



By-law 2023-110

A By-law to amend By-law 19-94, as amended
(to delete lands from the designated areas of By-law 19-94)
and to amend By-law 177-96, as amended
(to incorporate lands into the designated area of By-law 177-96)

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

1. That By-law 19-94, as amended, are hereby further amended by deleting the lands shown on Schedule 'A' attached hereto, from the designated areas of By-law 19-94, as amended.
2. That By-law 177-96, as amended, is hereby further amended as follows:
 - 2.1 By expanding the designated area of By-law 177-96, as amended, to include additional lands as shown on Schedule 'A' attached hereto.
 - 2.2 By zoning the lands outlined on Schedule 'A' attached hereto:

from:
Residential Medium Density One - Special (RMD1-S) Zone

to:
Residential Three (R3) Zone
3. By adding the following subsections to Section 7 – EXCEPTIONS:

| Exception 7.000 | Name of Applicant 8985 Woodbine Avenue | Parent Zone R3 |
|---|--|--------------------------------|
| File PLAN 21.139043 | | Amending By-law 2023-110 |
| Notwithstanding any other provisions of this By-law, the following provisions shall apply to the land denoted by the symbol *000 on the schedules to this By-law. All other provisions, unless specifically modified/amended by this section, continue to apply to the lands subject to this section. | | |
| 7.000.1 Only Permitted Uses | | |
| The following are the only permitted uses: | | |
| a) | <i>Multiple Dwellings</i> | |
| b) | <i>One (1) Dwelling Unit</i> located above a <i>Private Garage</i> | |
| c) | <i>Home Occupations</i> | |
| d) | <i>Home Child Care</i> | |
| 7.000.2 Special Zone Standards | | |
| The following special zone standards shall apply: | | |
| a) | For the purposes of this by-law, the <i>Front Lot Line</i> shall be the <i>lot line</i> abutting Woodbine Avenue | |
| b) | Maximum number of <i>Dwelling Units</i> - 5 | |
| c) | Minimum <i>Front Yard</i> – 3.9 m | |
| d) | Minimum north <i>Interior Side Yard</i> – 0.9 m | |
| e) | Notwithstanding d) above, the minimum north <i>Interior Side Yard</i> within 8 m of the <i>Rear Lot Line</i> shall be 0.2 m. | |
| f) | Minimum south <i>Interior Side Yard</i> – 7.7 m | |

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|----|--|
| g) | Notwithstanding d) above, the minimum south <i>Interior Side Yard</i> within 19 m of the <i>Rear Lot Line</i> shall be 0.3 m. |
| h) | Minimum <i>Rear Yard</i> – 0 m |
| i) | Maximum <i>Height</i> – 9.0 m |
| j) | Notwithstanding i) above, the maximum <i>Height</i> within 8 m of the <i>Rear Lot Line</i> , and 8 m of the north <i>Interior Side Lot Line</i> shall be 7.0 m. |
| k) | Notwithstanding i) above, the maximum <i>Height</i> within 19 m of the <i>Rear Lot Line</i> , and 8 m of the south <i>Interior Side Lot Line</i> shall be 5.5 m. |
| l) | Notwithstanding Section 6.6, stairs are permitted to encroach into the north <i>Interior Side Yard</i> , and are permitted to be located 0 m from the north <i>Interior Side Lot Line</i> . Roof Overhangs and eaves may encroach into any required <i>Interior Side Yard</i> , and are permitted to be located 0 m from any <i>lot line</i> . |
| m) | Notwithstanding Section 6.1.2, amending by-law 28-97, the minimum size of one (1) required <i>Parking Space</i> , located within a <i>Parking Garage</i> – 5.5 m |
| m) | Section 6.3 shall not apply. |

Read and first, second and third time and passed on June 28th, 2023.

Kimberley Kitteringham
City Clerk

Frank Scarpitti
Mayor



EXPLANATORY NOTE

BY-LAW 2023-110

A By-law to amend By-laws 19-94 and 177-96, as amended

**SC Property Investment Holdings (Sue Chen) c/o Galbraith & Associates Inc. (Susan Mintz)
CON 4 PT LOT 14
8985 Woodbine Avenue
PLAN 21.139043**

Lands Affected

The proposed by-law amendment applies to a parcel of land with an approximate area of 0.1 hectares (0.25 acres), located on the east side of Woodbine Avenue in the Buttonville Heritage Conservation District, and occupied by a heritage dwelling known as the William Sutton House.

Existing Zoning

The subject lands are zoned Residential Medium Density One-Special (RMD1-S) Zone under By-law 177-96, as amended.

Purpose and Effect

The purpose and effect of this By-law is to rezone the subject lands under By-law 177-96, as amended as follows:

from:

Residential Medium Density One - Special (RMD1-S) Zone

to:

Residential Three (R3) Zone;

in order to permit a residential development on the lands.

Note Regarding Further Planning Applications on this Property

The *Planning Act* provides that no person shall apply for a minor variance from the provisions of this by-law before the second anniversary of the day on which the by-law was amended, unless the Council has declared by resolution that such an application is permitted.