691 (R1-F15\*691) Zone (By-law 177-96) Residential Two-Special \*692 (R2-S\*692) Zone (By-law 177-96) Residential Two-Special \*692\*706 (R2-S\*692\*706) Zone (By-law 177-96) Residential Two-Special \*652 (R2-S\*652) Zone (By-law 177-96) Residential Two-Special \*686 (R2-S\*686) Zone (By-law 177-96) Residential Two-Special \*687 (R2-S\*687) Zone (By-law 177-96) Residential Two-Lane Access \*688 (R2-LA\*688) Zone (By-law 177-96) Residential Two-Lane Access \*693 (R2-LA\*693) Zone (By-law 177-96) Residential Two-Lane Access \*694 (R2-LA\*694) Zone (By-law 177-96) Residential Two-Lane Access \*695 (R2-LA\*695) Zone (By-law 177-96) Residential Three \*636 (R3\*636) Zone (By-law 177-96) Residential Three \*707 (R3\*707) Zone (By-law 177-96) Residential Four \*708 (R4\*708) Zone (By-law 177-96) Community Amenity Two \*649 (CA2\*649) Zone (By-law 177-96) Community Amenity Four \*709 (Hold) (CA4\*709 (H1) Zone (By-law 177-96) Community Amenity Four \*710 (Hold) (CA4\*710 (H1) Zone (By-law

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> Greenway (G) Zone (By-law 177-96) Open Space Two (OS2) Zone (By-law 177-96)

in order to facilitate the development of approximately 2,072 single detached and townhouse units and blocks for future mixed use multi-storey residential development; parks and open space; schools, stormwater management facilities, and the supporting road network on the subject lands.

# Note Regarding Further Planning Applications on this Property

In accordance with Section 45(1.3) and 45(1.4) of the Planning Act, R.S.O. 1990, cP.13, as amended on July 1, 2016 through the enactment of Bill 73, no person shall apply for a minor variance from the provisions of the by-law in respect of land, building or structure before the second anniversary of the day on which the by-law was amended, unless Council has declared by resolution that such an application is permitted.



# By-law 2022-99

# A By-law to amend By-law 304-87, as amended

(to delete lands from the designated area of By-law 304-87)

#### and to amend By-law 177-96, as amended

(to incorporate lands into the designated area of By-law 177-96, as amended)

The Council of the Corporation of the City of Markham hereby enacts as follows:

- 1. That By-law 304-87 as amended, is hereby further amend by deleting the lands shown on Schedule 'A' attached hereto, from the designated area of By-law 304-87, as amended.
- 2. That By-law 177-96 as amended, is hereby further amended, as follows:
  - a. By expanding the designated area of By-law 177-96, as amended, to include the lands shown on Schedule 'A' and Schedule 'B' attached hereto.
  - b. By rezoning the lands outlined on Schedule 'A' and Schedule 'B' attached hereto:

From:

Agricultural One (A1) Zone (304-87)

To

Residential One – F15\*691 (R1-F15\*691) Zone (By-law 177-96) Residential Two-Special \*692 (R2-S\*692) Zone (By-law 177-96) Residential Two-Special \*692\*706 (R2-S\*692\*706) Zone (By-law 177-96)

Residential Two-Special \*652 (R2-S\*652) Zone (By-law 177-96)

Residential Two-Special \*686 (R2-S\*686) Zone (By-law 177-96)

Residential Two-Special \*687 (R2-S\*687) Zone (By-law 177-96)

Residential Two-Lane Access \*688 (R2-LA\*688) Zone (By-law 177-96)

Residential Two-Lane Access \*693 (R2-LA\*693) Zone (By-law 177-96)

Residential Two-Lane Access \*694 (R2-LA\*694) Zone (By-law 177-96)

Residential Two-Lane Access \*695 (R2-LA\*695) Zone (By-law 177-96)

**Residential Three \*636 (R3\*636) Zone (By-law 177-96)** 

Residential Three \*707 (R3\*707) Zone (By-law 177-96)

**Residential Four \*708 (R4\*708) Zone (By-law 177-96)** 

Community Amenity Two \*649 (CA2\*649) Zone (By-law 177-96)

Community Amenity Four \*709 (Hold) (CA4\*709 (H1) Zone (Bylaw 177-96)

Community Amenity Four \*710 (Hold) (CA4\*710 (H1) Zone (Bylaw 177-96)

Greenway (G) Zone (By-law 177-96)

Open Space Two (OS2) Zone (By-law 177-96)

3. By adding the following subsections to Section 7 - EXCEPTIONS:

E	exception 7.691	Major Kennedy Developments Limited,	Parent Zone R1-F15
	File ZA 20 113780	Major Kennedy South Developments Limited, 4551 Elgin Mills Developments Limited	Amending By-law 2022-99
		•	Heritage House
		er provisions of By-law 177-96, the second of	
	rapply to the lands so oted by the symbol *6	hown on Schedule "A" attached 591	to By-law 2022-99 and
	1.1 Only Permitte		<b>→</b>
		e only permitted uses:	
a)	Single Detached D	welling within a Heritage Buildin	ng
b)	Home Occupation		
c)	Home Child Care		
d)	One (1) Accessory Dwelling Unit		
7.69			
	e following specific Zone Standards shall apply:		
a)	Minimum required lot frontage – 15.0 metres		
b)	Minimum required front yard		
	1 '	to the main building	
<u></u>	·	for any permitted encroachment	
c)	Minimum required exterior side yard – 1.0 metres		
d)	Buildings of historic and/or architectural interest relocated to the lot are exempt from height provisions. The maximum height of any addition(s) or enlargement shall not exceed the height of the highest point of the roofline of the heritage building.		
e)	Notwithstanding the above, the maximum <i>height</i> of any addition(s) to the heritage <i>building</i> on the northerly <i>lot</i> shall not be more than 20% greater than the <i>height</i> of the highest point of the heritage <i>building's</i> roofline, provided that any roof ridge connecting to the existing roof ridge does not exceed the <i>height</i> of the existing roof ridge.		

E	exception 7.692	Major Kennedy Developments Limited,	Parent Zone R2-S
	File ZA 20 113780	Major Kennedy South Developments Limited, 4551 Elgin Mills	Amending By-law 2022-99
		Developments Limited	Street Townhouse
shall		er provisions of By-law 177-96, t shown on Schedules "A" and "B" the symbol *692.	
7.69	2.1 Only Permitt	ed Uses	
The	following uses are the	ne only permitted uses:	
a)	Townhouse Dwelli	ngs	
b)	One (1) Accessory Dwelling Unit within a Townhouse Dwelling		
c)	Home Occupation		
d)	Home Child Care		
7.69	7.692.2 Special Zone Standards		
The	The following specific Zone Standards shall apply:		
a)	The provisions of Table B3, Part 3 of 3 shall apply to all lots		
b)	Minimum required lot frontage - 6.0 metres per unit on an interior lot		
c)	Minimum required rear yard to a dwelling unit abutting a lane:		
	i) with attached private garage		
	a) 0.6 metres for the first and second storey		
	b) 3 metres for any storey above the second storey		
d)	<del> </del>	the lesser of 12.5 metres or 3 st	
e)	Driveways and garages are permitted to access a lane across an interior side lot line		

f)	Where a lot is accessed by a lane, <i>Outdoor Amenity Space</i> shall be provided and shall be subject to the following provisions:
	<ul> <li>The Outdoor Amenity Space may be located on a rooftop, above a private garage, and/or be located on a balcony;</li> </ul>
	<li>ii. One Outdoor Amenity Space shall have a contiguous minimum area of 20 square metres;</li>
	Notwithstanding any other provisions in this by-law, decks are permitted to be located above the first storey and balconies are not required to be cantilevered.
g)	Non cantilevered window bays are permitted to encroach into a required front, exterior or rear yard provided such window bays extend no more than 0.6 m into the required yard and are no more than 3 metres wide.
h)	Maximum number of townhouse dwelling units in a building – 8 units
	g)

E	xception 7.693	Major Kennedy	Parent Zone
		Developments Limited,	R2-LA
	File	Major Kennedy South	Amending By-law 2022-
	ZA 20 113780	Developments Limited,	99
		4551 Elgin Mills	
		Developments Limited	Lane Based Townhouse
shall		er provisions of By-law 177-9 shown on Schedule "A" attacl 693.	
	3.1 Only Permitt		
		ne only permitted uses:	
a)	Townhouse Dwelli		
b)		Dwelling Unit within a Town	house Dwellina
c)	Home Occupation		<u>.</u>
d)	Home Child Care		-
<del> </del>	3.2 Special Zone	Standarde	
		one Standards shall apply:	
·	T	lot frontage for an interior un	it 6.7 motros
a)	ļ	of townhouse dwelling units	
b)	·		in a building – 6 units
(C)	1	rear yard to a dwelling unit: ed private garage	
	1		nd storey
	<ul><li>a) 0.6 metres for the first and second storey</li><li>b) 3 metres for any storey above the second storey</li></ul>		
	ii) with detached private garage – 11.6 metres		
d)	<del></del>	rage for detached private gar	
e)	Driveways and garages are permitted to access a lane across an interior side lot line		
f)	Minimum side yard setback from an interior side lot line created by a utility		
~)	or snow storage notch - 0.3 metres  Maximum height – the lesser of 12.5 metres or 3 storeys		
g)			
h)		above, a portion of a buildin ect above the maximum heig	
		ess does not exceed 12 squar	•
	1	e considered an additional st	•
i)		Space shall be provided and s	
-,	following provision	•	- · · · · · · · · · · · · · · · · · · ·
	iii. The Outdoo	or Amenity Space may be loc	ated on a rooftop, above a
	_	age, and/or be located on a b	<del>-</del>
	ł .	or Amenity Space shall have	a contiguous minimum
	ì	square metres;	Alaka Janus Barrer - 15 of
,		nding any other provisions in	
	permitted to be located above the first storey and balconies are not required to be cantilevered.		
j)	· · · · · · · · · · · · · · · · · · ·		encroach into a required
1/	Non cantilevered window bays are permitted to encroach into a required front, exterior side, or rear yard provided such window bays extend no		
	1	to the required yard and are	
	wide	· · ·	

k)	Porches and balconies may encroach to a required front yard or exterior side yard provided that no part of the stairs is located closer than 0.3 metres from the front lot line or exterior side lot line
1)	The front lot line for any through lot shall be deemed to be the northern lot line

E	xception 7.694	Major Kennedy Developments Limited, Major	Parent Zone R2-LA
	File ZA 20 113780	Kennedy South Developments Limited, 4551 Elgin Mills Developments Limited	Amending By-law 2022-99 Lane Based Townhouse
shall	Notwithstanding any other provisions of By-law 177-96, the following provisions shall apply to the lands shown on Schedules "A" and "B" attached to By-law 2022-99 and denoted by the symbol *694.		
7.69			
The	following uses are the	ne only permitted uses:	nomen milestrie i — — — — — — — — — — — — — — — — — —
a)	Townhouse Dwelli	ings	
b)	One (1) Accessory	Dwelling Unit within a Townhouse	Dwelling
c)	Home Occupation		200
d)	Home Child Care		
7.69	4.2 Special Zone	Standards	
The	following specific Zo	one Standards shall apply:	
a)		lot frontage – 4.5 m per unit on an interior lot and 7.0 m for an end un	
b)	Maximum number	of townhouse dwelling units in a b	uilding – 8 units
c)	Minimum required	rear yard to a dwelling unit:	
	i) with attached private garage		
	a) 0.6 metres for the first storey		
	b) 3 metres for any storey above the first storey		
	ii) with detached private garage – 11.6 metres		
d)	Minimum <i>side yard</i> setback from an <i>interior side lot</i> line created by a utility or snow storage notch - 0.3 metres		ne created by a utility
e)	Maximum height –	the lesser of 12.5 metres or 3 stor	eys
f)	Notwithstanding e) above, a portion of a <i>building</i> providing rooftop access is permitted to project above the maximum <i>height</i> , provided the floor area of the rooftop access does not exceed 12 square metres. This rooftop access shall not be considered an additional <i>storey</i> .		
g)	following provision i. The Outdoo	Space shall be provided and shall be: s: or Amenity Space may be located age, and/or be located on a balcon	on a rooftop, above a
**.	ii. One Outdoor Amenity Space shall have a contiguous minimum area of 20 square metres;		
٠	iii. <i>Notwithstar</i> permitted to	nding any other provisions in this be be located above the first storey be cantilevered.	•
h) ·	side yard provided metres from the fro	Porches and balconies may encroach to a required front yard or exterior side yard provided that no part of the stairs is located closer than 0.3 metres from the front lot line or exterior side lot line	
i)	The <i>front lot line</i> fo abutting an arterial	r any <i>through lot</i> shall be deemed road.	to be the lot line

E	xception 7.695	Major Kennedy Developments Limited, Major	Parent Zone R2-LA	
	File ZA 20 113780 *	Kennedy South Developments Limited, 4551 Elgin Mills Developments	Amending By-law 2022-99	
		Limited	Lane Based Townhouse	
shall		er provisions of By-law 177-96, the shown on Schedule "A" attached to 695.		
7.69	5.1 Only Permitte	ed Uses		
The	following uses are the	ne only permitted uses:		
a)	Townhouse Dwelli	ngs		
b)	One (1) Accessory	Dwelling Unit within a Townhouse	e Dwelling	
c)	Home Occupation			
d)	Home Child Care			
7.69	5.2 Special Zone	Standards		
The	following specific Zo	ne Standards shall apply:		
a)		<i>lot frontage</i> – 6.0 m per unit on an nterior lot and 8.8 m for an end un		
b)	Maximum number	of <i>townhouse dwelling units</i> in a b	uilding – 8 units	
c)	1	rear yard to a dwelling unit:		
	i. with attached private garage			
	1	tres for the first and second store		
	b) 3 metres for any storey above the second storey			
d)		ii. with detached private garage – 11.6 metres  Minimum side yard setback from an interior side lot line created by a utility		
u)	or snow storage no		inc created by a utility	
e)	Maximum height –	the lesser of 12.5 metres or 3 sto	reys	
f)	, ,	above, a portion of a building pro-	· ,	
-	l - ' '. ' '	ect above the maximum <i>height</i> , pr		
		ss does not exceed 12 square me e considered an additional <i>storey.</i>	etres. This rooπop	
g)		space shall be provided and shall I	ne subject to the	
9)	following provisions	· · · · · · · · · · · · · · · · · · ·	oc subject to the	
	•	or Amenity Space may be located	on a rooftop, above a	
		age, and/or be located on a <i>balcor</i>		
	i .	o <i>r Amenity Space</i> shall have a cor	ntiguous minimum	
	i .	square metres;	lm da -t:	
		iding any other provisions in this be be located above the first storey		
		be cantilevered.	and baicomes are not	
h)		rindow bays are permitted to encre	pach into a required	
,	front, exterior or rear yard provided such window bays extend no more			
	than 0.3 m into the	required yard and are no more th	an 3 metres wide	
i)		nies may encroach to a required fi		
		that no part of the stairs is located int lot line or exterior side lot line	closer than 0.3	
	menes nom me //C	THE OF EXCEPTOR SIDE FOR THE		

E	xception 7.706	Major Kennedy Developments Limited,	Parent Zone R2-S
	File ZA 20 113780	Major Kennedy South Developments Limited, 4551 Elgin Mills Developments	Amending By-law 2022-99
		Limited	Street Townhouse
shal		er provisions of By-law 177-96, th shown on Schedule "A" attached t 706.	
7.70	6.1 Special Zone	Standards	
The	following specific Zo	one Standards shall apply:	
	Maximum Height -		

Ex	ception 7.707	Major Kennedy Developments Limited,	Parent Zone R3
Z	File <sup>~</sup> A 20 113780	Major Kennedy South Developments Limited, 4551 Elgin Mills Developments Limited	Amending By-law 2022-99 Residential Mid Rise
shall ap		provisions of By-law 177-96, the wn on Schedule "A" attached to 7.	following provisions
7.707.1	Only Permitted	Uses	
The foll	owing uses are the	only permitted uses:	
a)	Multiple Dwellings	·	
b)	Apartment Dwellings		
c)	Home Occupation		
d)	Home Child Care		
7.707.2	7.707.2 Special Zone Standards		
The foll	owing specific Zone	Standards shall apply:	
a)	Maximum height – the lesser of 18.5 metres or 6 storeys, except for buildings fronting arterial road as shown on the schedules to the City of Markham Official plan which are permitted a maximum building height of the lesser of 24.5 metres or 8 storeys		
b)	Special Provisions #4 and #5 of Table B5 shall not apply		
c)	Multiple dwellings permitted	in the form of back to back <i>town</i>	house dwellings are not

Exception 7.708		Major Kennedy Developments Limited,	Parent Zone R4
File ZA 20 113780		Major Kennedy South Developments Limited, 4551 Elgin Mills Developments	Amending By-law 2022-99
	*	Limited	Residential High Rise
shall ap		provisions of By-law 177-96, the wn on Schedule "A" attached to 8.	
7.708.1	Only Permitted	Uses	
The foll	owing uses are the	only permitted uses:	
a)	Townhouse Dwellings		
b)	One (1) Accessory Dwelling Unit within a Townhouse Dwelling		
b)	Multiple Dwellings		
c)	Apartment Dwellings		
d)	Home Occupation		
e)	Home Child Care		
7.708.2	7.708.2 Special Zone Standards		
The foll	owing specific Zone	Standards shall apply:	
a)	Maximum height – the lesser of 45.5m or 15 storeys		
b) .	Notwithstanding provisions of Table B6, the maximum number of dwelling units per hectare shall be 200 units per hectare of all lands zoned R4*707		
c) ·	Provisions A and J of Table B6 shall not apply		
d)	Multiple dwellings in the form of back to back townhouses are not permitted		

Exception 7.709	Major Kennedy	Parent Zone
	Developments Limited,	CA4
File	Major Kennedy South	Amending By-law
ZA 20 113780	Developments Limited, 4551 Elgin Mills Developments	2022-99
	Limited	Mixed Use High Rise

Notwithstanding any other provisions of By-law 177-96, the following provisions shall apply to the lands shown on Schedule "A" attached to By-law 2022-99 and denoted by the symbol \*709.

The following uses are the only permitted uses:  Residential Uses a) Townhouse Dwellings b) One (1) Accessory Dwelling Unit within a Townhouse Dwelling b) Multiple Dwellings c) Apartment Dwellings d) Home Occupation Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School g) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-residential premise shall not exceed 7000 square metres		d by the symbol *709.
Residential Uses a) Townhouse Dwellings b) One (1) Accessory Dwelling Unit within a Townhouse Dwelling b) Multiple Dwellings c) Apartment Dwellings d) Home Occupation Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height - the lesser of 45.5m or 15 storeys b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-		
a) Townhouse Dwellings b) One (1) Accessory Dwelling Unit within a Townhouse Dŵelling b) Multiple Dwellings c) Apartment Dwellings d) Home Occupation Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School g) Commercial School s) Supermarkets t) Veterinary Clinics Retail Stores 7.709.2 Special Zone Standards shall apply: a) Maximum height - the lesser of 45.5m or 15 storeys b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres C) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	The fol	
b) One (1) Accessory Dwelling Unit within a Townhouse Dŵelling b) Multiple Dwellings c) Apartment Dwellings d) Home Occupation Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School g) Commercial School s) Supermarkets t) Veterinary Clinics Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height - the lesser of 45.5m or 15 storeys b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres C) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-		Residential Uses
b) Multiple Dwellings c) Apartment Dwellings d) Home Occupation Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres C) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	a)	
c) Apartment Dwellings d) Home Occupation Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	b)	One (1) Accessory Dwelling Unit within a Townhouse Dwelling
d) Home Occupation Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height - the lesser of 45.5m or 15 storeys b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	b)	Multiple Dwellings
Non Residential Uses e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height - the lesser of 45.5m or 15 storeys b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	c)	Apartment Dwellings
e) Child Care Centre f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	d)	Home Occupation
f) Commercial Fitness Centres g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-		Non Residential Uses
g) Art Galleries h) Parking Garages i) Financial Institutions j) Medical Offices k) Business Offices l) Personal Service Shop m) Places of Worship n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	e)	Child Care Centre
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k) Business Offices  I) Personal Service Shop  m) Places of Worship  n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres  C) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	i)	Financial Institutions
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n) Restaurants o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	l)	Personal Service Shop
o) Private School p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	m)	Places of Worship
p) Public School q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	n)	Restaurants
q) Commercial School s) Supermarkets t) Veterinary Clinics u) Retail Stores 7.709.2 Special Zone Standards The following specific Zone Standards shall apply: a) Maximum height – the lesser of 45.5m or 15 storeys b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	0)	Private School
t) Veterinary Clinics  u) Retail Stores  7.709.2 Special Zone Standards  The following specific Zone Standards shall apply:  a) Maximum height – the lesser of 45.5m or 15 storeys  b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres  c) Multiple Dwellings in the form of back to back townhouses shall not be permitted  d) The maximum gross floor area of the first storey for any individual non-	p)	Public School
t) Veterinary Clinics  u) Retail Stores  7.709.2 Special Zone Standards  The following specific Zone Standards shall apply:  a) Maximum height – the lesser of 45.5m or 15 storeys  b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres  c) Multiple Dwellings in the form of back to back townhouses shall not be permitted  d) The maximum gross floor area of the first storey for any individual non-	q)	Commercial School
<ul> <li>nu) Retail Stores</li> <li>7.709.2 Special Zone Standards</li> <li>The following specific Zone Standards shall apply:         <ul> <li>a) Maximum height – the lesser of 45.5m or 15 storeys</li> <li>b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres</li> <li>c) Multiple Dwellings in the form of back to back townhouses shall not be permitted</li> <li>d) The maximum gross floor area of the first storey for any individual non-</li> </ul> </li> </ul>	s)	Supermarkets
<ul> <li>7.709.2 Special Zone Standards</li> <li>The following specific Zone Standards shall apply: <ul> <li>a) Maximum height – the lesser of 45.5m or 15 storeys</li> </ul> </li> <li>b) Minimum height – 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres</li> <li>c) Multiple Dwellings in the form of back to back townhouses shall not be permitted</li> <li>d) The maximum gross floor area of the first storey for any individual non-</li> </ul>	t)	Veterinary Clinics
The following specific Zone Standards shall apply:  a) Maximum height – the lesser of 45.5m or 15 storeys  b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres  c) Multiple Dwellings in the form of back to back townhouses shall not be permitted  d) The maximum gross floor area of the first storey for any individual non-	u)	Retail Stores
<ul> <li>a) Maximum height – the lesser of 45.5m or 15 storeys</li> <li>b) Minimum height - 12 metres, except for a portion of a building may have an attached podium lower than 12 metres, provided it's no less than 4.5 metres</li> <li>c) Multiple Dwellings in the form of back to back townhouses shall not be permitted</li> <li>d) The maximum gross floor area of the first storey for any individual non-</li> </ul>	7.709.2	Special Zone Standards
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an attached podium lower than 12 metres, provided it's no less than 4.5 metres  c) Multiple Dwellings in the form of back to back townhouses shall not be permitted  d) The maximum gross floor area of the first storey for any individual non-	a)	Maximum height – the lesser of 45.5m or 15 storeys
metres c) Multiple Dwellings in the form of back to back townhouses shall not be permitted d) The maximum gross floor area of the first storey for any individual non-	b)	Minimum height - 12 metres, except for a portion of a building may have
d) The maximum <i>gross floor area</i> of the <i>first storey</i> for any individual non-		
d) The maximum gross floor area of the first storey for any individual non-	c)	
	d)	

Ex	ception 7.710	Major Kennedy Developments Limited,	Parent Zone CA4	
File ZA 20 113780		Major Kennedy South Developments Limited, 4551 Elgin Mills Developments Limited	Amending By-law 2022-99 Mixed Use High Rise (Retail Focus)	
Notwithstanding any other provisions of By-law 177-96, the following provisions shall apply to the lands shown on Schedule "A" attached to By-law 2022-99 and denoted by the symbol *710.  7.710.1 Only Permitted Uses				
The following uses are the only permitted uses:				
	Residential Uses			
a)	Townhouse Dwellings			
b)	One (1) Accessory Dwelling Unit within a Townhouse Dwelling			
b)	Multiple Dwellings			
c)	Apartment Dwellings			
d)	Home Occupation			
	Non Residential Us	ses	′	

(a)	Child Care Contro			
e)	Child Care Centre			
f)	Commercial Fitness Centres			
g)	Art Galleries			
h)	Parking Garages			
i)	Financial Institutions			
<u>j)</u>	Medical Offices			
k)	Business Offices			
1)	Personal Service Shop			
m)	Places of Worship			
<u>n)</u>	Restaurants			
0)	Private School			
p)	Public School			
<b>q</b> )	Commercial School			
r)	Trade School			
s)	Supermarkets			
t)	Veterinary Clinics			
u)	Retail Stores			
v)	Banquet Hall			
w)	Hotel			
x)	Recreational Establishment			
у)	Place of Entertainment			
7.710.2	Special Zone Standards			
The following specific Zone Standards shall apply:				
a)	Maximum height:			
-	i) Buildings containing only non-residential uses – the lesser of 12			
	metres or 2 storeys			
	ii) All other buildings - the lesser of 45.5m or 15 storeys			
b)	Multiple Dwellings in the form of back to back townhouses shall not be permitted			
c)	Floor Space Index (FSI)			
,	i) Minimum:			
	a) 1 FSI			
	b) Retail uses – 0.3 FSI			
	ii) Maximum:			
	a) 3 FSI			
d)	The maximum gross floor area of the first storey for any individual non-			
	residential premise shall not exceed 7,000 square metres			

4. A contribution by the Owner to the City for the purposes of public art to be indexed to the Ontario rate of inflation as per the consumer price index (CPI), in accordance with Section 37 of the Planning Act, as amended, shall be required. Payments shall be collected in accordance with the terms of an agreement to secure for the Section 37 contribution. Nothing in this section shall prevent the issuance of a building permit as set out in Section 8 of the Building Code Act or its successors".

# 5. Holding Provision

5.1 For the purposes of this By-law, a Holding (H1) provision is hereby established and is identified on Schedule 'A' attached hereto by the letter (H1) in parenthesis following the zoning symbol.

No person shall hereafter erect or alter any building or structure on lands subject to the Holding (H1) provision for the purposes permitted under this Bylaw until amendment(s) to this By-law to remove the letter (H1) have come into effect pursuant to the provisions of Section 36 of the Planning Act.

Prior to removing the Holding (H1) provision the following condition must be met to the satisfaction of the City of Markham:

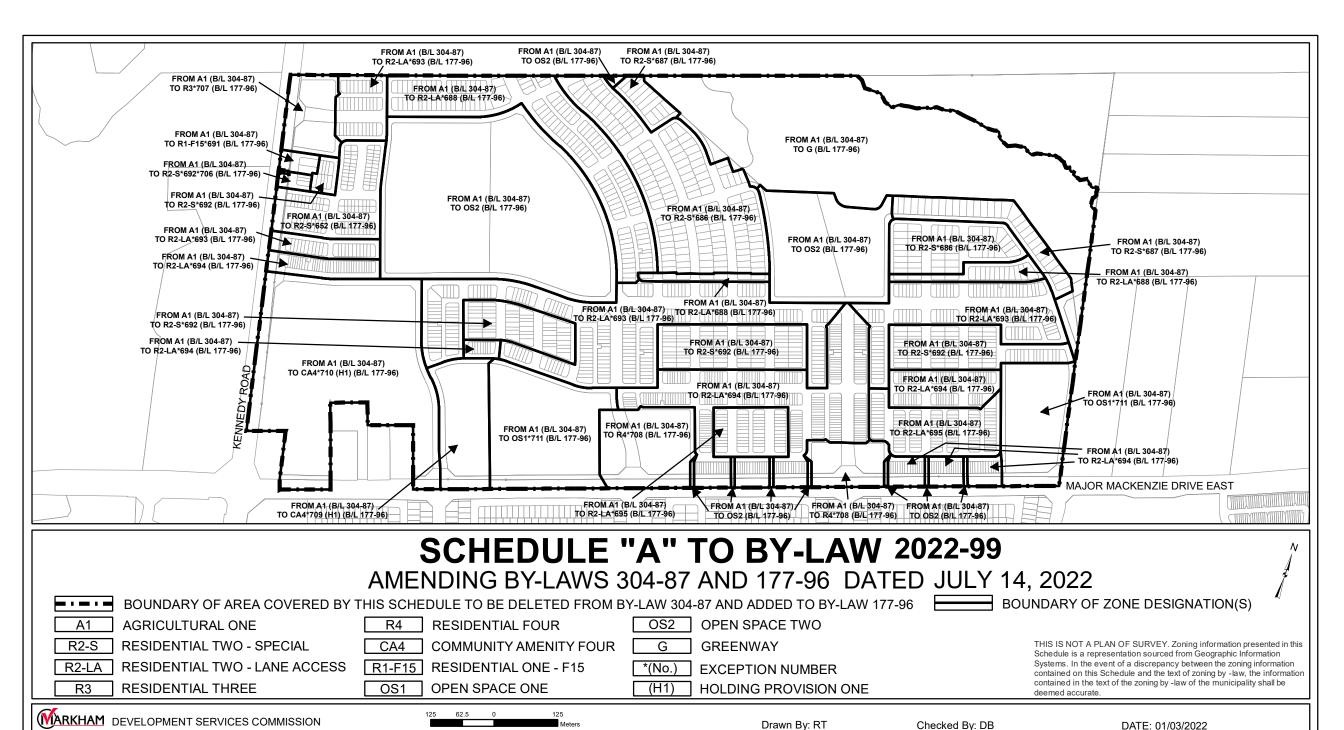
a) A comprehensive block plan is approved in accordance with Sections 9.9.3 and 10.1.4 of the Official Plan, based upon an accepted terms of reference by the City.

Read a first, second and third time and passed on July 14, 2022.

Kimberley Kitteringham

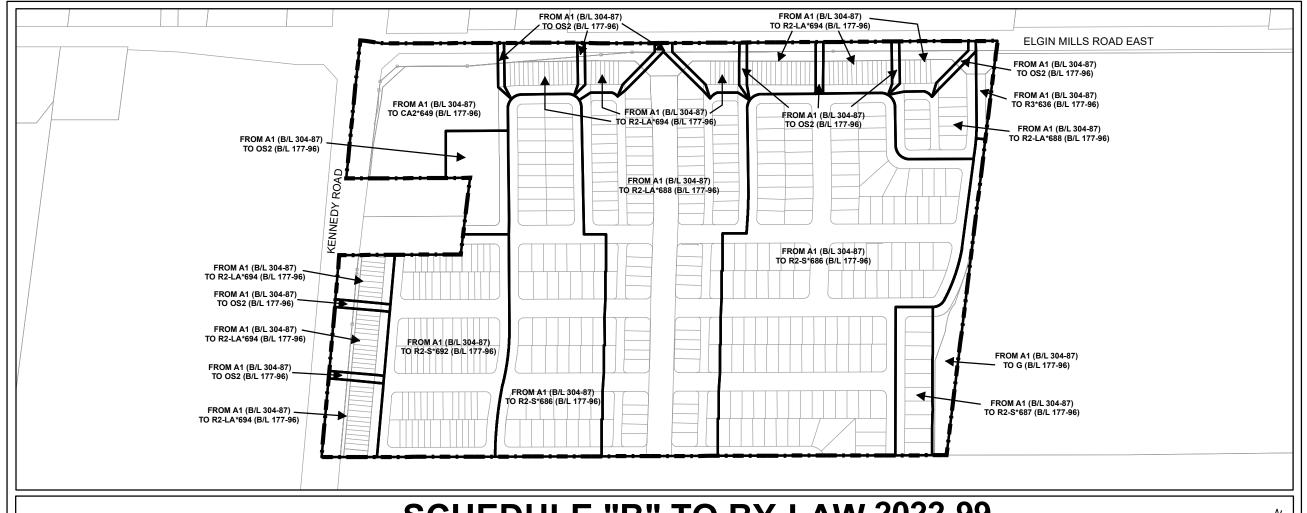
City Clerk

Frank Scarpitti



NOTE: This Schedule should be read in conjunction with the signed original By-Law filed with the City of Markham Clerk's Office

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# SCHEDULE "B" TO BY-LAW 2022-99 AMENDING BY-LAWS 304-87 AND 177-96 DATED JULY 14, 2022

BOUNDARY OF AREA COVERED BY THIS SCHEDULE TO BE DELETED FROM BY-LAW 304-87 AND ADDED TO BY-LAW 177-96

BOUNDARY OF ZONE DESIGNATION(S)

Α1 AGRICULTURAL ONE

RESIDENTIAL THREE CA2

**GREENWAY** G

R2-S RESIDENTIAL TWO - SPECIAL **COMMUNITY AMENITY TWO** 

\*(No.) **EXCEPTION NUMBER** 

Schedule is a representation sourced from Geographic Information Systems. In the event of a discrepancy between the zoning information contained on this Schedule and the text of zoning by -law, the information contained in the text of the zoning by -law of the municipality shall be deemed accurate

THIS IS NOT A PLAN OF SURVEY. Zoning information presented in this

**RESIDENTIAL TWO - LANE ACCESS OPEN SPACE TWO** 

MARKHAM DEVELOPMENT SERVICES COMMISSION

Drawn By: RT

Checked By: DB

DATE: 01/03/2022

NOTE: This Schedule should be read in conjunction with the signed original By-Law filed with the City of Markham Clerk's Office

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