



**City Of Kingston
Planning Committee
Meeting Number 18-2018
Agenda
Thursday September 20, 2018 at 6:30 p.m.
Council Chamber, City Hall**

Please provide regrets to Derek Ochej, Committee Clerk at 613-546-4291, extension 1219 or dochej@cityofkingston.ca

Committee Composition

Councillor Neill; Chair

Councillor M^cLaren

Councillor Oosterhof

Councillor Osanic

Councillor Turner

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Public Meeting Introduction

“NOTICE OF COLLECTION – Personal information collected as a result of this public hearing and on the forms provided at the back of the room is collected under the authority of the *Planning Act* and will be used to assist in making a decision on this matter. All names, addresses, opinions and comments may be collected and may form part of the minutes which will be available to the public. Questions regarding this collection should be forwarded to the Director of Planning and Development.

The purpose of public meetings is to present planning applications in a public forum as required by The Planning Act. Following presentations by the applicant, Committee members will be afforded an opportunity to ask questions for clarification or further information. The meeting will then be opened to the public for comments and questions. Interested persons are requested to give their name and address for recording in the minutes. There is also a sign in sheet for interested members of the public at the back of the room.

No decisions are made at public meetings concerning applications, unless otherwise noted. The public meeting is held to gather public opinion.

An exception to this rule is combined reports, which consolidates the Public Meeting & Comprehensive Reports. These applications are deemed by staff as straight forward and routine. This business practice has been in place for a number of years and is received by the applicants as efficient customer service and effective use of committee time. Please note that staff use discretion in determining if an application can be a **Combined Public Meeting/Comprehensive Report** to expedite the approval process.

Public meeting reports are provided to inform the public of all relevant information. Information gathered is then referred back to Planning and Development Staff for the preparation of a comprehensive report and recommendation to Planning Committee. This means that after the meeting tonight, staff will be considering the comments made by the public in their further review of the applications.

When this review is completed, a report will be prepared making a recommendation for action to this Committee. The recommendation is typically to approve (with conditions) or to deny. This Committee then makes a recommendation on the applications to City Council. **City Council has the final say on the applications from the City's perspective.**

Following Council decision notice will be circulated in accordance with the Planning Act. If a person or public body would otherwise have an ability to appeal the decision of the Council of the Corporation of the City of Kingston to the Local Planning Appeal Tribunal but the person or public body does not make oral submissions at a public meeting or make written submissions to the City of Kingston before the by-law is passed, the person or public body is not entitled to appeal the decision.

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Public Meeting
Held Pursuant to the Planning Act
6:30 p.m.
Zoning By-Law Amendment

The following is a Public Meeting and comprehensive report recommending approval to the Planning Committee regarding an application for a zoning by-law amendment submitted by Barry Smith, on behalf of Taggart (Gardiners) Corporation, with respect to the subject site located at 700 Gardiners Road.

The subject lands are located south of Taylor Kidd Boulevard, east of Gardiners Road, west of Centennial Drive, and north of the CN Rail Corridor (Exhibit B – Key Map). The lands are currently vacant and are part of a Draft Plan of Subdivision (File Number D12-022-2015) known as the West Village subdivision. A zoning by-law amendment was approved with the Draft Plan of Subdivision (File Number D14-120-2015). A Removal of the Hold application was recently approved for Phase 1 of the subject lands, removing the Hold from the R2-46, I, and a portion of the lands zoned the OS-20 Zone (File Number D28-005-2017).

The subject property is designated Residential, Open Space and District Commercial in the Official Plan and is zoned OS-20-H, OS-20 Zone, R3-32-H, I, C5-10, R5-21-H, C5-13-H, R2-45- H, R2-46 and the R4-40-H Zone in Zoning By-Law Number 76-26, as amended. This application for a zoning by-law amendment only applies to a small portion of the overall site. The portion of the lands subject to this zoning by-law amendment are designated Residential and zoned Residential Type 2 (R2-46) Zone (Blocks 275-280 on the approved Draft Plan). The application for zoning by-law amendment proposes to rezone Blocks 275-280 on the approved Draft Plan from the R2-46 Holding Zone to the Institutional (I) Holding Zone to be consistent with the zoning of Block 285 on the approved Draft Plan, and reduce the minimum density of the R2-46 Zone from 24 dwelling units per net hectare to 23 units per net hectare. The purpose and effect of the application is to facilitate the development of a secondary school and related community uses on Block 285 in the subdivision.

The zoning by-law amendment reflects changes to the plan of subdivision that will merge Blocks 275-280 with Block 285. The larger block of land for the development of the secondary school is anticipated to meet the long-term development needs of two french language school boards. The secondary school will be jointly developed by the French Public - Le Conseil des écoles publiques de l'Est de l'Ontario (CEPEO) - and French Catholic - Conseil des écoles catholiques du Centre-Est (CECCE) - school boards.

The portion of the subject lands that includes the school property (Phase 1 of the subdivision) is part of an application for Final Plan of Subdivision (File Number D12-

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005-2017). The lot fabric will be amended through the Final Plan of Subdivision application to be consistent with the proposed zoning by-law amendment.

The proposal is compatible with the surrounding land uses. It is consistent with the applicable policies of the Provincial Policy Statement and complies with the general intent of the City of Kingston Official Plan. The requested zoning by-law amendment represents good land use planning.

To learn more about this application, visit [DASH](#) and search the property address or file number.

File Number: D14-027-2018
Address: 700 Gardiners Road
Application Type: Zoning By-Law Amendment
Owner: Taggart (Gardiners) Corporation
Applicant: Barry Smith
(See Report PC-18-061)
(Schedule Pages 1 – 25)

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Regular Planning Committee Meeting Number 18-2018

Meeting to Order

Approval of the Agenda

Confirmation of Minutes

- a) **That** the minutes of Planning Committee Meeting Number 16-2018, held Thursday August 30, be confirmed.

- b) **That** the minutes of Planning Committee Meeting Number 17-2018, held Thursday September 6, be confirmed.

Disclosure of Pecuniary Interest

Delegations

Briefings

- a) Sukriti Agarwal, Acting Project Manager, Planning, will be present to speak to the Committee regarding Additional Opportunities for Public Participation in the Planning Approvals Process.

Business

This portion of the meeting is open to the public. The City has initiated a new process in which members of the public will have the opportunity to speak, for up to five minutes, on comprehensive reports presented before the Planning Committee. Those wishing to provide oral comments at this meeting will be invited to do so. If a person or public body would otherwise have an ability to appeal the decision of the Council of the Corporation of the City of Kingston to the Local Planning Appeal Tribunal but the person or public body does not make oral submissions at a public meeting or make written submissions to the City of Kingston before the by-law is passed, the person or public body is not entitled to appeal the decision.

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- a) **File Number: D14-027-2018**
Application Type: Zoning By-Law Amendment
Address: 700 Gardiners Road
Owner: Taggart (Gardiners) Corporation
Applicant: Barry Smith

The Report of the Commissioner of Community Services (PC-18-061) is attached.

Schedule Pages 1 – 25

To learn more about this application, visit [DASH](#) and search the property address or file number.

Recommendation:

That it be recommended to Council that the application for a zoning by-law amendment (File Number D14-027-2018) submitted by Barry Smith, on behalf of Taggart (Gardiners) Corporation, for the property municipally known as 700 Gardiners Road, be approved; and

That By-Law Number 76-26, entitled "Township of Kingston Restricted Area By-Law", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 76-26) to Report Number PC-18-061; and

That Council determines that in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passage of the by-law; and

That the amending by-law be presented to Council for all three readings.

- b) **File Number: D14-195-2010**
Application Type: Zoning By-Law Amendment
Address: 203-205 Colborne Street
Owner: Jay Patry
Applicant: IBI Group Incorporated

The Report of the Commissioner of Community Services (PC-18-065) is attached.

Schedule Pages 26 – 70

To learn more about this application, visit [DASH](#) and search the property address or file number.

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Recommendation:

That it be recommended to Council that the application for a zoning by-law amendment (File Number D14-195-2010) submitted by IBI Group Incorporated, on behalf of Jay Patry, for the property municipally known as 203-205 Colborne Street, be approved; and

That By-Law Number 8499, entitled "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 8499) to Report Number PC-18-065; and

That Council determines that in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passage of the by-law; and

That the amending by-law be presented to Council for all three readings.

c) Additional Opportunities for Public Participation in the Planning Approvals Process

The Report of the Commissioner of Community Services (PC-18-064) is attached.

Schedule Pages 71 – 76

Recommendation:

This report for information purposes only.

Motions

Notices of Motion

Other Business

Correspondence

Date and Time of Next Meeting

The next meeting of the Planning Committee is scheduled for October 4, 2018 at 6:30 p.m.

Adjournment

1. Approved Site Plan Items:

2. Applications Appealed To Local Planning Appeal Tribunal:

D11-322-2010 – 495-513 Frontenac Street.

D14-122-2015 – IN8 (The Capitol) Development Inc. - 223 Princess Street – Awaiting Decision.

D09-039-2015 & D14-146-2015 – Homestead Land Holding Limited –51-57 Queen St. & 18 Queen St. & 282 Ontario Street - Appeals Submitted to the OMB. Hearing Scheduled for February 4 – 8 & 11 – 15, 2019.

D09-005-2013 & D14-248-2013 – Homestead Land Holding Limited – 48A Point St. Mark Drive – Hearing Scheduled for April 15-18 & 23-25, 2019.

D14-032-2017 – Samantha Wasserman & Jacqueline Shinfield – 268 Victoria Street – Appeal Submitted to the LPAT. Hearing Scheduled for November 21, 2018.

D35-005-2016 – 605 Princess Street Ltd. – 575-611 Princess Street & 510 Frontenac Street – Appeal received July 19, 2018.

3. Links to Land Use Planning Documents:

Planning Act: <https://www.ontario.ca/laws/statute/90p13>

Provincial Policy Statement: <http://www.mah.gov.on.ca/Page1485.aspx>

City of Kingston Official Plan: <http://www.cityofkingston.ca/business/planning-and-development/official-plan>

City of Kingston Zoning By-Laws: <https://www.cityofkingston.ca/business/planning-and-development/zoning>

Applications Received/In Process

#	Application Type	Applicant	Civic Address	File Numbers	Proposal	Date that Application was deemed complete	Status	Planner/Contact
1	ZBA	Jay Patry	203-205 Colborne Street.	D14-195-2010	To permit 5 existing dwelling units through a reduction in vehicular parking and a reduction in bicycle parking dimensions and location.	Deemed complete 6-Feb-2012	Public Meeting on Mar 1/12 2nd Public held on Meeting on Aug 29/17 Going to Regular Meeting on Sept 20/18	Lindsay Lambert extension 2176
2	OPA & ZBA	Homestead Land Holdings	50 Newcourt Place.	D09-067-2012 & D14-248-2012	13 Storey apartment building with 99 dwelling units	Deemed complete 7-June-2012	Waiting for revised submission since Aug 17/12.	Marnie Venditti extension 3256
3	OPA/ZBA	Homestead Land Holdings Ltd.	48A Point St. Mark Drive.	D09-005-2013 & D14-012-2013	7 storey, 95 unit building	Deemed complete 4-Mar-2013	LPAT Hearing scheduled for April 15-18 & 23-25, 2019	Lindsay Lambert extension 2176
4	ZBA	Doreta Apparel Shop Limited	394-396 Princess St. & 155 Division Street.	D14-027-2013	To permit additional storeys and additional residential units.	Deemed complete 7-May-2013	Public Meeting held on June 20/13. Application placed on hold by applicant.	Lindsay Lambert extension 2176
5	ZBA/ Draft Plan	1829871 Ontario Limited	655 Graceland Avenue.	D12-010-2013 & D14-041-2013	A proposed residential subdivision consisting of 45 single detached dwelling lots, one park block, one walkway and one storm water management pond.	Deemed complete 12-Sept-13	2nd Public Meeting held on April 6/17	Lindsay Lambert extension 2176

Applications Received/In Process

#	Application Type	Applicant	Civic Address	File Numbers	Proposal	Date that Application was deemed complete	Status	Planner/Contact
6	OPA/ZBA	Cruickshank Properties Corp.	Unity Road, Elginburg	D09-025-2014 D14-102-2014	OPA and ZBA to change the designation of the properties to 'Mineral Resource Area – Quarry' and Zoning By-law Amendment to rezone portions of the properties to Special Extractive Industrial 'M5' Zone and Special Open Space 'OS' Zone to permit new quarry operations at 2489-2505 Unity Road and to amend the existing 'Mineral Resource Area – Quarry' designation and the provisions of the existing Special Extractive Industrial 'M5-1' Zone in former Township of Kingston Zoning By-law Number 76-26 to reduce the setbacks for the existing quarry operation at 2357 Unity Road.	Deemed complete on January 9, 2015	2nd Public Meeting Held on June 18/15 Going to a 3rd Public Meeting on Thur Mar 22/18 Appealed to OMB	Chris Wicke extension 3242
7	OPA/ZBA	Kingston Creekford Holdings	2685 Creekford Road	D09-029-2015 D14-117-2015	To permit the development of a gas station and Business Park uses.	Deemed complete Mar 30/15	Public Meeting held on May 21/15	Lindsay Lambert extension 2176
8	ZBA	Podium Developments	235, 243 Colborne Street, 60 and 62 Elm Street	D14-114-2015	To permit the development of two multiple family dwellings, with 8 and 16 units respectively. Zoning relief is requested.	Deemed complete Mar 20/15	Public Meeting held on May 21/15	Jason Sands extension 3277
9	ZBA	IN8 (The Capitol) Developments Inc.	223 Princess Street	D14-122-2015	To permit a mixed use development with 16 storeys, 212 residential units and parking in a parking structure located along Queen Street frontage, below and above grade. The proposed development includes the conservation of the Princess Street façade of the former theatre.	Deemed complete on May 26/15	Awaiting Decision from LPAT	Lindsay Lambert extension 2176

Applications Received/In Process

#	Application Type	Applicant	Civic Address	File Numbers	Proposal	Date that Application was deemed complete	Status	Planner/Contact
10	OPA/ZBA	Homestead Land Holding Limited	51-57 Queen St. & 18 Queen St. & 282 Ontario St.	D09-039-2015 D14-146-2015	Two 21 storey buildings, both with a podium and tower design, containing a total of 380 residential units, a municipal parking garage and commercial space	Deemed complete on Nov 27/15	Public Meeting held on Feb 18/16 2nd Public Meeting Non-Statutory held on Aug 3/17 Appealed to the OMB	Jason Sands extension 3277
11	OPA	City of Kingston	City-wide	D09-037-2015	Five Year Review of the Official Plan		Approved by the Ministry of Municipal Affairs on Aug 8/17. Appealed to the OMB. Prehearing Nov 23/17	Greg Newman extension 3289
12	ZBA	McIntosh Perry Consultants	3697 Hwy 2 E.	D14-015-2016	Proposed Zoning By-Law Amendment to permit 6 lots (3 existing lots, 3 new lots) serviced by private well and septic systems	Deemed complete on April 13/16	Public Meeting held on June 9/16	Sajid Sifat extension 3126
13	OPA/ZBA	Podium Developments	575-611 Princess St, 505-513 Albert St., 510 Frontenac St., 576-600 Princess St. & 465 Albert St.	D35-005-2016	11 storey mixed use (456 dwelling unit and 1,500 m2 commercial) and surface parking lot south of Princess St.		Went to Council on June 26/18 Appealed to LPAT	Jason Sands extension 3277

Applications Received/In Process

#	Application Type	Applicant	Civic Address	File Numbers	Proposal	Date that Application was deemed complete	Status	Planner/Contact
14	ZBA	Clark Consulting Services	1821 Bur Brook Rd.	D14-037-2016			Public Meeting held on Dec 1/16 2nd Public Meeting held on Oct 5/17 Regular Meeting held on June 21/18 Went to Council on Aug 7th and was Denied at Council. Appealed to LPAT	Chris Wicke extension 3242
15	OPA/ZBA	IBI Group	5 Lower Union Street & 55 Ontario Street	D35-003-2017			Public Meeting held on Sept 21/17 Appealed to LPAT.	Lindsay Lambert extension 2176
16	OPA/ZBA	Louis Martin	2917 Princess Street	D35-003-2016			Public Meeting held on Sept 21/17	Lindsay Lambert extension 2176
17	ZBA	Samantha Wasserman	268 Victoria Street	D14-032-2017	The site is currently developed with a 2.5 storey, single detached dwelling and a detached garage. The overall development plan includes severing the subject property, maintaining the existing dwelling and garage on the proposed retained parcel and develop a 2.5 storey, semi-detached dwelling on the proposed severed parcel. The proposed severed parcel would front onto Earl Street and be accessed with two driveways.	Deemed complete on September 13, 2017	Public Meeting held on Nov 2/17 Regular Meeting held scheduled for March 22, 2018 Went to Council on April 3/18 Denied by Council Appealed to LPAT	Jason Sands extension 3277

Applications Received/In Process

#	Application Type	Applicant	Civic Address	File Numbers	Proposal	Date that Application was deemed complete	Status	Planner/Contact
18	OPA/ZBA/DPS CIP Amendment	Jay Patry Enterprises	2 River Street & 50 Orchard Street	D35-009-2017 & D09-005-2018	To subdivide the subject lands and develop four (4) six-storey buildings with a total of 1509 residential units and 4,961 square metres of ground floor commercial area with a boathouse located on the water lot. The CIP Amendment is to create a special project area in the Brownfields CIP that will allow eligibility for additional financial incentives and to extend time frames to accept applications.	Deemed complete on January 22, 2018 (OPA/ZBA/DPS) and on February 5, 2018 (CIP amendment)	Public Meeting held on March 8/18	Andrea Furniss extension 3219
19	ZBA	IBI Group	190 / 198 Resource Road	D14-043-2017	ZBA to amend Zoning By-law Number 76-26 to permit the construction of 3 buildings that will accommodate a range of employment uses including business park uses and professional office space on the 1.6 hectare parcel.	Deemed complete on January 18, 2018		Jason Sands extension 3277
20	ZBA	Barriefield Limited Partnership & FoTenn Consultants Inc.	411 Wellington Street	D14-003-2018	ZBA to permit residential and accessory uses as well as to obtain relief from various zone provisions to facilitate the development of a three-storey retirement residence and stacked row dwelling houses.	Deemed complete on February 13, 2018	Public Meeting held on April 5/18	Andrea Furniss extension 3219
21	ZBA	FoTenn Consultants Inc.	355 King Street W.	D14-014-2018			Public Meeting held on June 7/18 Regular Meeting held on Aug 2/18	Annemarie Eusebio extension 3183
22	OPA/ZBA	RAW Design Inc.	305 & 323 Rideau Street	D35-008-2017	OPA/ZBA to facilitate the redevelopment of the former Bailey Broom Factory structure and construct 9 residential townhomes on the northern vacant parcel.	Deemed complete on April 9, 2018	Public Meeting held on May 17, 2018	Jason Sands extension 3277

Applications Received/In Process

#	Application Type	Applicant	Civic Address	File Numbers	Proposal	Date that Application was deemed complete	Status	Planner/Contact
23	ZBA/DPS	Greg Murphy and Fotenn Consultants Inc.	800 John Marks Avenue	D35-002-2018	ZBA/DPS to create twelve lots around individual buildings forming part of a medical campus, where each lot will have frontage on a private road.	Deemed complete on May 17, 2018	Public Meeting held on June 21/18 Regular Meeting held on Aug 30/18 Went Council on Sept 18/18	Amy Didrikson extension 3288
24	ZBA	IBI Group	797 King Street West, and 9 & 15 Portsmouth Avenue	D14-021-2018	ZBA to permit a 12-unit, 3.5 storey stacked townhome development with 11 vehicular parking spaces.	Deemed complete on June 1, 2018	Public Meeting held on July 5/18 Regular Meeting held on Sept 6/18 Went to Council on Sept 18/18	Amy Didrikson extension 3288
25	OPA/ZBA	City of Kingston	City-wide	D35-003-2018	OPA and ZBA to broaden permissions related to second residential units. Second units are proposed to be permitted across the City within single-detached, semi-detached, linked and row house dwellings, as well as in accessory structures, with limitations in specifically identified servicing constraint areas. Associated policies and zone provisions are proposed to regulate second units.	Deemed complete on June 5, 2018.	Public Meeting held on July 5, 2018	Andrea Furniss extension 3219

Applications Received/In Process

#	Application Type	Applicant	Civic Address	File Numbers	Proposal	Date that Application was deemed complete	Status	Planner/Contact
26	ZBA	R. Paul Martin Construction	2880 Princess Street	D14-013-2018	The applicant is proposing to develop 10, 12 storey (36.6 metres) residential apartment buildings on the subject property. Four (4) of the proposed buildings are to be located on the southern portion of the site (between Princess Street and the existing self-storage buildings) while the other six (6) buildings are proposed to be located on the northern portion of the site (between Cataraqi Woods Drive and the existing self-storage buildings). The existing self-storage buildings are to be retained. Each proposed residential building is to contain 118 dwelling units, a total of 1180 residential dwelling units are proposed on the subject property.	Deemed complete on June 15, 2018		Jason Sands extension 3277
27	ZBA	Kingston Frontenac Housing	1 Curtis Crescent	D14-019-2018	The applicant is proposing to construct 8 new 2.5-storey row house additions containing 3 residential units each, for a total of 24 units. In addition, the applicant also proposes the construction of 3 new standalone 2-storey apartment buildings with a total of 30 units. One of the apartment buildings will contain 8 units and bicycle storage in the basement. The other two buildings will have 11 units each. Seven existing row houses will be demolished to accommodate the development of the 3 new apartment buildings.		Public on Aug 2/18 Going to Regular Meeting on Aug 30/18	Golsa Kheir-Moghdam extension 3287 & James Bar extension 3213
28	ZBA	HMD Drafting & Design	316 Albert Street	D14-006-2018			Public Meeting held on May 3/18 Regular meeting held on Aug 2/18 Going to Council on Sept 4/18	Chris Wicke extension 3242

