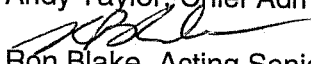





TO: Andy Taylor, Chief Administrative Officer
 FROM:  Ron Blake, Acting Senior Development Manager
 PREPARED BY: Rick Cefaratti, Planner, West District
 DATE: August 19, 2015
 RE: Delegation of Authority to CAO to call a Statutory Public Meeting
 Can-Am Express
 Zoning By-law Amendment application to permit outside parking and
 storage of licensed buses on a temporary basis at 332 John Street


 Aug 28/15

File No. **ZA 15 131193**

RECOMMENDATION:

That the CAO authorize staff to schedule a Statutory Public Meeting to consider a Zoning By-law Amendment application (ZA 15 131193) submitted by Can-Am Express to permit outside parking and storage of licensed buses on a temporary basis at 332 John Street.

PURPOSE:

This memorandum provides information on a zoning by-law amendment application, and seeks authorization to hold a statutory Public Meeting regarding the proposal. This memorandum contains general information in regards to applicable Official Plan or other policies as well as other issues and the memorandum should not be taken as Staff's opinion or recommendation on the application. In addition, a Preliminary Report will be brought forward to Development Services Committee prior to the Public Meeting.

BACKGROUND:

The 0.38 ha. (0.94 ac.) site is located on the north side of John Street, between the CN Rail Line and McKelvey Drive in Thornhill. To the north is a commercial plaza which fronts on to Green Lane; to the south across John Street, is a commercial self-storage facility and several vacant buildings zoned for industrial uses; to the east are a number of employment uses; and, to the west is an automotive preparation / reconditioning facility (Mercedes Benz Canada) and the CN Rail Line (Figures 1 and 2).

PROPOSED DEVELOPMENT

The Zoning By-law Amendment by Can-Am Express requests that outside parking and storage of licensed buses be permitted on a temporary basis on the subject property. No additional buildings are being considered as part of the proposal (see Figure 4 – Site Plan). Section 39 of the Planning Act authorizes a municipality to enact Temporary Use By-laws for a maximum period of 3 years.

OFFICIAL PLAN AND ZONING BY-LAW

Markham Official Plan

The site is designated Industrial – Business Corridor Area under the in force Markham Official Plan (revised 1987) which permits industrial uses, offices and other similar uses but does not permit outdoor storage. The property is also subject to the policies of the Thornhill Secondary

Plan which designates these lands as Business Corridor Area – John Street / Green Lane. This designation permits industrial uses and offices as described under Section 3.5.6.3 of the in force Official Plan.” Outdoor storage is not a permitted use under the policies of the Thornhill Secondary Plan.

The temporary use policies of the in force Official Plan establish that Council may pass by-laws to authorize the temporary use of land for a use that is not permitted under the Industrial – Business Corridor Area land use designation for a period not exceeding 3 years.

The City’s new Official Plan 2014 (not yet in force) designates the property Service Employment. This designation permits a range of employment uses including, service, office manufacturing, warehousing and limited retail and commercial uses. Accessory outdoor storage is only permitted in conjunction with manufacturing, warehousing, a motor vehicle body shop, motor vehicle repair and motor vehicle retail uses. Outdoor storage is not permitted as a principle use on this property.

The temporary use policies of the new Official Plan 2014 (not yet in force) also establish that Council may pass by-laws to authorize the temporary use of land for a use that is not permitted under the Service Employment land use designation for a period not exceeding 3 years.

Zoning

The subject property is zoned M – Industrial under By-law 77-73, as amended. This zone permits industrial uses, including warehousing and / or manufacturing of goods, service and repair of goods and permits indoor storage of goods and materials. Outdoor storage of licensed buses is not a permitted use on the property.

A Zoning By-law Amendment is required to permit outdoor storage of licensed buses on the property.

ISSUES TO BE RESOLVED:

No issues have been raised to date. Any issues identified through the circulation and detailed review of the proposal will be addressed in a final staff report to be presented to Committee at a later date, if required.

ATTACHMENTS:

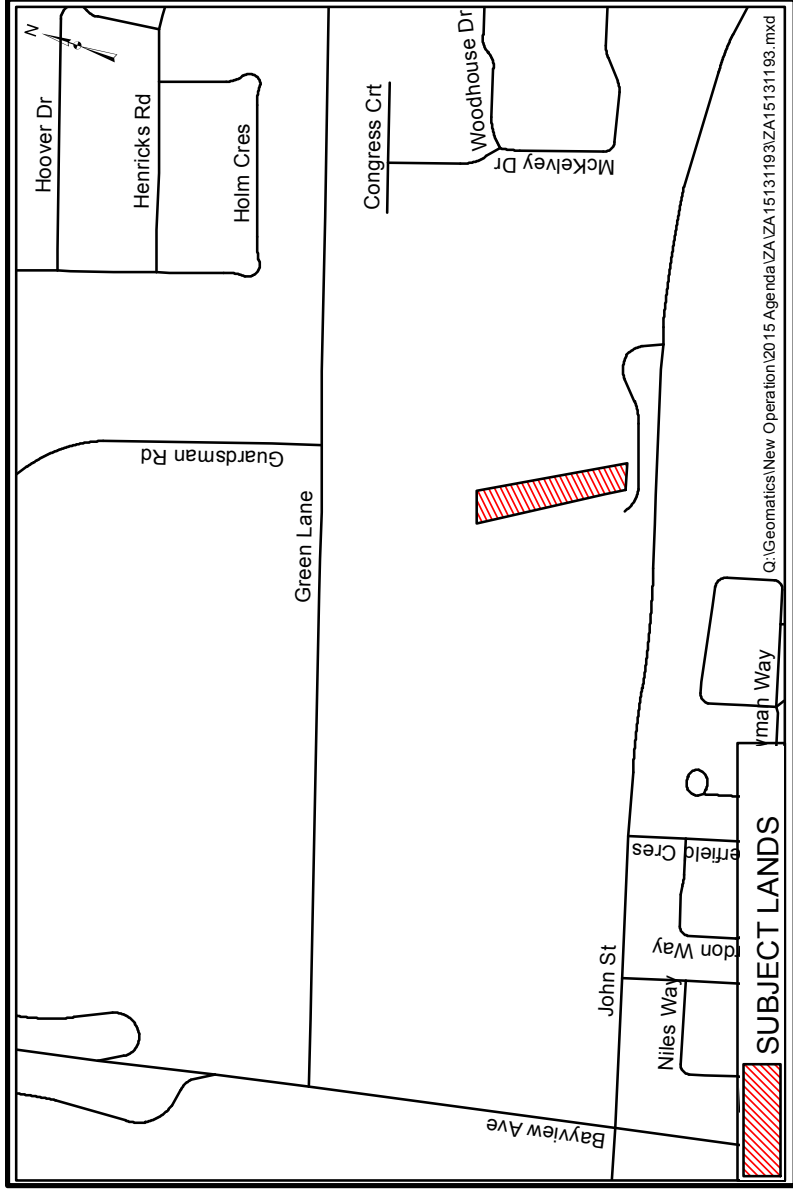
- Figure 1: Location Map
- Figure 2: Aerial Photo
- Figure 3: Area Context/Zoning
- Figure 4: Site Plan

OWNER:

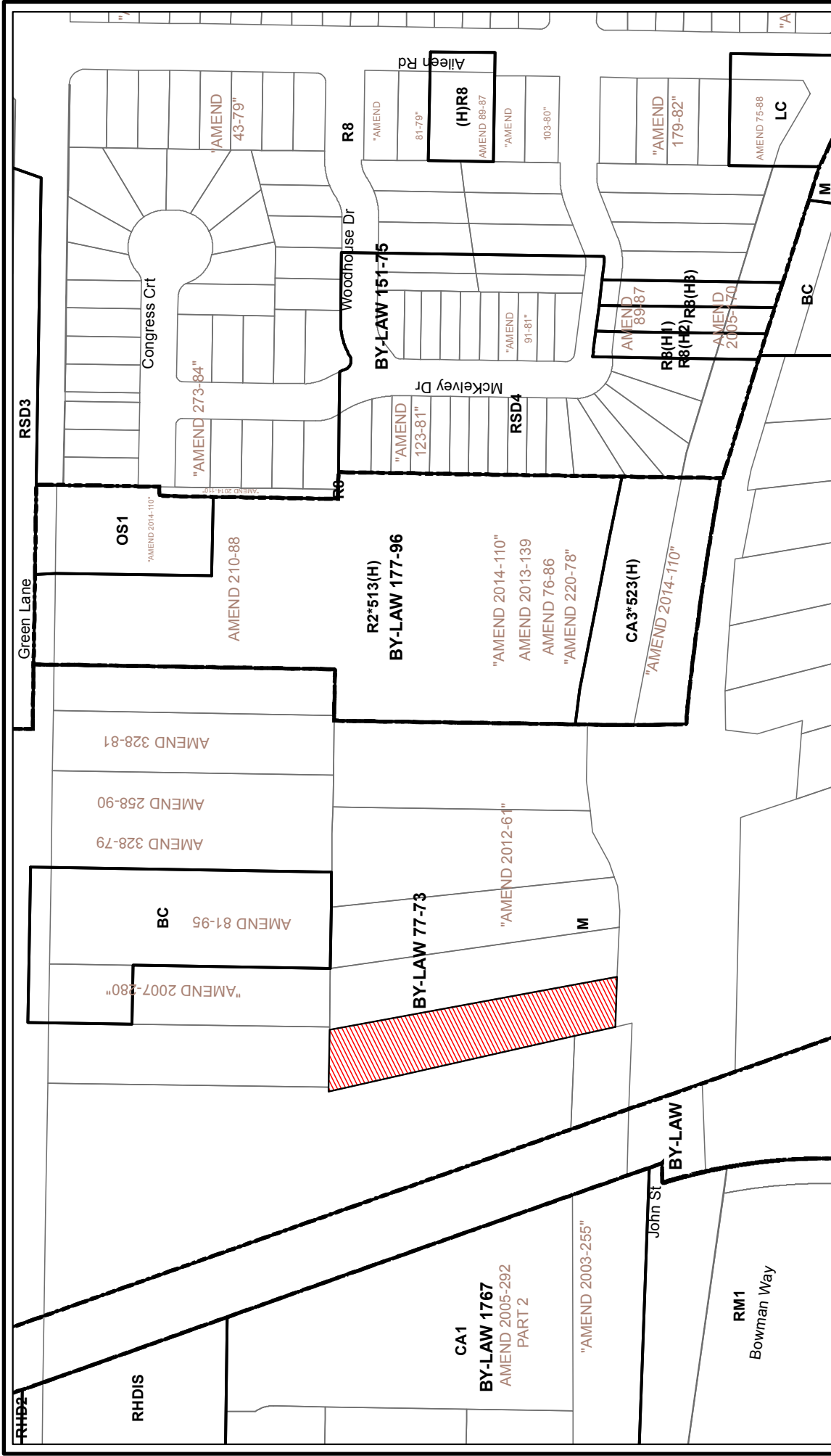
Can-Am Express Inc.
C/O Yefim Ostrirov
332 John Street
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Tel: (905) 561-2946
Email: canamx@hotmail.com

APPLICANT:

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Email: billhaley@rogers.com




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AREA CONTEXT / ZONING

OWNER : CAN-AM EXPRESS
332 JOHN STREET

FILE No. ZA. 15131193 (RC)

 SUBJECT LANDS

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AIR PHOTO

OWNER: CAN-AM EXPRESS
332 JOHN STREET

FILE No. ZA. 15131193 (RC)

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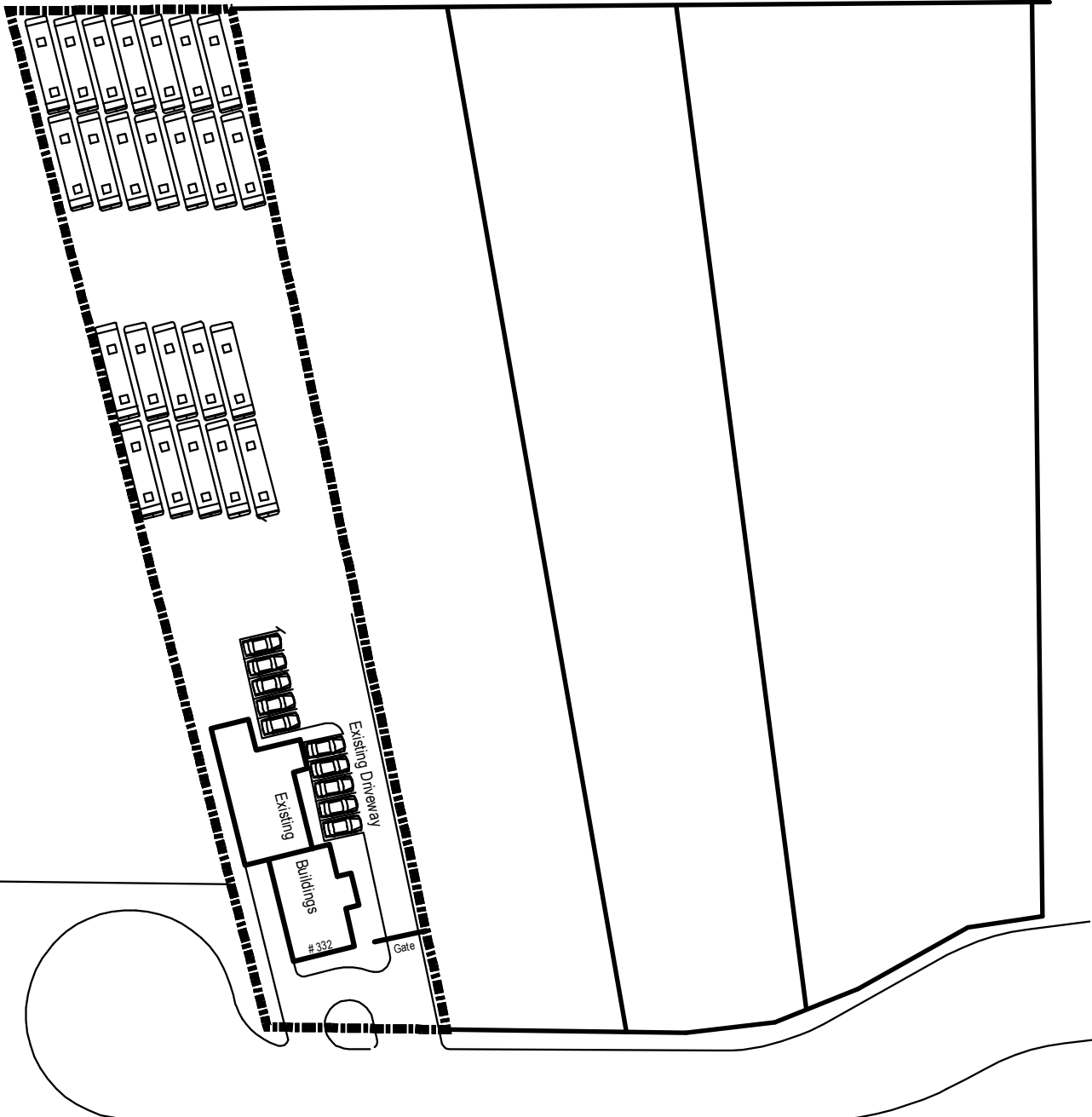
Drawn By: CPW

Checked By: RC

DATE: 04/05/2015
FIGURE No. 3



 SUBJECT LANDS



John Street

SITE PLAN

OWNER : CAN-AM EXPRESS
332 JOHN STREET

FILE No. ZA. 15131193 (RC)

■■■■■ SUBJECT LANDS

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DATE: 04/05/2015

