

City of Kingston Report to Committee of Adjustment Report Number COA-22-037

То:	Chair and Members of the Committee of Adjustment
From:	Genise Grant, Senior Planner
Date of Meeting:	April 11, 2022
Application for:	Minor Variance
File Number:	D13-008-2022
Address:	76, 88-90 and 94 Stuart Street
Owner:	Kingston Health Sciences
Applicant:	Fotenn Consultants

Council Strategic Plan Alignment:

Theme: Corporate business

Goal: See above

Executive Summary:

This report provides a recommendation to the Committee of Adjustment regarding an application for minor variances for the property located at 76, 88-90 and 94 Stuart Street, known locally as Kingston General Hospital. The applicant is requesting relief from minimum yard and minimum loading space provisions in order to permit the construction of a 12-storey addition to the existing hospital building.

The main areas of relief requested through this application relate to the setback of the proposed addition from Stuart Street, and to the number of loading spaces required. Proposed relief related to interior and rear yards for 94 Stuart Street (Etherington Hall) and 88-90 Stuart Street (Richardson Laboratory) are administrative in nature given an existing agreement between Queen's University and the hospital for acquisition of these lands. Queen's University has provided written authorization related to the subject application. Upon consolidation of the lots with the larger hospital landholding, this relief would effectively become obsolete. The relief is requested at this stage in order to allow for flexibility and clarity through the development review

Page 2 of 15

process independent of the land acquisition process. While typical practice would be to obtain variances once lot consolidation had already taken place, the applicant team has a number of deadlines they are aiming to meet in order to fulfill Infrastructure Ontario and hospital board requirements. As such, they have indicated desire to obtain any relevant zoning approvals at this stage to streamline future review and provide a level of confidence to the board ahead of a formal site plan control submission.

The requested minor variances are consistent with the general intent and purpose of both the City of Kingston Official Plan and Zoning By-Law Number 8499. The requested minor variances are desirable for the appropriate development or use of the land, building or structure and are minor in nature. As such, the proposed application meets all four tests under Subsection 45(1) of the *Planning Act* and is recommended for approval.

Variance Number 1:

By-Law Number 8499: Requirement:	Section 17.3(a)(ii) Minimum front yard shall be 7.5 metres for all buildings located within
	the E Zone adjacent to King Street between Barrie and Collingwood Street.
Proposed:	0 metre front yard for the portions of the property abutting Stuart Street (applies to 76, 88-90 and 94 Stuart Street)
Variance Requested:	7.5 metres
Variance Number 2:	$C_{restion}$ (7.2(r)/::)
By-Law Number 8499: Requirement:	Section 17.3(a)(ii) Minimum side yard shall be 7.5 metres for all buildings located within the E Zone adjacent to King Street between Barrie and Collingwood Street
Proposed:	0 metre side yard for the lands municipally addressed as 76 Stuart Street where abutting 88-90 and 94 Stuart Street
Variance Requested:	7.5 metres
Variance Number 3:	Section $17.2(a)$
By-Law Number 8499: Requirement:	Section 17.3(c) Minimum rear yard shall be 7.5 metres or 25 per cent of the depth of
Proposed:	the lot, whichever is the lesser figure 0 metre rear yard for the lands municipally addressed at 88-90 and 94 Stuart Street
Variance Requested:	7.5 metres
Variance Number 4:	
By-Law Number 8499: Requirement:	Section 17.3(c) Minimum side yard shall be equal to $\frac{1}{2}$ the height of the building.
Proposed:	0 metre side yard for the lands municipally addressed at 88-90 Stuart Street
Variance Requested:	9.2 metres

Page 3 of 15

Variance Number 5:

By-Law Number 8499:	Section 5.4(a)(iv)
Requirement:	33 loading spaces
Proposed:	6 loading spaces
Variance Requested:	27 loading spaces

Recommendation:

That minor variance application, File Number D13-008-2022, for the properties located at 76 Stuart Street, 88-90 and 94 Stuart Street requesting relief from minimum yard and minimum loading space provisions in order to permit the construction of a 12-storey addition to the existing hospital building, be approved; and

That approval of the application be subject to the conditions attached as Exhibit A (Recommended Conditions) to Report Number COA-22-037.

Page 4 of 15

Authorizing Signatures:

ORIGINAL SIGNED BY PLANNER

Genise Grant, Senior Planner

In Consultation with the following Management of the Community Services Group:

Tim Park, Director, Planning Services James Bar, Manager, Development Approvals

Page 5 of 15

Options/Discussion:

On February 18, 2022, a minor variance application was submitted by Fotenn Consultants, on behalf of the owner, Kingston Health Sciences, with respect to the properties located at 76 Stuart Street, 88-90 and 94 Stuart Street. The variances from minimum yard and minimum loading space provisions are requested in order to facilitate the construction of a 12-storey addition to the existing hospital building.

The proposed addition would allow for an expansion to a number of existing hospital services, including its surgical, NICU, labour and delivery, morgue and autopsy, and emergency units, and would provide additional inpatient beds, laboratory space, and administrative capacity. The addition would also accommodate an improved helipad on its rooftop, which would streamline emergency services and patient transfers and allow for the removal of the existing helipad on public open space at the Lake Ontario waterfront. The expansion represents a significant investment in the city and will facilitate improved health care services for the region.

To accommodate the expansion, the existing Etherington Hall and Richardson Laboratory buildings are proposed to be removed. The addition would then be constructed in two phases (as shown through Exhibit G) in order to limit impacts to ongoing hospital functionality.

If this minor variance application is successful, the applicants will be proceeding with a site plan control application which would regulate detailed design and functional elements of the expansion. The project team has been meeting with City technical staff on a regular and ongoing basis to discuss functional elements of the site design, including traffic, noise, heritage, and servicing considerations for the expansion.

It should be noted that the use and scale of the proposed expansion are permitted as-of-right by the zoning by-law. The relief requested through this application relates to minimum yards and minimum number of loading spaces only.

In support of the application, the applicant has submitted the following:

- Topographic Survey;
- Concept Site Plan;
- Concept Elevations and Floor Plans;
- Heritage Memo;
- Planning Justification Letter; and
- Owner Authorization

All submission materials are available online through the Development and Services Hub (DASH) at the following link, <u>DASH</u>, using "Look-up a Specific Address". If there are multiple addresses, search one address at a time, or submission materials may also be found by searching the file number.

Page 6 of 15

Site Characteristics

The subject property is known locally as Kingston General Hospital. The hospital property is bordered by Lower University Street to the west, Stuart Street to the north, George Street to the east, and King Street West to the south. The general hospital has a municipal address of 76 Stuart Street, with various departments using municipal addresses of 100 & 102 Stuart Street, 32 George Street, and 24 King Street West. Richardson Labs (88-90 Stuart Street) and Etherington Hall (92 Stuart Street) are currently owned by Queen's University but are being acquired by the hospital through this redevelopment process.

The hospital property abuts Queen's University Main Campus to the north, east, and west. To the south is Queen's University central heating plant, as well as public open space along Lake Ontario, including Macdonald Memorial Park and the Waterfront Trail. The immediate area is thus generally characterized by institutional buildings and public open space.

The use of the property as a hospital dates back to the mid-1800s, with various expansions taking place over time to establish the hospital as it stands today. The relationship between the teaching hospital and Queen's University is also longstanding and represents an important part of Kingston's history.

The subject property is designated Institutional in the Official Plan and is zoned the Special Education and Medical Uses 'E' and 'E.100' Zones in Zoning By-Law Number 8499.

Application

The review of an application for minor variance(s) is not a simple mathematical calculation, but rather a detailed assessment of whether the variance(s) requested, both separately and together, meet the four tests of a minor variance outlined in Subsection 45(1) of the *Planning Act*. The following provides this review:

Provincial Policy Statement

In addition to the four tests of a minor variance detailed above, Subsection 3(5) of the *Planning Act* requires that a decision in respect of the exercise of any authority that affects a planning matter shall be consistent with the Provincial Policy Statement (the PPS). The PPS provides policy direction on matters of provincial interest related to land use planning and development which are complemented by local policies addressing local interests. The application being considered is site specific to accommodate a specific proposal and does not involve any major policy considerations and as such, the proposal conforms to and is consistent with the PPS.

1) The general intent and purpose of the Official Plan are maintained

The subject property is designated Institutional in the City of Kingston Official Plan. The Institutional designation is intended to support institutional land uses as an important component of the city and its employment base, as well as providing services to the public. Hospitals are recognized as a permitted use within the designation.

Page 7 of 15

In considering whether this proposed variance is desirable, the Committee of Adjustment will have regard to the nine requirements included in Section 9.5.19 of the Official Plan. The following provides these nine requirements and an assessment of how the proposal is consistent with each.

1. The proposed development meets the intent of Section 2 Strategic Policy Direction, and all other applicable policies of this Plan;

The subject property is identified as a Major Institution on Schedule 2 – City Structure of the Official Plan. This schedule organizes the city into broad, structural elements which are intended to remain during the life of the Plan. Major Institutions are identified as large landholdings primarily held by upper levels of government. The proposed addition allows for the ongoing institutional use of the property as a hospital operating under *The Public Hospitals Act*.

The property is located within an area identified as a future planning study area by Schedule 13 of the Official Plan. It is noted that the study area is intended to examine residential intensification in the near campus area; no residential uses are proposed as part of this expansion. The hospital property will continue to be used for hospital purposes.

The expansion of hospital services will support an increasing population in the City, provide additional employment capacity, and promote Kingston's prominence as a healthcare centre within the southeastern Ontario region. The expansion thus supports goals for growth identified through Section 2 of the Plan.

2. The proposed development will be compatible with surrounding uses, buildings or structures and development standards associated with adjacent properties, and if necessary, incorporate means of alleviating adverse effects on abutting land uses as recommended in Section 2.7 of this Plan;

The hospital use will remain compatible with surrounding institutional and open space land uses. The proposed addition will represent an increased building height on the property, however given the size of the landholding and its bordering on all sides by municipal streets, no adverse impacts on adjacent land uses beyond those expected by a hospital use are anticipated. The reduced setback from Stuart Street generally aligns with existing setbacks on the property. The majority of the massing has been located behind existing buildings on the lot, which serves to mitigate impacts on the streetscape and provide for appropriate transition to surrounding land uses. The reduction in loading spaces will not create compatibility concerns as the hospital will continue to utilize existing loading spaces which effectively fulfill its functional needs. Loading activities are concentrated on King Street West. Final functional and aesthetic design details will be refined through subsequent heritage permit and site plan control processes to ensure that the addition integrates effectively with its surroundings and does not create adverse effects.

Page 8 of 15

3. The ability of the site to function in an appropriate manner in terms of access, parking for vehicles and bicycles or any other matter and means of improving such function including considerations for universal accessibility;

The property will continue to provide loading spaces from King Street, which the applicant has indicated are effective at fulfilling functional needs for deliveries. The hospital expansion has been designed to provide a dedicated ambulance bay and private morgue entrance to provide direct and efficient access for these uses. The introduction of the new rooftop helipad will improve functionality of emergency patient transfers. Further, improved public transit waiting areas have been requested by Transit staff through technical review, and details of such will be reviewed and secured through the site plan control process technical staff have requested transportation a study to ensure that any road improvements necessary to support the expanded hospital will be secured and implemented.

4. The conformity of the proposal to any applicable urban design policies endorsed by Council, particularly if the site includes or could impact a built heritage resource or is within a Heritage District;

The city does not have urban design principles specific to hospital uses. The hospital utilizes a qualified team of architects and designers to complete such expansion projects. The applicant team has been working iteratively through the design process in consultation with City staff to ensure the addition provides an attractive built form while accommodating hospital functional needs.

The property is recognized as a National Historic Site and is also designated under the Ontario Heritage Act. The applicant will be seeking Council approval for a heritage permit for the proposed works. A Heritage Impact Statement will be required as part of that process and some changes or conditions related to design details may be requested as part of that technical review.

Given the iterative design process and heritage permit process described above, the recommended conditions include flexibility related to physical design in order to ensure that any technical or heritage needs can be accommodated as the project progresses through the approvals process without the need to obtain a further variance.

5. If the site is designated under the *Ontario Heritage Act*, the application shall be reviewed by Heritage Kingston for approval. If the property is adjacent to a designated property under the *Ontario Heritage Act* or shown as a Heritage Area feature, or is affected by the protected views shown on Schedule 9 of this Plan, then a heritage impact statement may be required to assist staff to determine if the resulting development is desirable;

As described above, the property is designated under the Ontario Heritage Act and a heritage permit application will be required for the proposed works. A Heritage Memo has been submitted to support this minor variance application to the satisfaction of Heritage Planning staff. A Heritage Impact Statement will be required as part of a future heritage permit application.

Page 9 of 15

The proposed variances to minimum yards and number of loading spaces are not anticipated to have heritage impacts given that that proposed setbacks generally align with the existing street wall and the requested relief is minor, as described through this report. Further design details and consideration of impacts to retained heritage buildings will be reviewed thoroughly as part of the heritage permit and site plan control processes.

6. The resulting development has adequate municipal water and sewage services within the Urban Boundary, or is capable of providing individual on-site water and sewage services outside the Urban Boundary;

The hospital is on full municipal services and will remain as such. Through the site plan control process, detailed servicing plans and reports will be reviewed by technical agencies including Utilities Kingston and Engineering to ensure that any required upgrades are undertaken to provide continuity of services to the expanded hospital.

7. Whether the application and the cumulative impact of the proposed variances would be more appropriately addressed by a zoning amendment to the applicable zoning by-law;

The proposed use and height are permitted as-of-right by the zoning by-law. The reduction in minimum yards abutting Stuart Street and the reduction in the number of loading spaces required are appropriately addressed through a minor variance application as reviewed through this report. The additional variance request related to yards on Queen's University-owned properties are administrative in nature given the existing agreement for purchase of the properties by the hospital.

8. The Committee of Adjustment may attach such conditions as it deems appropriate to the approval of the application for a minor variance including any reasonable requirements, recommendations of City departments, or the submission of studies as listed in Section 9.12 of this Plan that may be required to properly evaluate the application;

A number of conditions are recommended through this approval, as described in Exhibit A.

9. The degree to which such approval may set an undesirable precedent for the immediate area.

The use and scale of the proposed addition are zone-compliant and represent desirable expansion of services for the community. Relief from yard provisions for this proposal will not set an undesirable precedent for the area, as the hospital setting and interface with adjacent university uses is unique and context specific.

The proposal meets the intent of the Official Plan as the proposed hospital expansion will allow for the site to continue to provide critical institutional services to the community, including provision of healthcare and significant employment opportunities within the Urban Boundary. The proposed addition will not create adverse impacts to adjacent properties or to the neighbourhood. The historic hospital use is a key defining land use for the area and is consistent with the institutional character of the immediate area. The proposal has been designed to retain significant heritage attributes on the property.

Page 10 of 15

2) The general intent and purpose of the zoning by-law are maintained

The majority of the subject property is zoned the Special Education and Medical Uses 'E' Zone under Zoning By-Law Number 8499. Etherington Hall is located within a site-specific 'E.100' Zone, which includes only one special provision related to no minimum side yard requirements. It appears that this special provision was adopted given that the lot line generally follows Etherington Hall's exterior walls. The 'E' zone permits a variety of institutional uses, including hospitals.

The proposal requires variances to Section 17.3 of the by-law related to minimum yard requirements, as well as from Section 5.4(a)(iv) related to the amount of off-street loading areas for hospitals based on the proposed floor area.

Variance Number 1:

By-Law Number 8499: Requirement:	Section 17.3(a)(ii) Minimum front yard shall be 7.5 metres for all buildings located within the E Zone adjacent to King Street between Barrie and Collingwood Street.
Proposed:	0 metre front yard for the portions of the property abutting Stuart Street (applies to 76, 88-90 and 94 Stuart Street)
Variance Requested:	7.5 metres
Variance Number 2:	
By-Law Number 8499:	Section 17.3(a)(ii)
Requirement:	Minimum side yard shall be 7.5 metres for all buildings located within the E Zone adjacent to King Street between Barrie and Collingwood Street
Proposed:	0 metre side yard for the lands municipally addressed as 76 Stuart Street where abutting 88-90 and 94 Stuart Street
Variance Requested:	7.5 metres
Variance Number 3:	
By-Law Number 8499:	Section 17.3(c)
Requirement:	Minimum rear yard shall be 7.5 metres or 25 per cent of the depth of the lot, whichever is the lesser figure
Proposed:	0 metre rear yard for the lands municipally addressed at 88-90 and 94 Stuart Street
Variance Requested:	7.5 metres

Page 11 of 15

Variance Number 4:

By-Law Number 8499: Requirement:	Section 17.3(c) Minimum side yard shall be equal to ½ the height of the building.
Proposed:	0 metre side yard for the lands municipally addressed at 88-90 Stuart Street
Variance Requested:	9.2 metres
Variance Number 5:	
By-Law Number 8499:	Section 5.4(a)(iv)
By-Law Number 8499: Requirement:	33 loading spaces
By-Law Number 8499:	

The 'E' Zone provides different minimum yard requirements depending on the specific location of a subject property. For properties abutting King Street between Barrie and Collingwood Streets, the zone requires front, side and rear yards to be a minimum of 7.5 metres. The purpose of minimum yard requirements is to ensure adequate separation and transition between land uses as well as to provide space for functional needs on a property. The existing hospital site represents a large-scale institutional property bordered by similarly scaled institutional uses and is comprised of a number of building forms and setbacks as a result of the historic nature of the site. For example, the existing Etherington Hall and Richardson Laboratory, which are proposed to be removed to make way for the addition, are located very close to the Stuart Street lot line. Etherington Hall specifically is built right up to the lot line. The requested reduction to required front yard depth for the addition would provide a setback consistent with what currently exists on the property and would facilitate a direct entrance from Stuart Street with connections to existing underground pedestrian tunnels.

It is noted that the proposed addition would be a significant increase in height from the current buildings in this location. The proposed 12-storey height is permitted as-of-right in the zone and will accommodate needed additional floor area on the property without impacting the identified heritage assets. The building has been designed to provide material transition between lower and upper storeys, and the majority of the massing has been located at a significant setback central to the site, providing transition on the property and mitigating impacts to the pedestrian environment on Stuart Street. As the hospital effectively encompasses the entire city block, impacts to adjacent properties are minimized. As such, the proposed variance maintains the intent of the by-law as separation continues to be provided to adjacent properties in the form of municipal streets. The building has also been designed to mitigate its impacts on the pedestrian realm and provide adequate transition. The proposed location will also ensure that site functionality including pedestrian and vehicular access will be improved.

The site-specific E.100 zone, which applies to the Etherington Hall property, exempts those lands from minimum side yard requirements. The hospital is acquiring both

Page 12 of 15

Etherington Hall and Richardson Laboratory from the university and incorporating the sites into the larger landholding. The proposed building will straddle the existing lot lines. As such, for clarity the application is seeking relief from side yard requirements for portions of the 76 Stuart Street property that abut Etherington Hall and Richardson Labs. This relief would allow for the addition to be built as proposed. Similarly, the application requests relief from rear yard requirements for the Etherington Hall property at 94 Stuart Street, and side and rear yard requirements for the Richardson Laboratory property at 88-90 Stuart Street. This relief maintains the intent of the by-law as the properties will effectively be owned by the same entity and will be functioning as one lot. As the properties merge this requested relief would effectively become obsolete.

The zoning by-law provides requirements for loading facilities in its general provisions section. Provision of loading facilities is required in order to limit traffic impacts to the municipal street and to ensure functional and centralized areas for deliveries are provided on-site. Loading space provision is calculated based upon the gross floor area of the proposed use. Given that a substantial amount of floor area is being added through this addition, a total of 33 loading spaces would be required as-of-right for the entire hospital. The hospital currently operates with 6 loading spaces accessed from King Street West. The applicants have indicated that these existing 6 spaces are sufficient to meet the expanded hospital needs and will continue to provide functional capacity for loading and unloading. While the amount of materials delivered may increase with the expansion, it is not anticipated that the change would be so substantial as to require more than 6 loading bays at any one time. As such, the proposed relief meets the intent of the by-law as sufficient loading capacity will continue to be provided on-site in a centralized and functional location.

3) The variances are minor in nature

The variances are considered minor in nature as they will not have impacts on adjacent properties given the use of the site and the existing lot configuration. The reduction in front yard setback is consistent with the current site condition, and the new addition has been designed to effectively interact with the pedestrian realm and concentrate the majority of its massing towards the centre of the property. Variances to side and rear yard requirements are technical in nature given historic lot lines and will facilitate comprehensive development of the site. The impact of such relief will therefore be negligible. The relief to minimum loading space provision is considered minor in nature as the reduction will not have impact on surrounding properties or municipal streets given that the hospital will continue to provide 6 functional loading bays for ongoing use.

4) The variances are desirable for the appropriate development or use of the land, building or structure

The proposed variances are desirable for the ongoing use of the subject property as a significant medical institution in the city. The hospital use of the site is supported by both the Official Plan designation and the zoning category applied to the lands. The variances

Page 13 of 15

will support an expansion of medical services provided on-site in a form that is compatible with surrounding land uses and fulfills the functional needs of the hospital and its users. The proposed expansion location aims to ensure ongoing provision of care to patients, as well as retention of significant heritage attributes on the property.

Technical Review: Circulated Departments and Agencies

- ☑ Building Services
 - Engineering Department

⊠ Parks Development

⊠ Municipal Drainage

□ KFL&A Health Unit

⊠ District Councillor

- Utilities KingstonKingston Hydro
- Fire & Rescue
- □ Solid Waste
- □ Housing

□ Finance

- □ KEDCO
- Parks Canada
- Hydro One
- □ Kingston Airport
- Eastern Ontario PowerEnbridge Pipelines

- ⊠ Heritage Services
- □ Real Estate & Environmental Initiatives
- \boxtimes City's Environment Division
- Canadian National Railways
- □ Ministry of Transportation
- □ Parks of the St. Lawrence
- □ Trans Northern Pipelines
- □ CFB Kingston
- □ TransCanada Pipelines

Technical Comments

This application was circulated to external agencies and internal departments for their review and comment and there were no comments or concerns raised that would preclude this application from moving forward. The proposed expansion will be subject to site plan control approval and detailed technical review will be undertaken as part of that process.

Public Comments

At the time this report was finalized no comments have been received by members of the public. Any public comments received after the publishing of this report will be included as an addendum to the Committee of Adjustment Agenda.

Previous or Concurrent Applications

There are no concurrent or relevant historic planning applications on the subject property. The proposed expansion will be subject to site plan control approval.

Conclusion

The requested variances maintain the general intent and purpose of both the City of Kingston Official Plan and Zoning By-Law Number 8499. The proposal is desirable for the appropriate development or use of the land, building or structure and the requested variances are minor in nature. As such, the proposed application meets all four tests under Subsection 45(1) of the *Planning Act* and the application is being recommended for approval, subject to the proposed conditions.

Page 14 of 15

Approval of this application will permit the expansion of Kingston General Hospital as proposed, which would include a new 12-storey addition. The addition will allow for improved services for patients and fulfill identified needs of the hospital related to additional floor space and improved facilities. The expansion would support Kingston and region residents and represents an appropriate and desirable ongoing use of the institutionally designated lands.

Existing Policy/By-Law:

The proposed application was reviewed against the policies of the Province of Ontario and City of Kingston to ensure that the changes would be consistent with the Province's and the City's vision of development. The following documents were assessed:

Provincial

Provincial Policy Statement, 2020

Municipal

City of Kingston Official Plan

Zoning By-Law Number 8499

Notice Provisions:

A Committee of Adjustment Meeting is going to be held respecting this application on April 11, 2022. Pursuant to the requirements of the *Planning Act*, a notice of Statutory Public Meeting was provided by advertisement in the form of signs posted on the subject site 10 days in advance of the meeting. In addition, notices were sent by mail to a total number of 18 property owners (according to the latest Assessment Roll) within 60 metres of the subject property and a courtesy notice was placed in The Kingston Whig-Standard.

Once a decision has been rendered by the Committee of Adjustment, a Notice of Decision will be circulated in accordance with the provisions of the *Planning Act*.

Accessibility Considerations:

None

Financial Considerations:

None

Contacts:

James Bar, Manager, Development Approvals, 613-546-4291 extension 3213

Genise Grant, Senior Planner, 613-546-4291 extension 3185

Page 15 of 15

Other City of Kingston Staff Consulted:

None

Exhibits Attached:

- Exhibit A Recommended Conditions
- Exhibit B Key Map
- Exhibit C Neighbourhood Context Map (2001)
- Exhibit D Public Notification Map
- Exhibit E Official Plan Map
- Exhibit F Zoning By-Law Number 8499, Map 30
- Exhibit G Proposed Site Plan
- Exhibit H Proposed Floor Plans
- Exhibit I Proposed Elevations

Recommended Conditions

Application for minor variance, File Number D13-008-2022

Approval of the foregoing application shall be subject to the following recommended conditions:

1. Limitation

That the approved minor variance applies only to the expansion of the existing hospital on the property as shown on the approved drawings attached to the notice of decision. It is acknowledged that some changes to the detailed design and site functionality may occur through the required heritage permit and site plan control application processes. Those changes, if approved through those formal application processes, are deemed to be consistent with this decision.

2. No Adverse Impacts

The owner/applicant shall demonstrate to the satisfaction of the City that there are no adverse impacts on neighbouring properties as a result of any modifications to on-site grading or drainage.

3. Building Permit Application Requirements

The owner/applicant shall provide to the Building Services a copy of the decision of the Committee of Adjustment, together with a copy of the approved drawings, when they make application for a Building Permit.

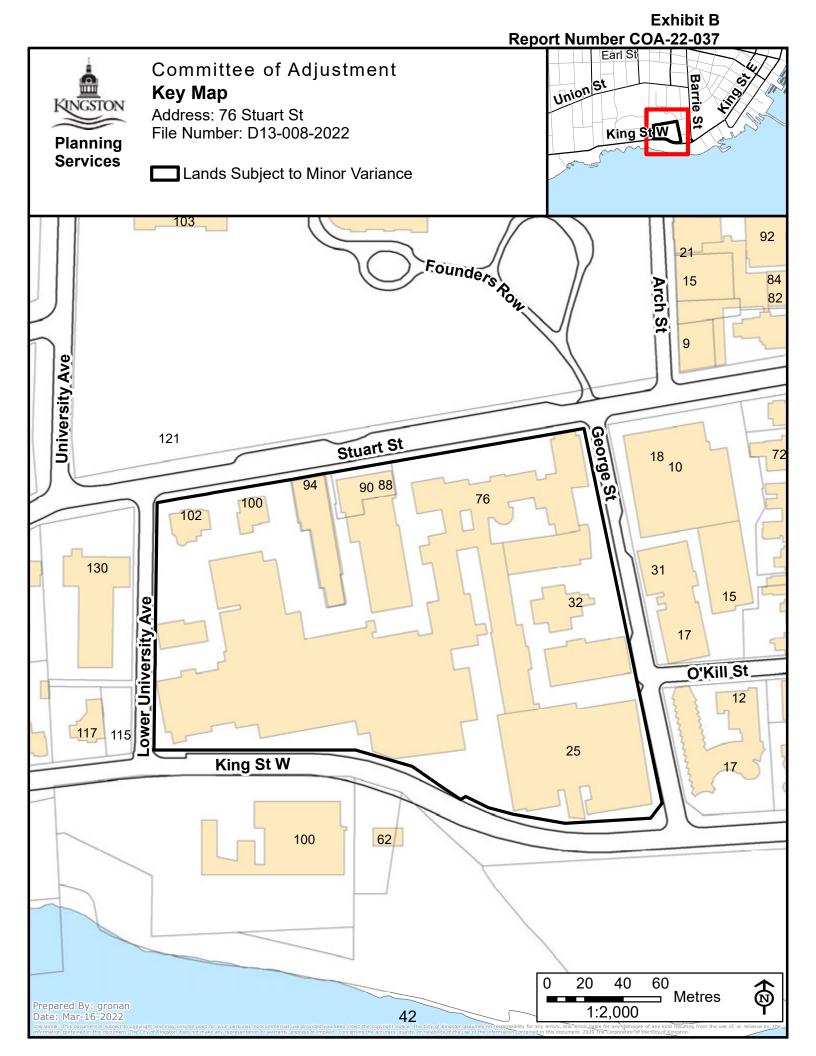
The drawings submitted with the Building Permit application must, in the opinion of the City, conform to the general intent and description of the approved drawing(s), including any amendments and conditions approved by the Committee of Adjustment, as stated in the decision. It must be noted that additional planning approvals may be required should further zoning deficiencies be identified through the Building Permit application process.

4. Standard Archaeological Condition

Archaeological clearance of the subject property is required, beginning with a Stage One Archaeological Assessment and including any subsequent assessments as required by the Ministry of Heritage, Sport, Tourism, and Culture Industries' Standards and Guidelines for Consultant Archaeologists, as amended from time to time, prior to any soil disturbance.

One digital copy of the assessment report(s) and any acceptance letter(s) from the Ministry of Heritage, Sport, Tourism, and Culture Industries shall be provided to the City through the required Site Plan Control application.

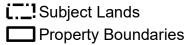
The City relies upon the report of the professional archaeologist as filed, but reserves the right to require further reports should further evidence be uncovered. The applicant may be required to further review the state of archaeological resources on the property depending on the recommendations of the report and subject to input and review from the Ministry of Heritage, Sport, Tourism, and Culture Industries. The City shall not be restricted in its ability to determine requirements related to review, assessment and/or protection should archaeological resources be found on site. Any costs arising from such requirements of the City, or any other duly authorized Government body, shall be borne solely by the applicant.





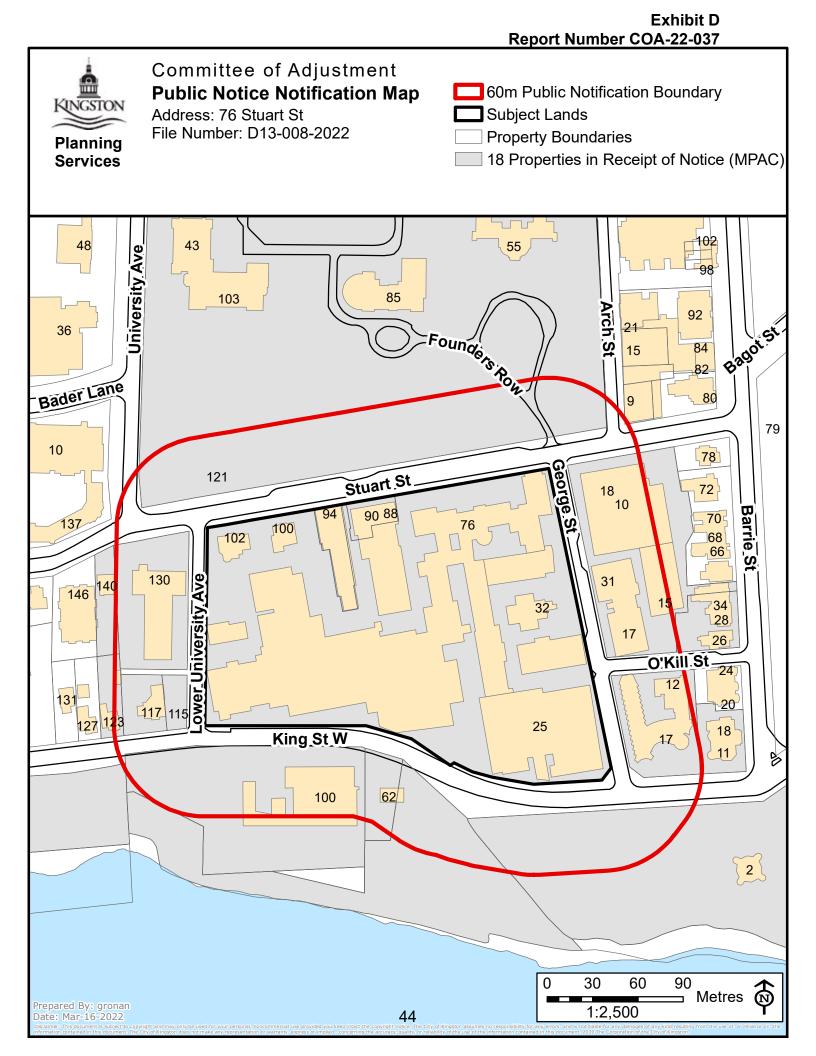
Committee of Adjustment Neighbourhood Context (2021)

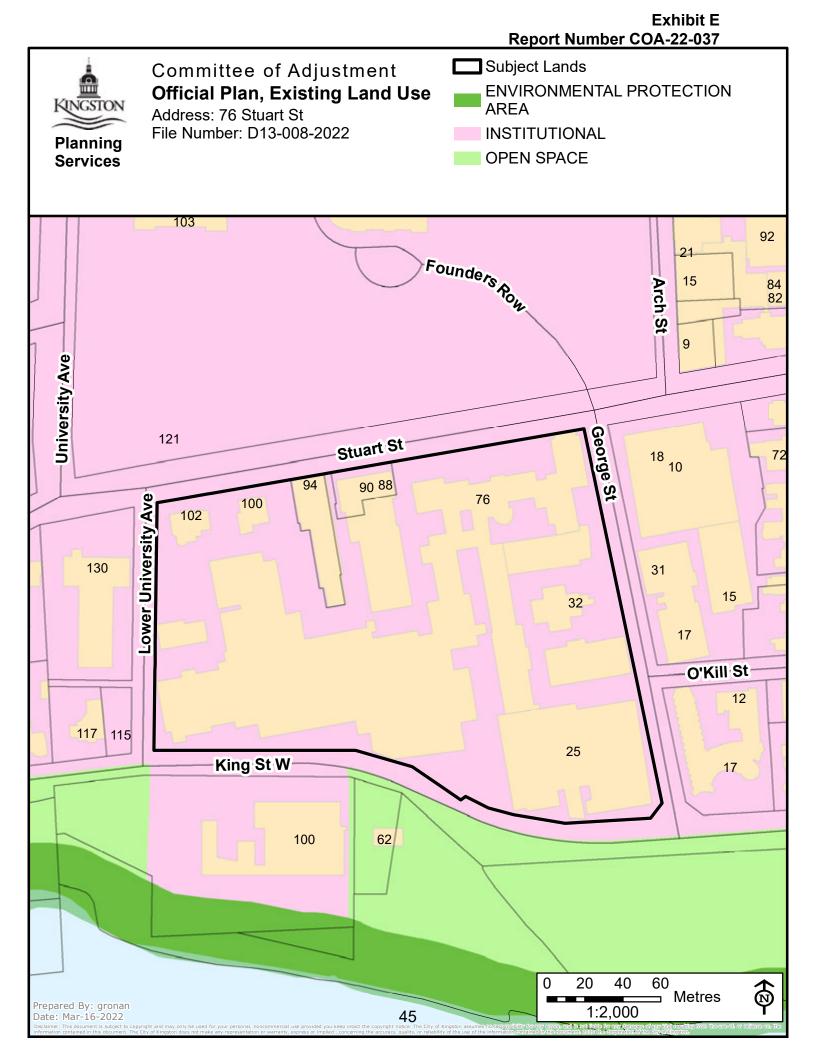
Planning Services Address: 76 Stuart St File Number: D13-008-2022



Proposed Parcels







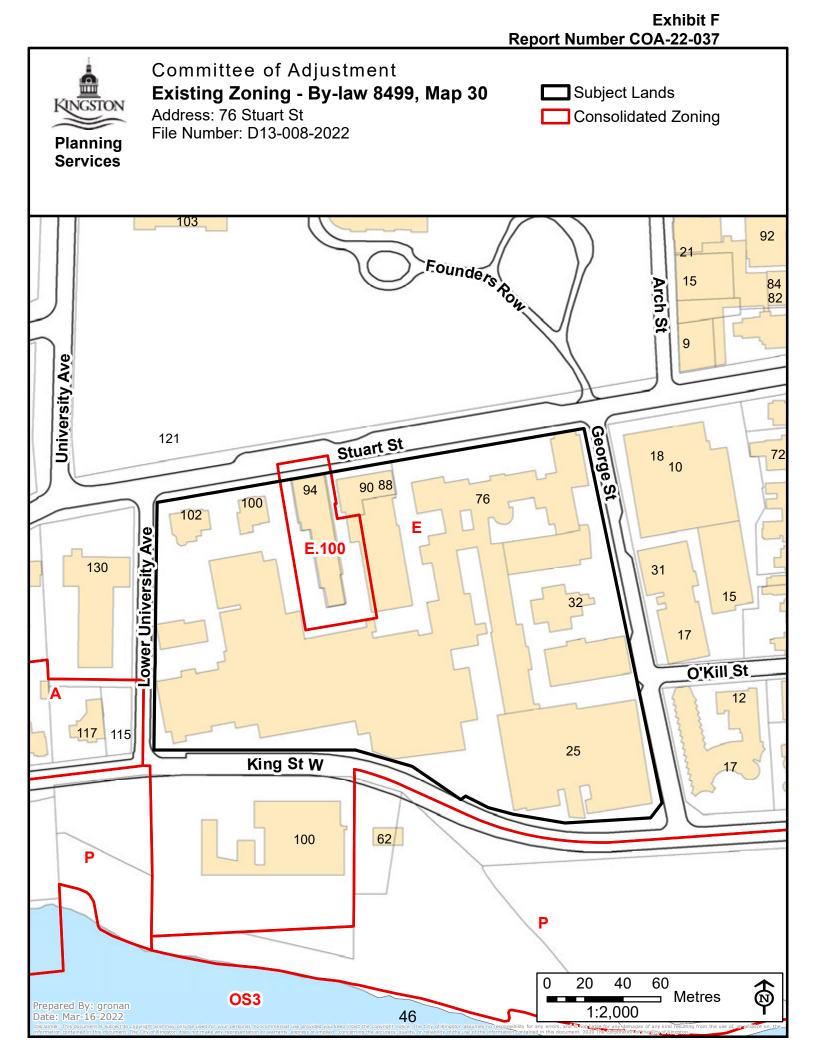






Exhibit H Report Number COA-22-037

