# COMMITTEE OF THE WHOLE (PUBLIC HEARING) NOVEMBER 5, 2001

4. ZONING BY-LAW AMENDMENT FILE Z.01.067 CHARTREUSE RESTAURANT INC. PRELIMINARY REPORT

P.2001.70

### Recommendation

The Commissioner of Planning recommends:

THAT the Public Hearing for File Z.01.067 (Chartreuse Restaurant Inc.) BE RECEIVED; and that any issues identified be addressed by Staff in a comprehensive report to Committee of the Whole.

# **Purpose**

On September 19, 2001, the Owner submitted an application for exceptions to the C1 Zone standards of the By-law to permit an addition to the rear of the restaurant building on site. Exceptions are required to:

- i) reduce the required number of on-site parking spaces from 30 to 7,
- ii) permit parking off-site,
- iii) permit an increase in the maximum seating capacity from 40 to 78 seats, and
- iv) permit an outdoor patio.

Additional exceptions to legalize the existing building are also required, including the minimum landscaping requirements, front yard setback, and eaves which project over the property line.

#### **Background - Analysis and Options**

The subject lands are located on the west side of Islington Avenue, south of Nashville Road (10512 Islington Avenue), in Part of Lot 24, Concession 8, City of Vaughan. The lands are designated "Core Area" by OPA #601 (Kleinburg-Nashville Community Plan) and zoned C1 Restricted Commercial Zone by By-law 1-88, subject to Exceptions 9(56) and 9(136). The 630.6 sq.m site has 12.7m frontage on Islington Avenue and is developed with a 2-storey building that contains two restaurants. The surrounding land uses are:

North - commercial (C1 Restricted Commercial Zone)

East - Islington Avenue; commercial (C1 Restricted Commercial Zone)

South - multi-unit commercial building (C1 Restricted Commercial Zone)

West - commercial (C1 Restricted Commercial Zone)

On October 12, 2001, a notice of public hearing was circulated to all property owners within 120m of the subject lands, and the Kleinburg and Area Ratepayers Association. No comments have been received to date. Any responses received will be addressed in the technical review and included in the detailed staff report.

#### Preliminary Review

Following a preliminary review of the proposed application, Staff has identified the following matters to be reviewed in greater detail:

 eating establishment is a permitted use in the "Core Area" in OPA #601 (Kleinburg-Nashville Community Plan);

- the site has been operating with eight parking spaces, in accordance with a previous exception to the By-law; the proposal is to join the parking lot with the rear yard of the commercial property to the north (art shop) to create an enlarged parking area which would be available to both properties; the proposed parking will be reviewed in context of the existing development of the site in a "main street commercial" situation;
- easements will be required to grant driveway access to adjacent land and to provide shared parking for approximately 16 cars; and,
- compatibility with surrounding land uses and related land use impacts will be reviewed.

# Conclusion

The above issues, but not limited to, will be considered in the technical review of the application, together with comments of the public and Council expressed at the public hearing, and will be addressed in a comprehensive report to a future Committee of the Whole meeting. In particular, the parking to be provided will be reviewed to determine if it will be acceptable, and that there will be no adverse impact on the surrounding neighbourhood.

### **Attachments**

- 1. Location Map
- 2. Site Plan
- Floor Plan
- 4. Elevation
- 5. Parking Plan

# Report prepared by:

Todd Coles, Planner, ext. 8634 Art Tikiryan, Senior Planner, Ext. 8212 Bianca M.V. Bielski, Manager, Development Planning, ext. 8485

Respectfully submitted,

MICHAEL DeANGELIS Commissioner of Planning JOANNE R. ARBOUR
Director of Community Planning

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