



## By-law 2018-2

A by-law to amend By-law 165-80, as amended

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WHEREAS Section 34 of the Planning Act, R.S.O. 1990, c. P.13, as amended, permits a Council to pass a by-law prohibiting the use of land, buildings or structures within a defined area or areas; and,

WHEREAS Section 36 of the Planning Act, R.S.O. 1990, c. P.13, as amended, permits a Council to pass a by-law to specify the use to which lands, buildings or structures may be put at such time in the future as the hold symbol is removed by amendment to the by-law; and,

WHEREAS Zoning By-law No. 165-80 is the governing By-law of the Corporation of the City of Markham pertaining to the subject lands; and

WHEREAS the Council of the Corporation of the City of Markham has deemed it advisable to amend Zoning By-law No. 165-80; and,

WHEREAS it has been confirmed to Council that the condition required for the removal of the Hold (H) Symbol from the subject lands has been completed to the satisfaction of the City;


NOW THEREFORE the Council of the Corporation of the City of Markham enacts as follows:

1. THAT By-law 165-80 is hereby further amended as follows:
  - 1.1 By removing the Hold (H) provision from the following zone for the lands outlined on Schedule 'A' attached hereto:

Retail Warehouse (Hold)	RW (H)
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2. THAT Zoning By-law No. 165-80 is hereby amended to give effect to the foregoing, but shall in all other respects remain in full force and effect.
3. THAT this By-law shall come into effect upon final passing, pursuant to Section 34(21) of the Planning Act, 1990.

Read a first, second, and third time and passed on January 30, 2018.

  
Kimberley Kitcheringham  
City Clerk

  
Frank Scarpitti  
Mayor



## **EXPLANATORY NOTE**

### **BY-LAW 2018-2**

**A By-law to amend By-law 165-80, as amended**

**First Markham Place Properties Inc.**

**3265 and 3275 Highway 7 East**

**CON 4 PT LOT 10 65R20150 PTS 8, 9 65R19636 PT 11, 12, 13, 14, 16 AND PT PT 10**

### **Lands Affected**

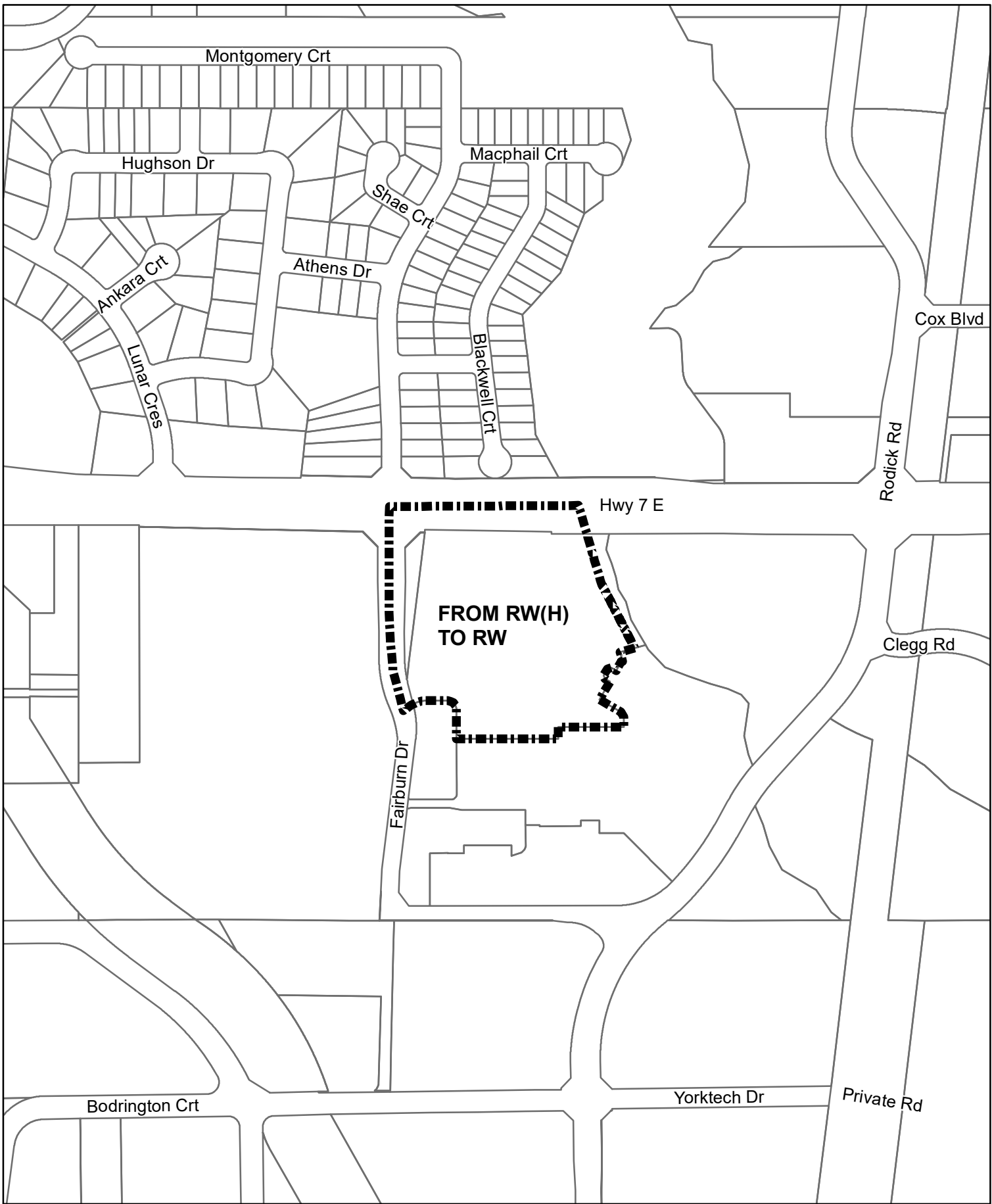
This By-law applies to approximately 4 hectares of land municipally known as 3265 and 3275 Highway 7 East. The land is located at the southeast corner of Highway 7 East and Fairburn Drive, west of Rodick Road. The property is occupied by commercial development known as First Markham Place.

### **Existing Zoning**

The property is zoned "Retail Warehouse Hold, Open Space and Open Space-Environmental Buffer" [RW (H), O1 & O3] by By-law 165-80, as amended.

### **Purpose and Effect**

The purpose and effect of this by-law is to remove the Hold (H) symbol provision from the Retail Warehouse (RW) zoning of the subject property in order to permit a supermarket. A site plan agreement has been executed between the Owner and the City, therefore the condition required to remove the Hold has been satisfied.



# SCHEDULE "A" TO BY-LAW 2018-2

## AMENDING BY-LAW 165-80 DATED JAN. 30, 2018

 BOUNDARY OF AREA COVERED BY THIS SCHEDULE

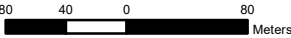
 HOLDING PROVISION  RETAIL WAREHOUSE

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

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DEVELOPMENT SERVICES COMMISSION



Drawn By: LW Checked By: LJ

Date: 02/01/2018

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