



PLANNING COMMITTEE AGENDA

Planning Committee Meeting
Monday, October 5, 2020
Tom Davies Square - Council Chamber / Electronic Participation

COUNCILLOR FERN CORMIER, CHAIR

Robert Kirwan, Vice-Chair

1:00 p.m. OPEN SESSION, COUNCIL CHAMBER / ELECTRONIC PARTICIPATION

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<https://agendasonline.greatersudbury.ca>.

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ROLL CALL

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

PUBLIC HEARINGS

1. Report dated September 11, 2020 from the General Manager of Growth and Infrastructure regarding Design de Plume Inc. - Application for rezoning to enable the use of the site as a business office, 131 Pine Street, Sudbury. **7 - 18**
(RESOLUTION PREPARED)
 - Wendy Kaufman, Senior Planner
2. Report dated September 11, 2020 from the General Manager of Growth and Infrastructure regarding Michel Holdings Limited - Application for rezoning in order to convert a mixed-use building into a duplex dwelling, 431 Linda Street, Sudbury. **19 - 31**
(RESOLUTION PREPARED)
 - Mauro Manzon, Senior Planner
3. Report dated September 11, 2020 from the General Manager of Growth and Infrastructure regarding J. Corsi Developments Inc. – Application for Zoning By-Law Amendment, Corsi Hill, Sudbury. **32 - 79**
(RESOLUTION PREPARED)
 - Wendy Kaufman, Senior Planner

CONSENT AGENDA

(For the purpose of convenience and for expediting meetings, matters of business of repetitive or routine nature are included in the Consent Agenda, and all such matters of business contained in the Consent Agenda are voted on collectively.

A particular matter of business may be singled out from the Consent Agenda for debate or for a separate vote upon the request of any Councillor. In the case of a separate vote, the excluded matter of business is severed from the Consent Agenda, and only the remaining matters of business contained in the Consent Agenda are voted on collectively.

Each and every matter of business contained in the Consent Agenda is recorded separately in the minutes of the meeting.)

ADOPTING, APPROVING OR RECEIVING ITEMS IN THE CONSENT AGENDA

(RESOLUTION PREPARED FOR ITEMS C-1 TO C-3)

ROUTINE MANAGEMENT REPORTS

- C-1. Report dated September 14, 2020 from the General Manager of Corporate Services regarding Part of Romanet Lane south of Van Horne and north of Elgin Street, Sudbury - Lane Closure and Declaration of Surplus Land. **80 - 82**
(RESOLUTION PREPARED)

(This report provides a recommendation regarding road closure and declaration of surplus land, Romanet Lane, south of Van Horne and north of Elgin Street, Sudbury.)

- C-2. Report dated September 14, 2020 from the General Manager of Corporate Services regarding Part of Nottingham Avenue, Sudbury - Road Closure and Declaration of Surplus Land. **83 - 86**

(RESOLUTION PREPARED)

(This report provides a recommendation regarding road closure and declaration of surplus land, Nottingham Avenue, Sudbury.)

- C-3. Report dated September 11, 2020 from the General Manager of Growth and Infrastructure regarding Deeming By-law for Lot 8 & 9, Plan M-38, 0 & 477 Kirkwood Drive. **87 - 89**

(RESOLUTION PREPARED)

(This report provides a recommendation regarding a deeming by-law for Lot 8 & 9, Plan M-38, 0 & 477 Kirkwood Drive, Sudbury.)

MEMBERS' MOTIONS

ADDENDUM

CIVIC PETITIONS

QUESTION PERIOD

ADJOURNMENT

COMITÉ DE PLANIFICATION ORDRE DU JOUR

Réunion du Comité de planification

5 octobre 2020

Place Tom Davies - Salle Du Conseil / participation électronique

CONSEILLER FERN CORMIER, PRÉSIDENT(E)

Robert Kirwan, Vice-président(e)

13h 00 SÉANCE PUBLIQUE, SALLE DU CONSEIL / PARTICIPATION ÉLECTRONIQUE

Les réunions du Conseil de la Ville du Grand Sudbury et de ses comités sont accessibles et sont diffusés publiquement en ligne et à la télévision en temps réel et elles sont enregistrées pour que le public puisse les regarder sur le site Web de la Ville à l'adresse <https://agendasonline.greatersudbury.ca>.

Sachez que si vous faites une présentation, si vous prenez la parole ou si vous vous présentez sur les lieux d'une réunion pendant qu'elle a lieu, vous, vos commentaires ou votre présentation pourriez être enregistrés et diffusés.

En présentant des renseignements, y compris des renseignements imprimés ou électroniques, au Conseil municipal ou à un de ses comités, vous indiquez que vous avez obtenu le consentement des personnes dont les renseignements personnels sont inclus aux renseignements à communiquer au public

Vos renseignements sont recueillis aux fins de prise de décisions éclairées et de transparence du Conseil municipal en vertu de diverses lois municipales et divers règlements municipaux, et conformément à la *Loi de 2001 sur les municipalités*, à la *Loi sur l'aménagement du territoire*, à la *Loi sur l'accès à l'information municipale et la protection de la vie privée* et au *Règlement de procédure* de la Ville du Grand Sudbury.

Pour obtenir plus de renseignements au sujet de l'accessibilité, de la consignation de vos renseignements personnels ou de la diffusion en continu en direct, veuillez communiquer avec le Bureau de la greffière municipale en composant le 3-1-1 ou en envoyant un courriel à l'adresse clerks@grandsudbury.ca.

APPEL NOMINAL

DÉCLARATION D'INTÉRÊTS PÉCUNIAIRES ET LEUR NATURE GÉNÉRALES

AUDIENCES PUBLIQUES

1. Rapport directeur général, Croissance et Infrastructure , daté du 11 septembre 2020 **7 - 18**
portant sur Design de Plume Inc. - Demande de rezonage pour permettre d'utiliser
l'emplacement en tant que bureau d'affaires, 131, rue Pine, Sudbury.
(RÉSOLUTION PRÉPARÉE)
 - Wendy Kaufman, planificateur principal
2. Rapport directeur général, Croissance et Infrastructure , daté du 11 septembre 2020 **19 - 31**
portant sur Michel Holdings Limited - Demande de rezonage afin de reconverter un
immeuble à usages multiples en duplex, 431, rue Linda, Sudbury.
(RÉSOLUTION PRÉPARÉE)
 - Mauro Manzoni, planificateur principal
3. Rapport directeur général, Croissance et Infrastructure , daté du 11 septembre 2020 **32 - 79**
portant sur J. Corsi Developments Inc. - Demande de modification d'un règlement
municipal de zonage, Corsi Hill, Sudbury.
(RÉSOLUTION PRÉPARÉE)
 - Wendy Kaufman, planificateur principal

Ordre du jour des résolutions

(Par souci de commodité et pour accélérer le déroulement des réunions, les questions d'affaires répétitives ou routinières sont incluses à l'ordre du jour des résolutions, et on vote collectivement pour toutes les questions de ce genre. À la demande d'une conseillère ou d'un conseiller, on pourra traiter isolément d'une question d'affaires de l'ordre du jour des résolutions par voie de débat ou par vote séparé. Dans le cas d'un vote séparé, la question d'affaires isolée est retirée de l'ordre du jour des résolutions ; on ne vote collectivement qu'au sujet des questions à l'ordre du jour des résolutions. Toutes les questions d'affaires à l'ordre du jour des résolutions sont inscrites séparément au procès-verbal de la réunion)

ADOPTION, APPROBATION OU RÉCEPTION D'ARTICLES DANS L'ORDRE DU JOUR DES CONSENTEMENTS

(RÉSOLUTION PRÉPARÉE POUR LES ARTICLES DE L'ORDRE DU JOUR DES
RÉSOLUTIONS C-1 À C-3)

RAPPORTS DE GESTION COURANTS

- C-1. Rapport Directeur général des Services corporatifs, daté du 14 septembre 2020 **80 - 82**
portant sur Partie de la ruelle Romanet, au sud de la rue Van Horne et au nord de la
rue Elgin, Sudbury - fermeture de la ruelle et déclaration de terrain excédentaire.
(RÉSOLUTION PRÉPARÉE)

(Dans ce rapport, on formule une recommandation concernant une fermeture de route
et déclaration de terrain excédentaire, soit la ruelle Romanet, au sud de la rue Van
Horne et au nord de la rue Elgin, à Sudbury.)

- C-2. Rapport Directeur général des Services corporatifs, daté du 14 septembre 2020 portant sur Partie de l'avenue Nottingham, à Sudbury, fermeture de route et déclaration de terrain excédentaire. **83 - 86**
(RÉSOLUTION PRÉPARÉE)

(Dans ce rapport, on formule une recommandation concernant une fermeture de route et déclaration de terrain excédentaire, avenue Nottingham, à Sudbury.)

- C-3. Rapport directeur général, Croissance et Infrastructure , daté du 11 septembre 2020 portant sur Règlement déterminatif concernant les lots 8 et 9, plan M-38, 0 et 477, promenade Kirkwood. **87 - 89**
(RÉSOLUTION PRÉPARÉE)

(Dans ce rapport, on formule une recommandation concernant le règlement déterminatif par rapport aux lots 8 et 9, plan M-38, 0 et 477, promenade Kirkwood, à Sudbury.)

MOTIONS DES MEMBRES

ADDENDA

PÉTITIONS CIVIQUES

PÉRIODE DE QUESTIONS

LEVÉE DE LA SÉANCE

Presented To:	Planning Committee
Presented:	Monday, Oct 05, 2020
Report Date	Friday, Sep 11, 2020
Type:	Public Hearings
File Number:	751-6/20-11

Request for Decision

Design de Plume Inc. - Application for rezoning to enable the use of the site as a business office, 131 Pine Street, Sudbury

Resolution

THAT the City of Greater Sudbury approves the application by Design de Plume Inc. to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from “C4(5)”, Office Commercial Special, to an amended “C4(5), Office Commercial Special on those lands described as PIN 02135-0227, Part of Lots 41 & 42, Plan 3-S, Lot 6, Concession 4, Township of McKim, as outlined in the report entitled “Design de Plume Inc.”, from the General Manager of Growth and Infrastructure presented at the Planning Committee meeting on October 5, 2020, subject to the following conditions:

1. That the amending zoning by-law for the C4(5), Office Commercial Special include the following site-specific provisions:

i. Three parking spaces and no loading space shall be provided for a business office; and

ii. Updating the provision which states that the existing building, as located, is permitted, by adding reference to the date September 9, 2020.

2. That prior to the enactment of the amending by-law, that the owner shall paint the parking spaces lines to clearly reflect the number of parking spaces to the satisfaction of the Director of Planning Services; and

3. Conditional approval shall lapse on October 20, 2022 unless Condition 2 above has been met or an extension has been granted by Council.

Signed By

Report Prepared By

Wendy Kaufman
Senior Planner
Digitally Signed Sep 11, 20

Manager Review

Alex Singbush
Manager of Development Approvals
Digitally Signed Sep 11, 20

Financial Implications

Steve Facey
Manager of Financial Planning & Budgeting
Digitally Signed Sep 16, 20

Recommended by the Department

Tony Cecutti
General Manager of Growth and Infrastructure
Digitally Signed Sep 18, 20

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Sep 21, 20

Relationship to the Strategic Plan / Health Impact Assessment

The application to amend the Zoning By-law is an operational matter under the Planning Act to which the City is responding. The application contributes to the 2019-2027 City of Greater Sudbury Strategic Plan goals related to asset management and service excellence, as well as business attraction, development and

retention.

Report Summary

An application for rezoning to 'C4(5)', Office Commercial Special, has been submitted in order to enable the use of the site as a business office by reducing the parking and loading space requirements. The subject land is designated Downtown in the Official Plan and zoned 'C4(5)', Office Commercial Special.

Staff recommends approval of the application on the basis that it is consistent with the Provincial Policy Statement, conforms to the Growth Plan for Northern Ontario, the Official Plan for the City of Greater Sudbury, has regard for matters of provincial interest, and represents good planning.

Financial Implications

There are no financial implications associated with this report.

Date: September 8, 2020

Staff Report

Proposal:

The application proposes to amend By-law 2010-100Z, being the Zoning By-law for the City of Greater Sudbury, to reduce the parking and loading space requirements for a business office. The use of the site as a business office is permitted but the parking and loading space provisions in the zoning by-law cannot be met.

There is one 3-storey building on the property with a footprint of approximately 166.8 square metres in area, with a total gross floor area of 385.2 square metres. A 7.2 square metres addition is proposed to the main floor above the existing foundation, and will not alter the existing building footprint. The existing building is located 0.4 m from the east property line at its closest point, 0.98 m from the west property line, 2.47 m from the front, and 13.3 m from the rear. The C4(5) zone provisions state that the existing building, as located, is permitted.

The applicant's site sketch shows the location of the existing building and associated parking.

Existing Zoning: C4(5), Office Commercial Special

The current zoning permits the full range of C4 uses including a business office as well as medium density residential, and certain commercial (e.g. retail, personal service) and institutional uses. Special provisions permit a martial arts school and a dwelling unit with three parking spaces. Drive-through facilities are not permitted.

Requested Zoning: Amended C4(5), Office Commercial Special

The proposed amended C4(5) zone would enable the use of the site as a business office by:

- reducing the required parking to three (3) spaces where 13 spaces are required; and
requiring no loading space where one space is required for a building with greater than 300 square metres gross floor area.

Location and Site Description:

The subject property is described as PIN 02135-0227, Part of Lots 41 & 42, Plan 3-S, Lot 6, Concession 4, Township of McKim. The subject lands are located on the south side of Pine Street, and are municipally known as 131 Pine Street. The subject lands are 371.3 square metres in size with approximately 10.16 m of frontage on Pine Street. The parking area is accessible via Vanier Lane along the rear of the property. The lands are currently serviced with municipal water and sanitary sewer. There are transit stops on both sides of Elm and one side of Lorne within 180 m of the subject lands.

Surrounding Land Uses:

The area surrounding the site includes:

North: large commercial office building (Claridge Centre)

East: residential use, duplex dwelling

South: Vanier Lane, retail use (Roy's Furniture)

West: residential use, single detached dwelling

Title: Design de Plume Inc., Application for Zoning By-law Amendment, 131 Pine, Sudbury

Date: September 8, 2020

The existing zoning & location map indicates the location of the subject lands to be rezoned and the zoning in the immediate area.

Site photos show there are a mix of commercial and residential uses along this section of Pine Street in the community of Sudbury.

Public Consultation:

Notice of the application was circulated to the public and surrounding property owners on July 24, 2020. Notice of Public Hearing was circulated to the public and surrounding property owners on September 18, 2020. The owner delivered their own notices to property owners on May 20, 2020. As of the date of this report, no formal comments, concerns, or objections have been received regarding the proposed rezoning application.

Related Applications:

Community Improvement Plan: The owner has submitted a Stage One application to the Downtown Community Improvement Plan 2020 Intake Process. The owner has applied for grants under the Facade Improvement Grant Program, and the Planning and Building Fees Rebate Programs. They have until September 30, 2020 to submit the required information to move to Stage Two of the process. It is anticipated that Staff will bring a summary report of all complete and eligible 2020 Community Improvement Plan applications to Planning Committee in Q4 of this year.

Rezoning Application RP751-6/87-41: This rezoning application proposed to permit a martial arts school and residential dwelling unit in the existing building, changing the use from a music school with accessory retail functions. At that time, there were some concerns raised by Traffic and Parking Services with respect to the limited parking on-site though the application was recommended for approval on the basis that there was little difference in traffic between a martial arts school and a music school and supportive Official Plan policies regarding parking reductions in this area. The application was approved and resulted in the C4(5) zoning that currently applies to the subject lands.

Minor Variance Applications A0108/1972, A0085/1973, and A0016/1975: These applications proposed a series of variances related to renovation/additions to the building at the time that it was in use as a music studio combined with residential apartments. Some variances were approved (e.g. variances required to enable addition at rear), while others were not considered to be minor (e.g. parking relief and front yard setback) and were not approved by the Committee of Adjustment.

Policy and Regulatory Framework:

The property is subject to the following policy and regulatory framework:

- 2020 Provincial Policy Statement
- 2011 Growth Plan for Northern Ontario
- Official Plan for the City of Greater Sudbury, 2006
- Zoning By-law 2010-100Z

Provincial Policy Statements and geographically specific Provincial Plans, along with municipal Official Plans, provide a policy framework for planning and development in the Province. This framework is implemented through a range of land use controls such as zoning by-laws, plans of subdivision and site plans.

Date: September 8, 2020

Provincial Policy Statement:

Municipalities in the Province of Ontario are required under Section 3 of the Planning Act to ensure that decisions affecting planning matters are consistent with the Provincial Policy Statement.

Section 1.3.1 of the PPS is relevant to the application. It requires planning authorities to promote economic development and competitiveness by providing for an appropriate mix and range of employment uses to meet long-term needs, and maintaining a range and choice of suitable sites, which take into account the needs of existing and future businesses.

Section 1.7.1 (a) states that long-term economic prosperity should be supported by promoting opportunities for economic development and community investment-readiness.

Section 1.1.3 of the PPS directs that settlement areas shall be the focus of growth and development.

Planning authorities shall also identify appropriate locations for redevelopment taking into account existing building stock. The need for the unjustified and/or uneconomical expansion of services shall be avoided.

Growth Plan for Northern Ontario:

Municipalities in the Province of Ontario are required under Section 3 of the Planning Act to ensure that decisions affecting planning matters conform to the Growth Plan for Northern Ontario.

The City of Greater Sudbury has been identified as one the municipalities in northern Ontario that contains strategic core areas. Through the Official Plan, the City has identified the Downtown as a strategic core area. The City is encouraged to plan for strategic core areas as vibrant and walkable mixed-use districts, which can attract employment, accommodate higher densities and provide a range of amenities to residents and visitors. Municipalities are also encourage to prepare revitalization strategies for strategic core areas.

Official Plan for the City of Greater Sudbury:

The subject lands are designated Downtown in the Official Plan, which is within an Employment Area designation. It is an objective of the Employment Area policies to promote the development of the Downtown as an employment and business centre for the City (policy 4.1(e)). Policy 4.1.2(1) permits a wide variety of uses in the Downtown, consistent with its function as the most diversified commercial centre in the City. Policy 4.2.1.1(1) states that non-residential development is a key priority for the Downtown as a means of stimulating increased investment and business activity and reinforcing the City's urban structure by achieving a more efficient pattern of development.

Policy 4.1.2(4)(a) states that in order to encourage development in the Downtown, Council may allow parking requirements to be satisfied through off-street municipal or privately owned communal parking areas located elsewhere in the Downtown. Policy 4.2.1.3(4) notes that the reuse of existing buildings will be encouraged.

Zoning By-law 2010-100Z:

Development standards for the C4 zone require a maximum height of 34 m. The minimum required front yard is 6.0 m, and the minimum required rear yard is 7.5 m. The minimum required interior side yard is 3 m given the height of the building and the adjacent residential uses. The maximum lot coverage is 50%.

Title: Design de Plume Inc., Application for Zoning By-law Amendment, 131 Pine, Sudbury

Date: September 8, 2020

Parking for a business office is required to be provided at the rate of 1/30 square metres net floor area, so the total required parking is approximately 13 spaces (based on gross floor area) including 1 accessible space. One loading space 3.6 x 9 m in size is required for commercial uses with a gross floor area from 300 – 4500 square metres. There is no minimum landscaped open space required though the general landscaping provisions must be met.

Site Plan Control:

Section 19.6 of the Official Plan identifies that a Site Plan Control Agreement will not normally be required in the Downtown but may be applied in specific instances. A Site Plan Control Agreement will not be required for the current scope of work (e.g. addition within existing building footprint).

Department/Agency Review:

The application has been circulated to all appropriate agencies and City divisions. Responses received have been used to assist in evaluating the application. No concerns have been identified and comments have been addressed to the satisfaction of reviewing department and agencies.

The owner has already applies for all required building permits. Building Services has commented that if the second floor storage area is changed to another use, that further relief for parking will be required. Development Engineering has commented that the site is currently serviced with municipal water and sanitary sewer. The current water and sewer services may require upgrading. Any upgrading of the water and sanitary sewer services to the lot will be borne by the owner.

Infrastructure and Capital Planning Services has identified the need to paint the parking spaces lines to clearly reflect the number of parking spaces.

Planning Analysis:

Planning staff circulated the development application to internal departments and external agencies. The PPS (2020), the Growth Plan (2011), and Greater Sudbury Official Plan, and other relevant policies and supporting guidelines were reviewed in their entirety. The following section provides a planning analysis of the application in respect of the applicable policies, including issues raised through agency circulation.

The use of the site as a business office is permitted but the parking and loading space provisions in the zoning by-law cannot be met.

Generally, the use of the site as a business office would conform with the Growth Plan for Northern Ontario policies by enabling the revitalization of the building for employment uses. The application is consistent with the Provincial Policy Statement and conforms with Official Plan policies for the Downtown that acknowledge the importance of employment uses and supporting business activities. The application also enables the reuse of a Downtown building.

The owner has provided supplemental information with their application regarding parking needs. The business has been operating for the past eight years at another location Downtown that also only has three parking spaces. Visitors to the site are infrequent, with client meetings held approximately 1-3 times per month. Staff and owners are encouraged to carpool, bicycle (with indoor bicycle storage area provided on-site), or walk to work when able in order to promote environmental sustainability. Alternatively, individuals lease their own space from municipal or privately-owned lots in the Downtown area. For example, the Energy Court municipal parking lot is located within 350 m of the subject lands. By way of background, the development of the Dufferin Street Road Allowance municipal parking area is underway, and is located at the end of Pine Street approximately 90 m east of the subject lands. This project will provide 40 parking spaces with a mix of hourly, daily and monthly parking.

Date: September 8, 2020

It is recommended that the proposed three parking spaces would be adequate given the availability of parking in the area, and would align with the Official Plan policy that Council may permit reduced parking requirements in order to promote development in the Downtown.

Loading spaces are off-street spaces intended for the parking of a vehicle loading or unloading materials pertinent to a use, and are required to be 3.6 x 9 m in size. Loading spaces requirements are calculated based on the gross floor area of a building, and at least one space is required for buildings exceeding 300 square metres. No loading space is required for buildings less than 300 square metres. Given the potential needs of a business office 385.2 square metres in size, it is recommended that the proposed three parking spaces and paved area in the rear of the building would be adequate space to accommodate delivery vehicles.

It is recommended to update the current provision for the C4(5) zone that permits the location of the existing building to include the date September 9, 2020. This update will account for any changes to the building location since the provision was enacted as a result of application RP751-6/87-41 (the definition of 'existing' refers to the date of enactment).

Infrastructure and Capital Planning Services has identified the need to paint the parking spaces lines to clearly reflect the number of parking spaces, and it is recommended that this be required as a condition of development.

Conclusion:

The Planning Division undertook a circulation of the application to ensure that all technical and planning matters have been satisfactorily addressed.

The following are the principles of the proposed site-specific Zoning By-law Amendment:

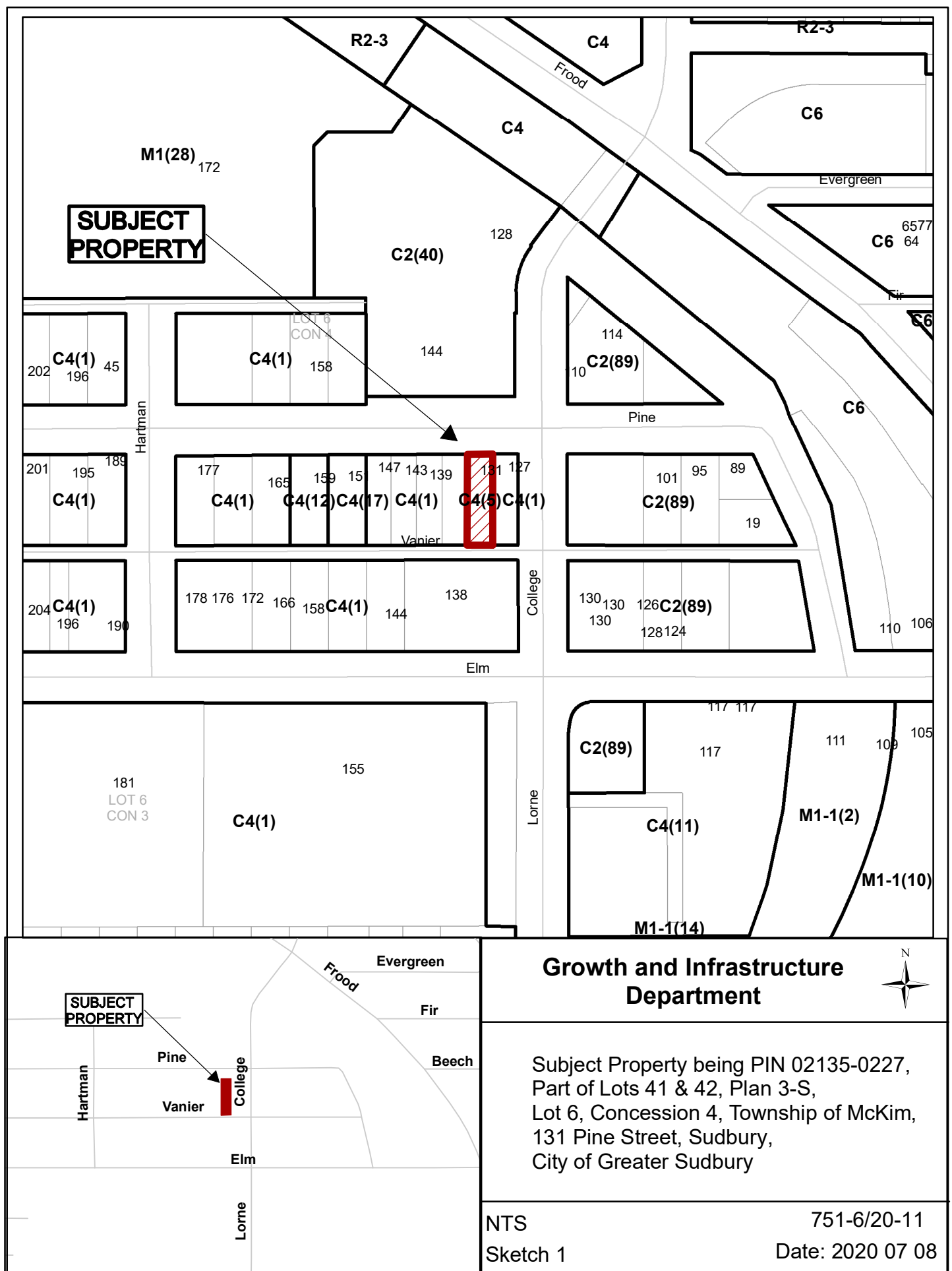
- To enable the use of the site as a business office by:
 - reducing the required parking to three (3) spaces where 13 spaces are required; and
 - requiring no loading space where one space is required for a building with greater than 300 square metres gross floor area.

The development of the subject lands achieves a number of policy directives, including the promotion of economic development. Staff have considered, amongst other matters, a full range of factors through a detailed review when forming the recommendation of approval for this application.

Staff are of the opinion that the proposed Zoning By-law Amendment is appropriate based on the following:

- Development in this location aligns with economic development policies and directing development to an area with existing infrastructure.
- There are no identified servicing constraints or traffic impacts expected. Adequate on-site parking and loading is provided.

Staff recommends approval of the application on the basis that it is consistent with the Provincial Policy Statement, conforms to the Growth Plan for Northern Ontario, the Official Plan for the City of Greater Sudbury, has regard for matters of provincial interest, and represents good planning.





PINE STREET

PIN 02135-0258

IB SSIB (707) SSIB (707) DISTURBED NEW SIDEWALK

33.34 (P2&S) N89°54'45"E (P2&S) 33.35 (P2&S) N89°54'45"E (P2&S)

SCALE : 1 INCH = 20 FEET

0 10 20 30 40

2020

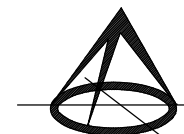
DISTANCES SHOWN ON THIS PLAN ARE IN FEET AND CAN BE CONVERTED TO METERS BY MULTIPLYING BY 0.3048

LEGEND:

■	SURVEY MONUMENT FOUND
□	SURVEY MONUMENT PLANTED
SIB	STANDARD IRON BAR
SSIB	SHORT STANDARD IRON BAR
IB	IRON BAR
P	PLAN 53R-20279
P2	PLAN 53R-20044
M	MEASURED
S	SET
PR	PROPORTIONED
TDB	T DEL BOSCO, OLS
707	R T LANE, OLS
L&L	LANE & LANE, OLS
///	NOT TO SCALE

ASSOCIATION OF ONTARIO
LAND SURVEYORS
PLAN SUBMISSION FORM

2124509



THIS PLAN IS NOT VALID
UNLESS IT IS AN EMBOSSED
ORIGINAL COPY
ISSUED BY THE SURVEYOR

in accordance with
Regulation 1026, Section 29(3).

BEARING NOTE:

BEARINGS ARE GRID AND ARE REFERRED TO THE NORTH
LIMIT OF THE LANE, REGISTERED PLAN 3-S-A, SHOWN ON
PLAN 53R-20279, HAVING A BEARING OF N89°53'20"E

SURVEYOR'S CERTIFICATE:

I CERTIFY THAT:

- 1) THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE
WITH THE SURVEYS ACT, THE SURVEYORS ACT, AND THE LAND
TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
- 2) THE SURVEY WAS COMPLETED ON JUNE 2, 2020

JUNE 10, 2020

A BORTOLUSSI, OLS

REPORT

THIS PLAN & REPORT IS PREPARED FOR: DESIGN DE PLUME

DESCRIPTION:

PIN 02135-0227, BEING PART OF LOTS 41 & 42, REGISTERED
PLAN 3-S-A, KNOWN AS 131 PINE STREET

REGISTERED EASEMENTS AND/OR RIGHTS-OF-WAY:

THERE ARE NO REGISTERED EASEMENTS OR RIGHTS-OF-WAY

COMPLIANCE WITH MUNICIPAL ZONING BY-LAWS:

NOT CERTIFIED BY THIS REPORT

NOTES:

TIES TAKEN TO THE FOUNDATION

BORTOLUSSI
SURVEYING LTD.

FILE: 3219
15 of 89

LOT 40

LOT 41

LOT 42

REGISTERED

LOT 34

3-S-A

LORNE STREET

LANE
PIN 02135-0235

N89°53'20"E (REFERENCE BEARING) 383.33 (P) 383.55 (M)

N89°53'20"E (P&S) 33.34 (P2&S) N89°53'20"E (P&S) 33.33 (P2&S)

PIN 02135-0226
PLAN OF SURVEY BY
LANE & LANE, OLS
DATED AUG 10, 1981

PIN 02135-0228
PLAN OF SURVEY BY
LANE & LANE, OLS
DATED SEPT 7, 1961

PLAN
PIN 02135-0227

1

2

3

Parking
3m X 6m

Parking
3m X 6m

Parking
3m X 6m

IB (TDB)
0.21 WEST

IB (TDB)
0.11 EAST

IB (TDB)



Photo #1. Subject lands showing the existing building, and residential dwellings to the west and east of the subject lands, looking south. Photo taken August 21, 2020.



Photo #2. Subject lands showing the rear of the existing building and parking area off Vanier Lane, looking north. Photo taken August 21, 2020.



Photo #3. Commercial office to the north of the subject lands (Claridge Centre). Photo taken August 21, 2020.

Presented To:	Planning Committee
Presented:	Monday, Oct 05, 2020
Report Date	Friday, Sep 11, 2020
Type:	Public Hearings
File Number:	751-6/20-12

Request for Decision

Michel Holdings Limited - Application for rezoning in order to convert a mixed-use building into a duplex dwelling, 431 Linda Street, Sudbury

Resolution

THAT the City of Greater Sudbury approves the application by Michel Holdings Limited to amend Zoning By-law 2010-100Z by changing the zoning classification from “R2-2(2)”, Low Density Residential Two Special to a revised “R2-2 Special”, Low Density Residential Two Special on lands described as PIN 73596-0518, Parcel 31390 S.E.S., Part 1, Plan SR-775 in Lot 7, Concession 1, Township of McKim, as outlined in the report entitled “Michel Holdings Limited”, from the General Manager of Growth and Infrastructure presented at the Planning Committee meeting on October 5, 2020, subject to the following conditions:

- Lot frontage of 15 metres shall be permitted;
- The location of the existing building shall be permitted;
- The minimum setback for steps and landings from the westerly interior side lot line shall be 0.23 metre.

Relationship to the Strategic Plan / Health Impact Assessment

The application to amend the Zoning By-law is an operational matter under the Planning Act to which the City is responding. The proposal is minor in scale and does not conflict with the Strategic Plan.

Report Summary

An application for rezoning has been submitted in order to convert a mixed-use building located at 431 Linda Street, Sudbury into a duplex dwelling. The proposed use is consistent with surrounding low density housing and does not present any land use compatibility concerns. The application is recommended for approval including site-specific relief for an expanded landing and stairs in the westerly interior side yard.

Signed By

Report Prepared By

Mauro Manzon
Senior Planner
Digitally Signed Sep 11, 20

Manager Review

Alex Singbush
Manager of Development Approvals
Digitally Signed Sep 11, 20

Financial Implications

Steve Facey
Manager of Financial Planning & Budgeting
Digitally Signed Sep 18, 20

Recommended by the Department

Tony Cecutti
General Manager of Growth and Infrastructure
Digitally Signed Sep 18, 20

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Sep 21, 20

Financial Implications

There are no financial implications associated with this report.

Title: Michel Holdings Limited

Date: September 4, 2020

Staff Report

Proposal:

An application for rezoning has been submitted in order to convert a mixed-use building containing a main floor commercial unit and a second floor dwelling unit into a duplex dwelling.

Historical Zoning:

The subject property was first rezoned in 1972 to "R2-40", Two Family District Special in order to permit a credit union office (By-law 72-354). The R2 Special was subsequently modified in 1992 to allow a beauty salon and one (1) dwelling unit (By-law 92-132). Site Plan Control was implemented as a condition of approval. The special zoning was again revised in 2001 to R2-17 under Zoning By-law 95-500Z by adding a chiropractor's office to the permitted uses (By-law 2001-281Z).

Existing Zoning: "R2-2(2)", Low Density Residential Two Special

The current special zoning permits a beauty parlour, a chiropractic office and one dwelling unit subject to a Site Plan Control Agreement registered on title in 1992.

Requested Zoning: "R2-2", Low Density Residential Two

R2-2 zoning permits single detached, duplex and semi-detached dwellings. The submitted zoning sketch requires site-specific relief for an expanded landing and stairs in the westerly interior side yard.

Location and Site Description:

PIN 73596-0518, Parcel 31390 S.E.S., Part 1, Plan SR-775 in Lot 7, Concession 1, Township of McKim (431 Linda Street, Sudbury)

The subject property forms a corner lot on Linda Street in the South End of Sudbury. The area is fully serviced by municipal water and sanitary sewer. Linda Street is designated as a Local Road and is not constructed to an urban standard. The closest public transit stop is located approximately 115 metres to the south on Regent Street at Arnold Street.

Total lot area is 692 m², with 15.6 metres of frontage along the north limit and 42.9 metres along the easterly flankage lot line. The site is occupied by a two-storey mixed-use building constructed in 1949 that has a main floor commercial unit and a dwelling unit on the second floor. The commercial unit was most recently occupied by a chiropractor's office. A parking area that can accommodate up to six (6) vehicles is situated in the southerly rear yard.

Low density residential housing comprises adjacent uses. A commercial mall is located opposite the subject property (Regency Mall). Regent Street forms a mixed-use corridor with residential and commercial uses.

Title: Michel Holdings Limited

Date: September 4, 2020

Surrounding Land Uses:

The area surrounding the site includes:

North: Regency Mall (mixed commercial building with retail and office uses)

East: Regent Street corridor

South: Single detached dwellings (440 & 442 Yale Street)

West: Single detached dwelling (469 Linda Street)

Public Consultation:

The statutory notice of the public hearing was provided by newspaper along with a courtesy mail-out to property owners and tenants within a minimum of 120 metres of the property.

The applicant was advised of the City's policy recommending that applicants consult with their neighbours, ward councillor and key stakeholders to inform area residents on the application prior to the public hearing.

The owner advised that adjacent neighbours were consulted directly. As of the date of this report, no phones calls or written submissions have been received by Planning Services.

POLICY & REGULATORY FRAMEWORK:

The property is subject to the following policy and regulatory framework:

- 2020 Provincial Policy Statement
- 2011 Growth Plan for Northern Ontario
- Official Plan for the City of Greater Sudbury, 2006
- Zoning By-law 2010-100Z

Provincial Policy Statements and geographically specific Provincial Plans, along with municipal Official Plans, provide a policy framework for planning and development in the Province. This framework is implemented through a range of land use controls such as zoning by-laws, plans of subdivision and site plans.

2020 Provincial Policy Statement (PPS):

Municipalities in the Province of Ontario are required under Section 3 of the *Planning Act* to ensure that decisions affecting planning matters are consistent with the Provincial Policy Statement.

Under Section 1.1 of the PPS, Planning authorities shall accommodate an appropriate affordable and market-based range and mix of residential types (including single-detached, additional residential units, multi-unit housing, affordable housing and housing for older persons). The location of residential intensification shall be appropriate based on the availability of existing and planned infrastructure and the proximity to community services.

2011 Growth Plan for Northern Ontario (GPNO):

Municipalities in the Province of Ontario are required under Section 3 of the *Planning Act* to ensure that decisions affecting planning matters conform with the Growth Plan for Northern Ontario.

Section 4.3.3 of the GPNO encourages an appropriate range and mix of housing types in Economic and Service Hubs, which includes Greater Sudbury and other major centres in Northern Ontario.

Title: Michel Holdings Limited

Date: September 4, 2020

Official Plan for the City of Greater Sudbury:

Living Area 1

The subject land is designated as Living Area 1, which permits a range of residential uses including low density housing types. The following criteria under Section 3.2.1 of the Official Plan are to be considered:

- a. the site is suitable in terms of size and shape to accommodate the proposed density and building form;
- b. the proposed development is compatible with the surrounding neighbourhood in terms of scale, massing, height, siting, setbacks, and the location of parking and amenity areas;
- c. adequate on-site parking, lighting, landscaping and amenity areas are provided; and,
- d. the impact of traffic on local streets is minimal.

Residential intensification

Although minor in scale, the application is a form of residential intensification given the conversion of the building to a higher residential density. Section 2.3.3 of the Plan addresses residential intensification in settlement areas. Intensification and development is permitted on established Living Area I lands. The following criteria, amongst other matters, may be used to evaluate applications for intensification:

- a. the suitability of the site in terms of the size and shape of the lot, soil conditions, topography and drainage;
- b. compatibility with the existing and planned character of the area;
- c. the provision of on-site landscaping, fencing, planting and other measures to lessen any impact the proposed development may have on the character of the area;
- d. the availability of existing and planned infrastructure and public service facilities;
- e. the provision of adequate ingress/egress, off-street parking and loading facilities, and safe and convenient vehicular circulation;
- f. the impact of traffic generated by the proposed development on the road network and surrounding land uses;
- g. the availability of existing or planned, or potential to enhance, public transit and active transportation infrastructure;
- h. the level of sun-shadowing and wind impact on the surrounding public realm;
- i. impacts of the proposed development on surrounding natural features and areas and cultural heritage resources;
- j. the relationship between the proposed development and any natural or man-made hazards; and,
- k. the provision of any facilities, services and matters if the application is made pursuant to Section 37 of the Planning Act.

Zoning By-law 2010-100Z:

Site-specific relief is required for an existing landing and stairs that are being further extended beyond the southerly building line as illustrated on the sketch. The expanded landing will be 0.23 metre from the westerly interior side lot line where 0.6 metre is required. The expansion of the existing landing is considered minor in nature.

The westerly interior side yard setback of 1.37 metres where 1.8 metres is required for a two-storey building is legal non-complying given that the existing building was constructed in 1949 and pre-dates zoning. The lot frontage of 15 metres where 17 metres is required for a corner lot is also legal non-complying as the creation of the lot pre-dates current day standards.

Title: Michel Holdings Limited

Date: September 4, 2020

Site Plan Control:

The property is subject to a Site Plan Control Agreement registered in 1992, which may be discharged once the rezoning is finalized and the duplex use is installed.

Department/Agency Review:

Commenting departments and agencies have no objections concerning this application.

Planning Analysis:

The application proposes to revert back to the original zoning, as the owner wishes to discontinue the commercial use and convert the main floor to a dwelling unit. The proposal aligns with the Living Area 1 designation in the Official Plan.

Land use compatibility

The existing building has been in place since 1949. No major redevelopment is proposed, therefore maintaining physical compatibility with adjacent uses based on the scale and built form. Residential density is 346 m² of lot area per unit, where a minimum of 230 m² is required for a duplex in an R2-2 zone.

Sufficient landscaping will be retained in the front and corner side yards and there are no concerns related to parking. The duplex will form a good fit with existing low density housing in the vicinity.

It is recommended that site-specific relief be granted for the expanded landing and stairs along the westerly interior side yard. It is further recommended that the legal non-complying components of the property be recognized under the special zoning.

2020 PPS & 2011 GPNO

The subject land is located within a fully serviced urban area that offers proximity to services including public transit. The scale of development is minor and considered appropriate based on the low density character of the area. The application is consistent with the 2020 PPS.

There is no conflict with the GPNO, as the proposal aligns with the housing policies applied to Economic and Service Hubs.

Conclusion:

Planning Services recommends that the application for rezoning be approved subject to the conditions outlined in the Resolution section of this report.

Appendix 1

Departmental & Agency Comments

File: 751-6/20-12

Re: Application for Rezoning – Michel Holdings Limited
PIN 73596-0518, Parcel 31390 S.E.S., Part 1, Plan SR-775 in Lot 7, Concession 1,
Township of McKim (431 Linda Street, Sudbury)

Development Engineering

No concerns.

Infrastructure Capital Planning Services

No concerns.

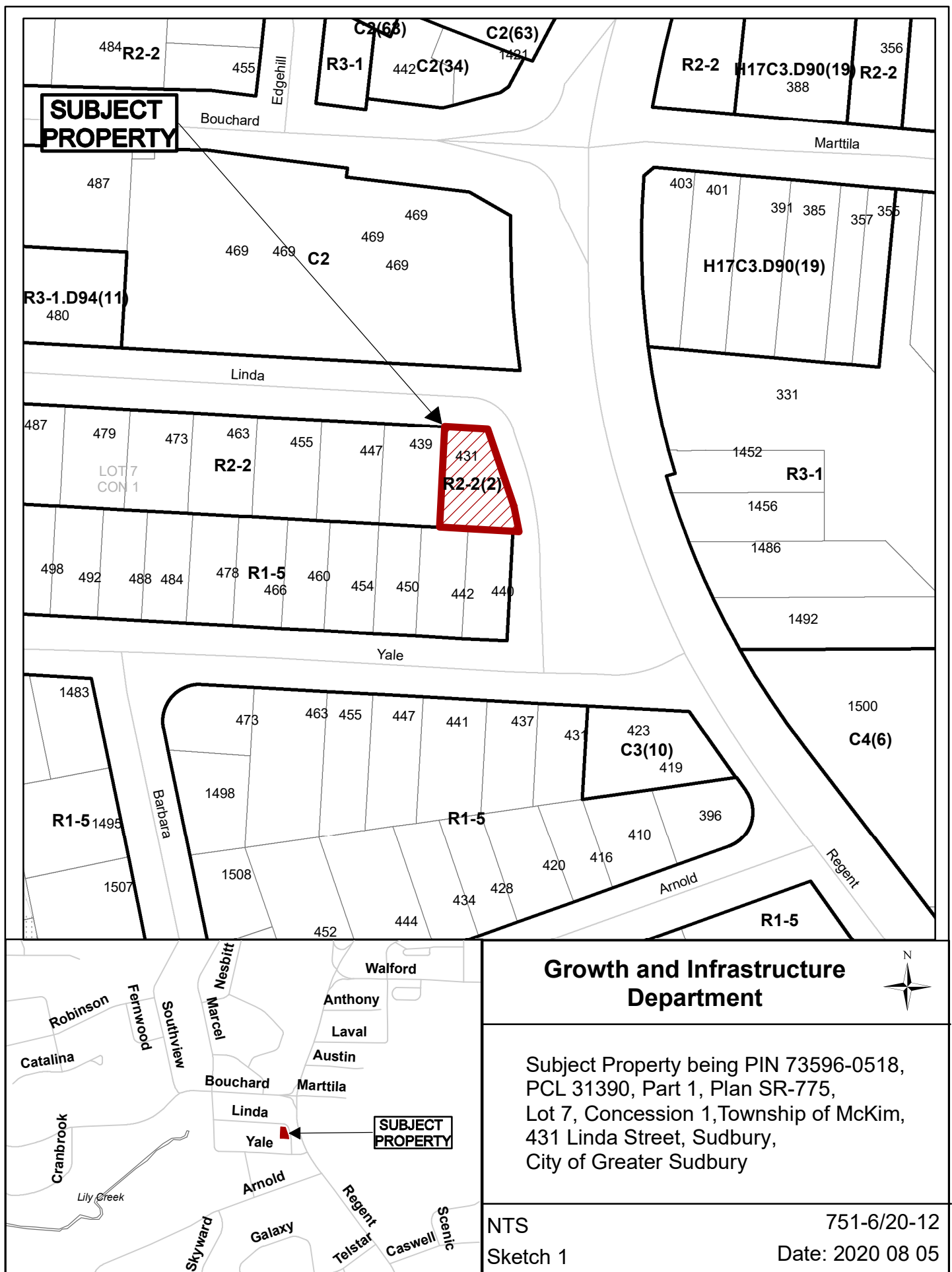
Building Services

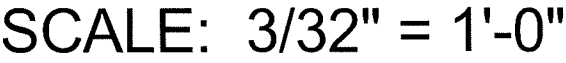
The proposed landings and stairs being 1.14m in width provide a 0.23m interior side yard setback where a minimum setback of 0.6m is required.

Verification from MOECP will be required pertaining to a Record of Site Condition prior to building permit issuance.

Conservation Sudbury:

Subject property is not located in a regulated area. No concerns.





S-1



Photo 1: 431 Linda Street, Sudbury
View of subject property along easterly corner side yard
File 751-6/20-12 Photography Sept 3, 2020



Photo 2: 431 Linda Street, Sudbury
Rear property line abutting single detached dwelling to the south
File 751-6/20-12 Photography Sept 3, 2020



Photo 3: 431 Linda Street, Sudbury
Stairs and landings providing access to main floor and second floor units
File 751-6/20-12 Photography Sept 3, 2020



Photo 4: 431 Linda Street, Sudbury
Northerly front lot line and single detached dwelling abutting to the west
File 751-6/20-12 Photography Sept 3, 2020

Presented To:	Planning Committee
Presented:	Monday, Oct 05, 2020
Report Date	Friday, Sep 11, 2020
Type:	Public Hearings
File Number:	751-6/20-10

Request for Decision

J. Corsi Developments Inc. – Application for Zoning By-Law Amendment, Corsi Hill, Sudbury

Resolution

THAT the City of Greater Sudbury approves the application by J. Corsi Developments Inc. to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from “OSP”, Open Space Private, to “R1-5”, Low Density Residential One in order to permit the development of a nine lot residential subdivision on those lands described as PIN 73588-0987, Part 1, Plan 53R-14036 Except Pt. 1, Plan 53R-17900 & Plan 53M-1356, Lot 8, Concession 2, Township of McKim, as outlined in the report entitled “J. Corsi Developments Inc.”, from the General Manager of Growth and Infrastructure presented at the Planning Committee meeting on October 5, 2020, subject to the following conditions:

1. That the owner provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to enable the preparation of an amending by-law.
2. That the lands on the draft plan of subdivision be rezoned as follows:
 - i) That Lots 1 to 9 be zoned “R1-5(S)”, Low Density Residential One Special; and
 - ii) That Block 11 be zoned “OSC”, Open Space Conservation.
3. That the amending by-law for the lands to be zoned R1-5 Special include the following site-specific provision:
 - i) That all lots are designated as an area of “Site Plan Control” pursuant to Section 41 of the Planning Act, RSO 1990, Chapter P.13.
4. Conditional approval shall lapse on October 20, 2020 unless Condition #1 above has been met or an extension has been granted by Council.

Signed By

Report Prepared By

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Senior Planner
Digitally Signed Sep 11, 20

Manager Review

Alex Singbush
Manager of Development Approvals
Digitally Signed Sep 11, 20

Financial Implications

Steve Facey
Manager of Financial Planning & Budgeting
Digitally Signed Sep 16, 20

Recommended by the Department

Tony Cecutti
General Manager of Growth and Infrastructure
Digitally Signed Sep 18, 20

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Sep 21, 20

Relationship to the Strategic Plan / Health Impact Assessment

The application to amend the Zoning By-law is an operational matter under the Planning Act to which the City is responding. The application contributes to the 2019-2027 City of Greater Sudbury Strategic Plan goals related to housing by adding to the housing available in this area.

Report Summary

An application for rezoning to “R1-5”, Low Density Residential One, has been submitted in order to permit the development of a nine (9) lot residential subdivision. This is a re-submission of a previous conditionally approved rezoning application, which has since expired. The subject lands are designated Parks & Open Space and are identified as a Comprehensive Planned Unit Development area in the Official Plan.

Staff recommends approval of the application on the basis that it is consistent with the Provincial Policy Statement, conforms to the Growth Plan for Northern Ontario, the Official Plan for the City of Greater Sudbury, has regard for matters of provincial interest, and represents good planning.

Financial Implications

If approved, staff estimates approximately \$60,000 in taxation revenue, based on the assumption of 9 single family dwelling units at an estimated assessed value of \$500,000 per dwelling units at the 2020 property tax rates.

In addition, this development would result in total development charges of approximately \$164,000 based on the assumption of 9 single family dwelling units based on the rates in effect as of this report.

Once development has occurred and the subdivision infrastructure has been transferred to the City, there will be additional on-going costs for future annual maintenance and capital replacement of the related infrastructure (ie. Roads, water/wastewater linear pipes, etc).

Date: September 8, 2020

Staff Report

Proposal:

The application proposes to amend By-law 2010-100Z, being the Zoning By-law for the City of Greater Sudbury, by changing the zoning classification from "OSP", Open Space Private to "R1-5", Low Density Residential One in order to permit the development of a nine (9) lot residential subdivision.

This is a re-submission of a previous conditionally approved rezoning application, file number 751-6/16-21, which has since expired. The previous application, as well as the concurrent subdivision application, are supported by staff. The previous resolution passed by Council directed the residential lots to be rezoned "R1-5", Low Density Residential One and be subject to site plan control, with the balance of the lands zoned "OSC", Open Space Conservation, subject to a survey being provided.

There is a related subdivision, file number 780-6/16002, which was originally approved by Council on January 15, 2018. It includes a total of nine urban residential lots on a cul-de-sac along with two blocks, Block 10 and 11, in the rear having an area of 5.55 ha (13.71 acres). The subdivision was recently revised to reduce the parkland block to be dedicated to the City from 5.55 ha (13.71 acres) to 1.42 ha (3.51 acres), which is shown as Block 11 in the attached draft plan. The revision was approved on the basis that the proposal would continue to ensure the preservation of the side slopes, natural landscape and natural vegetation that is present along the westerly portion of the subject lands that transitions toward Copper Street. Additionally, the size of Block 11, being approximately 19.45% of the subject lands, exceeds the typical minimum parkland dedication of 5%, which can be required by a municipality.

Supporting studies submitted with the current rezoning application include a planning report, traffic review and Eastern Whip-Poor-Will survey.

The previous report addressing the former rezoning and draft plan of subdivision applications, and the revised subdivision, are attached to this report for reference purposes.

Existing Zoning: "OSP", Open Space – Private

The only permitted use within the currently applicable "OSP" Zone is a park.

Requested Zoning: "R1-5", Low Density Residential One

The "R1-5" Zone permits a bed and breakfast establishment within a single-detached dwelling and having a maximum of two guest rooms, a group home type 1 within a single-detached dwelling and having a maximum of ten beds, a private home daycare and a single-detached dwelling. The "R1-5" Zone may also permit the establishment of a secondary dwelling unit and/or a home occupation.

Location and Site Description:

The subject property is described as PIN 73588-0987, Part 1, Plan 53R-14036 Except Pt. 1, Plan 53R-17900 & Plan 53M-1356, Lot 8, Concession 2, Township of McKim. The subject lands are generally bounded by Copper Street to the north and to the west, Gino Street to the east, and Palladium Place and Corsi Hill to the south. Lorne Street is located further to the north. The draft-approved plan of subdivision is to be accessed from Corsi Hill to the south of the lands. The lands have a total lot area of approximately 14.44 ha (35.67 acres) and have lot frontage onto both Corsi Hill and Gino Street. The lands are currently vacant.

Date: September 8, 2020

The Corsi Hill area was developed in a number of phases over several decades. The lands to the immediate south of the current subject lands were granted draft plan approval in February 1990, and provided for future development of the subject lands by providing a street stub for access purposes (located six lots south of the current proposed phase of development on the east side of Corsi Hill).

Surrounding Land Uses:

The area surrounding the site includes:

North: Low-density urban residential, light and general industrial land uses.

East: Light industrial land use (ie. Wholesale and manufacturing and offices) and low-density urban residential land uses and a large block of privately owned open space in a naturally vegetated state.

South: Low-density urban residential land uses and parkland (ie. Tot Lot).

West: Low-density urban residential land use and several open space block of privately owned and conservation lands.

The existing zoning & location map indicates the location of the subject lands to be rezoned and the zoning in the immediate area.

Site photos show the subject lands, as well as the adjacent residential development and park.

Public Consultation:

Notice of the application was circulated to the public and surrounding property owners on July 31, 2020. Notice of Public Hearing was circulated to the public and surrounding property owners on September 18, 2020. As of the date of this report, no formal comments, concerns, or objections have been received regarding the proposed rezoning application. The owner was advised of the City's policy recommending that applicants consult with their neighbours, Ward Councillor and key stakeholders to inform area residents on the application prior to the public hearing.

Policy & Regulatory Framework:

The property is subject to the following policy and regulatory framework:

- 2020 Provincial Policy Statement
- 2011 Growth Plan for Northern Ontario
- Official Plan for the City of Greater Sudbury, 2006
- Zoning By-law 2010-100Z

Provincial Policy Statements and geographically specific Provincial Plans, along with municipal Official Plans, provide a policy framework for planning and development in the Province. This framework is implemented through a range of land use controls such as zoning by-laws, plans of subdivision and site plans.

Provincial Policy Statement:

Municipalities in the Province of Ontario are required under Section 3 of the Planning Act to ensure that decisions affecting planning matters are consistent with the Provincial Policy Statement.

Section 1.1.3 of the PPS directs that settlement areas shall be the focus of growth and development.

Section 1.4.1 requires municipalities to provide an appropriate range and mix of housing types and densities to meet the needs of current and future residents.

Date: September 8, 2020

Section 2.1.7 states that development and site alteration shall not be permitted in habitat of endangered species and threatened species, except in accordance with provincial and federal requirements.

Growth Plan for Northern Ontario:

Municipalities in the Province of Ontario are required under Section 3 of the Planning Act to ensure that decisions affecting planning matters conform to the Growth Plan for Northern Ontario.

Official Plan for the City of Greater Sudbury:

The subject lands are designated Parks & Open Space and are identified as a Comprehensive Planned Unit Development area in the Official Plan. The policy intent for these areas is to enable flexibility in developing land with physical constraints, encourage infilling and promote innovative development. Development of these areas is subject to a rezoning and site plan control agreement being registered on title.

Section 19.7 lists the considerations applicable to residential development as a Comprehensive Planned Unit Development, beyond the normal rezoning criteria:

- i) the use of the CPUD approach enables the preservation of unique environmental features, natural landscape, natural vegetation and topography on the site;
- ii) the CPUD approach complements the natural character and built form of the surrounding area; and,
- iii) the CPUD approach shall provide the opportunity for dedicating a significant public parks and open space allotment beyond the required minimum. This is a voluntary process at the option of the proponent.

Low-density development is permitted in the Living Area 1 designation to a maximum net density of 36 units per hectare. Policy 3.2.1.6 of the Official Plan establishes the following criteria to be considered when rezoning lands within the Living Area 1 designation:

- a. the site is suitable in terms of size and shape to accommodate the proposed density and building form;
- b. the proposed development is compatible with the surrounding neighbourhood in terms of scale, massing, height, siting, setbacks, and the location of parking and amenity areas;
- c. adequate on-site parking, lighting, landscaping and amenity areas are provided; and,
- d. the impact of traffic on local streets is minimal.

Section 3.2.2 of the Official Plan outlines phasing policies to promote the efficient use of land and achieve desirable land use patterns. Specifically, new development is to occur adjacent to existing built-up urban areas with emphasis being placed on densities that facilitate efficient use of land, infrastructure and public service facilities.

Date: September 8, 2020

Section 9.2.2 of the Official Plan contains policies regarding endangered and threatened species including that:

1. Development and site alteration are not permitted in habitat of endangered species and threatened species except in accordance with provincial and federal requirements.
2. Development and site alteration are not permitted on lands adjacent to habitat of endangered species and threatened species unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural feature or their ecological functions. Adjacent lands to endangered species and threatened species may vary depending on general habitat descriptions. Habitat descriptions can be obtained through the Ministry of Natural Resources and Forestry. This area can be modified if justified by a study completed by a qualified professional.

Zoning By-law 2010-100Z:

The proposal appears to be able to comply with the lot area, lot frontage and lot depth requirements for the requested "R1-5", Low Density Residential One zone. Development standards for the R1-5 zone require a maximum height of 11 m. The minimum required front yard is 6.0 m, and the minimum required rear yard is 7.5 m. The minimum required interior side yard is 1.2 m. The maximum lot coverage is 40%.

Parking is required to be provided at the rate of 1 space per dwelling unit. Development of the lots shall comply with the general landscaping requirements for residential lots, including maintaining 50% of the front yard as landscaped open space.

Site Plan Control:

A Site Plan Control Agreement will be required prior to development of the lands as directed by Section 19.7 of the Official Plan. It is recommended that site-specific provisions for the lands to be rezoned R1-5 Special include that the lots are designated as a site plan control area.

Department/Agency Review:

The application has been circulated to all appropriate agencies and City divisions. Responses received have been used to assist in evaluating the application. Comments have been addressed to the satisfaction of reviewing department and agencies.

Roads and Transportation Services have indicated that this development is a cul-de-sac, which exceeds the recommended maximum number of dwelling units and recommended maximum length that should be permitted for a cul-de-sac development. Expressing concern with respect to access and egress during emergencies, Roads and Transportation Services have concluded that no further development of this subdivision should occur until a secondary access is constructed. However, at the time the subdivision was originally approved, Sudbury Fire Services have expressed that the completion of the subdivision with the final 9 lots is not expected to significantly alter the risk profile for the subdivision.

Planning Analysis:

Planning staff circulated the development application to internal departments and external agencies. The PPS (2020), the Growth Plan (2011), and Greater Sudbury Official Plan, and other relevant policies and supporting guidelines were reviewed in their entirety. The following section provides a planning analysis of the application in respect of the applicable policies, including issues raised through agency circulation.

Date: September 8, 2020

The applicant has requested that the lands be rezoned to “R1-5”, Low Density Residential Development One, and it is recommended this would be appropriate zoning for the Lots 1-9. It is recommended that Block 11, which would be transferred to the City for parkland purposes, be rezoned to “OSC”, Open Space Conservation. The balance of the lands, Block 10, are recommended to retain the current “OSP”, Open Space Private Zone.

The rezoning application is consistent with Section 1.1.3 and 1.4.1 of the Provincial Policy Statement, which directs that settlement areas shall be the focus of growth and development, and requires municipalities to provide an appropriate range and mix of housing to meet the needs of its residents. The application proposes residential development within the City’s settlement area. The rezoning application conforms to and does not conflict with the Growth Plan for Northern Ontario.

The previous staff reports for the rezoning and draft plan of subdivision, as well as the report for the revised subdivision, both indicated that the proposed development was in conformity with the Comprehensive Planned Unit Development policies in the Official Plan. A planning report was submitted which demonstrates conformity with the Official Plan. Specifically, the subdivision layout will enable the preservation of the majority of the side slopes of the hilltop and natural vegetation of the site. While the parkland block has been reduced, there remains the opportunity for dedication of more than 19% of the subject lands for parkland, which is well beyond the required 5% minimum parkland dedication.

In terms of the general criteria for rezoning lands within the Living Area 1 designation, the proposal would result in a density of approximately 1.22 units/ha, which is below the low density development maximum of 36 units/ha, and which would align with the requested R1-5 zoning. The property is suitable in terms of size and shape to accommodate the proposed density and building form, being single-detached dwellings. The development is compatible with the surrounding neighbourhood in terms of scale, massing, height, siting and setbacks. The balance of the lands being zoned for open space proposes will provide a significant buffer to the existing development to the north. Staff is satisfied that appropriate on-site parking, lighting, landscaping and amenity areas can be provided on each lot.

The impact on traffic on local streets is expected to be minimal. Roads and Transportation Services have indicated that no further development of the subdivision should occur until a secondary access is constructed. However, Sudbury Fire Services have expressed that the completion of the subdivision with the final 9 lots is not expected to significantly alter the risk profile for the subdivision. Planning Staff notes that there is an existing street stub, which provides for access to the lands to the east, which may provide access to either Martindale Road or Southview Drive in the future. The proposal for a final nine lots and cul-de-sac at the top of Corsi Hill serves to complete the development with limited impact to local streets, which aligns with section 3.2.2 of the Official Plan regarding phasing to promote the efficient use of land and development that occurs adjacent to existing built-up urban areas.

The applicant provided an Eastern Whip-poor-will Survey, which indicates that there will be no impacts on the habitat of endangered and threatened species. The application is consistent with the Provincial Policy Statement and conforms to the Official Plan in that it does not propose development in the habitat of endangered and threatened species.

Conclusion:

The Planning Division undertook a circulation of the application to ensure that all technical and planning matters have been satisfactorily addressed.

The following are the principles of the proposed site-specific Zoning By-law Amendment:

- To rezone the lands to R1-5, Low Density Residential One, in order to permit the development of a nine lot residential subdivision.

Title: J. Corsi Developments Inc., Application for Zoning By-law Amendment, Corsi Hill, Sudbury

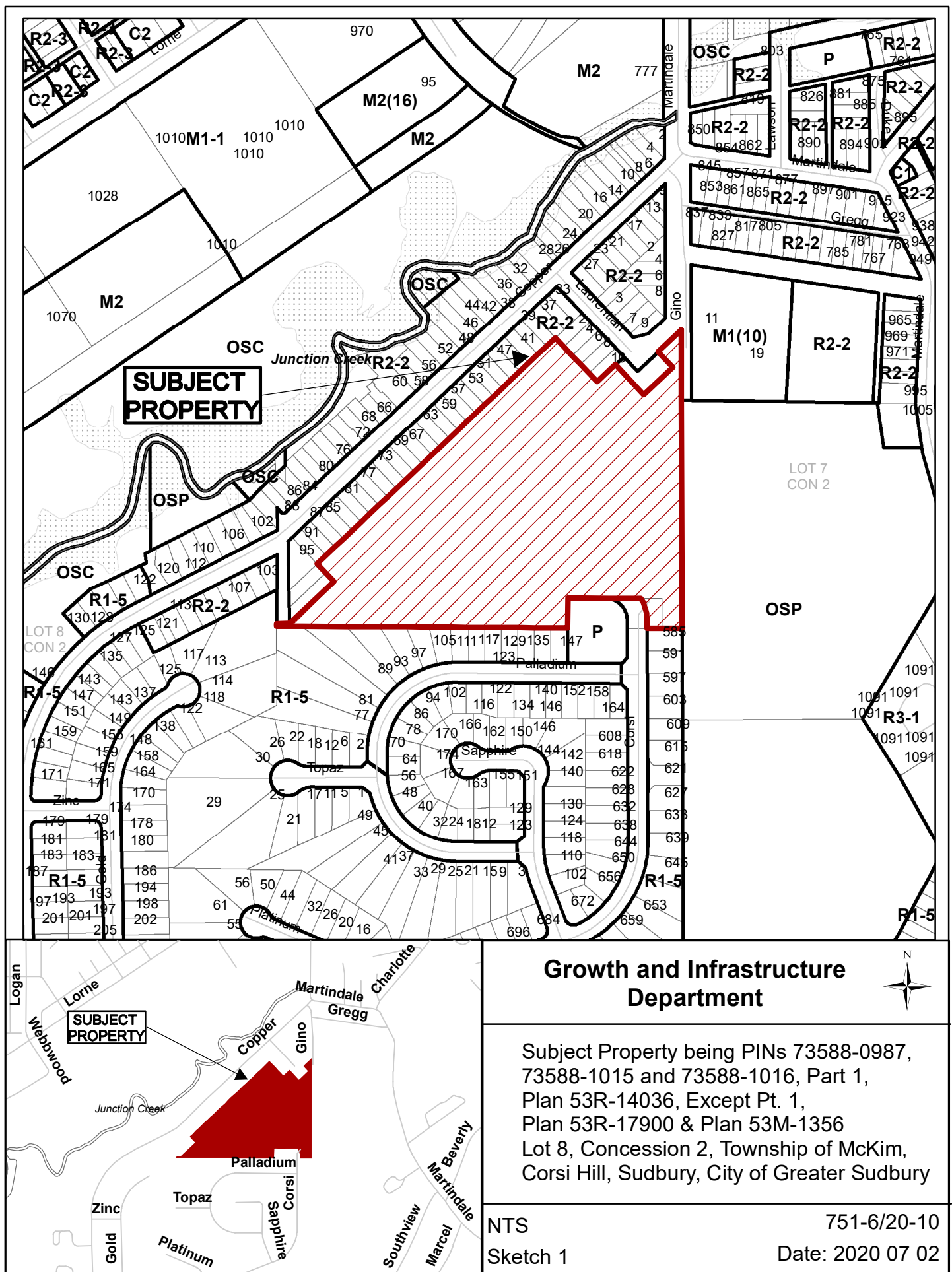
Date: September 8, 2020

The development of the subject lands achieves a number of policy directives related to the provision of housing and enabling flexibility in developing land with physical constraints while providing the opportunity for parkland dedication beyond the minimum requirements. Staff have considered, amongst other matters, a full range of factors through a detailed review when forming the recommendation of approval for this application.

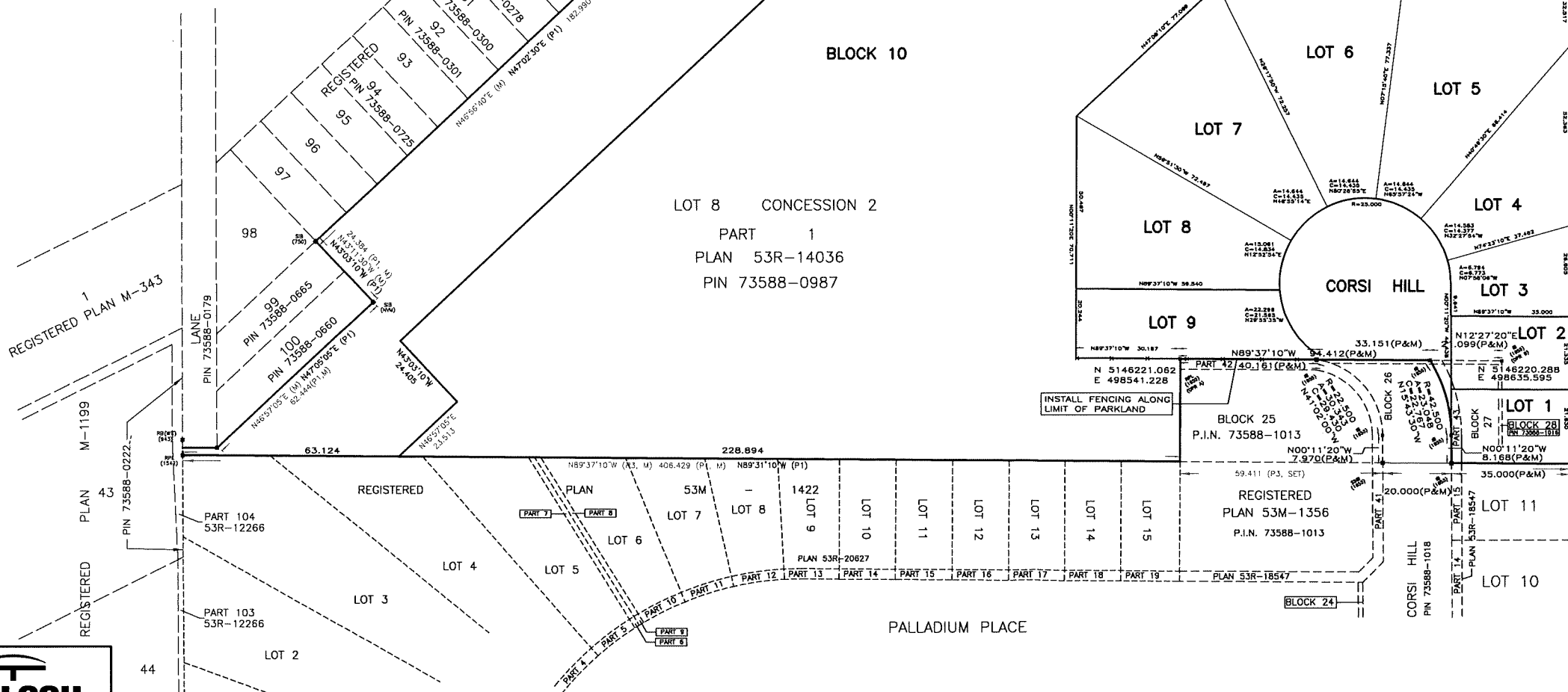
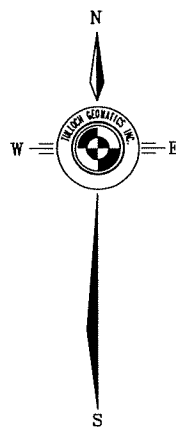
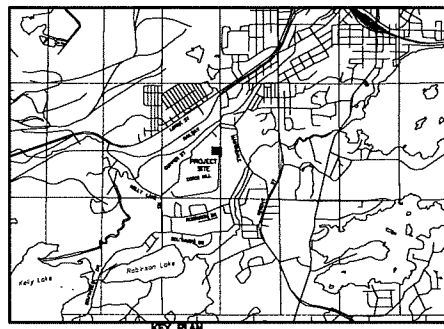
Staff are of the opinion that the proposed Zoning By-law Amendment is appropriate based on the following:

- The site is suitable for the proposed density and building form.
- The proposal has been evaluated in the context of the surrounding and future land uses and is considered appropriate.
- Adequate parking, landscaping and amenity areas can be provided.
- The impact on local streets will be minimal.

Staff recommends approval of the application on the basis that it is consistent with the Provincial Policy Statement, conforms to the Growth Plan for Northern Ontario, the Official Plan for the City of Greater Sudbury, has regard for matters of provincial interest, and represents good planning.



DRAFT PLAN OF SUBDIVISION OF
PART OF LOT 8, CONCESSION 2
AND
BLOCKS 27 & 28
REGISTERED PLAN 53M-1356
GEOGRAPHIC TOWNSHIP OF MCKIM
CITY OF GREATER SUDBURY
DISTRICT OF SUDBURY
TERRY DEL BOSCO, O.L.S.
JUNE 3, 2019



OBSERVED REFERENCE POINTS (ORPs): UTM ZONE 17, NAD83 (CSRS) (2010.0). COORDINATES TO URBAN ACCURACY PER SEC. 14 (2) OF O. REG. 216/10		
POINT ID	NORTHING	EASTING
ORP A	N 5146221.062	E 498541.228
ORP B	N 5146220.288	E 498635.595
001643124	N 5146330.992	E 501986.975
001643110	N 5144937.191	E 497553.203

COORDINATES CANNOT, IN THEMSELVES, BE USED TO
RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.

BEARINGS ARE UTM GRID, DERIVED FROM OBSERVED REFERENCE POINTS A AND B,
BY REAL TIME NETWORK (RTN) OBSERVATIONS, UTM 17, NAD83 (CSRS) (2010.0).
DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY
THE COMBINED SCALE FACTOR OF 0.99956045.

PART 4
PLAN 53R-14036

BLOCK B
REGISTERED PLAN M-99

ADDITIONAL INFORMATION

AS REQUIRED BY SECTION 51(17) OF THE PLANNING ACT

A) AS SHOWN
B) AS SHOWN
C) AS SHOWN
D) NORTH: EXISTING R1 & VACANT LAND
E) SOUTH: EXISTING R1 AND PARKLAND
F) WEST: EXISTING R1 & VACANT LAND
G) EAST: VACANT LAND
H) AS SHOWN
I) AS SHOWN
J) EXISTING MUNICIPAL SUPPLY
K) SANDY SOILS, HEAVILY COVERED WITH MOSTLY
CONIFEROUS TREES AND SOME OPEN AREAS
L) AS SHOWN
M) SANITARY SEWER, MUNICIPAL WATER, POLICE, FIRE,
AMBULANCE ETC.
N) NONE

AREA OF LOTS 1 TO 9: 1.75±HECTARES
AREA OF BLOCK 10: 4.13±HECTARES
AREA OF BLOCK 11: 1.42±HECTARES
AREA OF APPLICATION = 7.30 ± HECTARES

LEGEND

■	DENOTES	SURVEY MONUMENT FOUND
□	DENOTES	SURVEY MONUMENT SET
SIB	DENOTES	STANDARD IRON BAR
SSIB	DENOTES	SHORT STANDARD IRON BAR
IB	DENOTES	IRON BAR
RB	DENOTES	ROCK BAR
RPL	DENOTES	ROCK PLUG
M	DENOTES	MEASURED
S	DENOTES	SET
NVM	DENOTES	NO VISIBLE MARKINGS
WT	DENOTES	WITNESS MONUMENT
PROP	DENOTES	PROPORTIONED
PIN	DENOTES	PROPERTY IDENTIFIER NUMBER
1655	DENOTES	TERRY DEL BOSCO, O.L.S.
107	DENOTES	R. T. LAKE, O.L.S.
943	DENOTES	D.W. ENDLEMAN, O.L.S.
1542	DENOTES	J. A. COLE, O.L.S.
1542	DENOTES	REGISTERED PLAN 53M-1356
1542	DENOTES	NOT TO SCALE

ONTARIO LAND SURVEYOR
TERRY DEL BOSCO, O.L.S.
TULLOCH GEOMATICS
1942 REGENT STREET, UNIT L
SUDBURY, ONTARIO
P3E 5Y5

SURVEYOR'S CERTIFICATE
I CERTIFY THAT THE BOUNDARIES OF THE LANDS TO BE
SUBDIVIDED AND THEIR RELATIONSHIP TO THE ADJACENT LANDS
ARE ACCURATELY AND CORRECTLY SHOWN ON THIS PLAN.

DATE _____ TERRY DEL BOSCO, O.L.S.

OWNER
J. CORSI DEVELOPMENTS INC
1360 KELLY LAKE ROAD
SUDBURY, ONTARIO
P3E 5P4

OWNER'S CERTIFICATE
I HEREBY CONSENT TO THE MANNER IN WHICH THE LAND
SHOWN ON THIS PLAN IS PROPOSED TO BE SUBDIVIDED AND
REQUEST THE APPROVAL OF THE CITY OF GREATER SUDBURY.

DATE _____ JOHN CORSI, PRESIDENT
J. CORSI DEVELOPMENTS INC
I HAVE THE AUTHORITY TO BIND THE CORPORATION



1942 REGENT STREET SUDBURY, ONTARIO
UNIT L P3E 5Y5 705-671-2295
FILE 192511 DRAFT PLAN JUNE 3, 2019

NOTE: DISTANCES SHOWN HEREON ARE IN METRES AND CAN
BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

SCALE 1 : 750





Photo #1. Subject lands viewed looking north from the terminus of Corsi Hill. Photo taken September 3, 2020.



Photo #2. City park and subject lands beyond, viewed looking northeast from Palladium Place. Photo taken September 3, 2020.



Photo #3. 585 Corsi Hill, south of the subject lands, viewed looking east from Corsi Hill. Photo taken September 3, 2020.



Photo #4. 591 Corsi Hill, south of the subject lands, viewed looking east from Corsi Hill. Photo taken September 3, 2020.



Photo #5. 170 & 164 Palladium Place, south of the City park, viewed looking south from Palladium Place. Photo taken September 3, 2020.

Presented To:	Planning Committee
Presented:	Monday, Nov 04, 2019
Report Date	Tuesday, Oct 15, 2019
Type:	Public Hearings
File Number:	780-6/16002

Request for Decision

J. Corsi Developments Inc. – Application to amend and revise a Draft Approved Plan of Subdivision, Corsi Hill Subdivision, Sudbury

Resolution

THAT the City of Greater Sudbury's delegated official be directed to amend the conditions of draft approval for a plan of subdivision on those lands described as PIN 73588-0987, Part 1, Plan 53R-14036, Except Part 1, Plan 53R-17900 & Plan 53M-1356, Lot 8, Concession 2, Township of McKim, File 780-6/16002, as outlined in the report entitled "J. Corsi Developments Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on November 4, 2019, as follows:

1. By deleting Condition #1 entirely and replacing it with the following:

"1. That this draft approval applies to the draft plan of subdivision of PIN 73588-0987, Part 1, Plan 53R-14036, Except Part 1, Plan 53R-17900 & Plan 53M-1356, Lot 8, Concession 2, Township of McKim, as shown on a plan of subdivision prepared by Tulloch Geomatics Inc. and dated June 3, 2019.", and;

2. By deleting the words "Block 10" in Condition #31 and replacing it with the words "Block 11".

Relationship to the Strategic Plan / Health Impact Assessment

The application to amend and revise an existing draft approved plan of subdivision is an operational matter under the Planning Act to which the City is responding.

Report Summary

This report reviews a request to amend and revise an existing draft approved plan of subdivision, known as the Corsi Hill Subdivision in the community of Sudbury. The existing draft approved plan of subdivision at present was originally approved by Council on January 15, 2018 and includes a total of nine urban

Signed By

Report Prepared By

Glen Ferguson
Senior Planner
Digitally Signed Oct 15, 19

Manager Review

Alex Singbush
Manager of Development Approvals
Digitally Signed Oct 15, 19

Recommended by the Division

Jason Ferrigan
Director of Planning Services
Digitally Signed Oct 15, 19

Financial Implications

Apryl Lukezic
Co-ordinator of Budgets
Digitally Signed Oct 15, 19

Recommended by the Department

Tony Cecutti
General Manager of Growth and Infrastructure
Digitally Signed Oct 21, 19

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Oct 23, 19

residential lots on a cul-de-sac along with a parkland block in the rear having an area of 5.55 ha (13.71 acres). The owner is requesting to reduce the parkland block to 1.42 ha (3.51 acres). Staff is satisfied that the proposal will continue to ensure the preservation of the side slopes, natural landscape and natural vegetation that is present along the westerly portion of the subject lands that transitions toward Copper Street. The parkland to be dedicated to the City would be approximately 19.45% of the subject lands, whereas typically only a minimum parkland dedication of 5% can be required by a municipality under the Planning Act. Staff also notes that no concerns or issues were raised by circulated agencies and departments in their review of the request to amend the draft approved plan of subdivision by reducing the size of the parkland block to be dedicated to the municipality. The Planning Services Division is recommending that the application be approved and that the draft plan approval be updated to reflect those changes noted in the resolution section of this report.

Financial Implications

If approved, staff estimates approximately \$59,000 in taxation revenue, based on the assumption of 9 single family detached dwelling units at an estimated assessed value of \$500,000 per dwelling unit at the 2019 property tax rates.

In addition, this development would result in total development charges of approximately \$160,000 based on assumption of 9 single family detached dwelling units and based on the rates in effect as of this report.

Once development has occurred and the subdivision infrastructure has been transferred to the City, there will be additional on-going costs for future annual maintenance and capital replacement of the related infrastructure (ie. roads, water/wastewater linear pipes, etc).

STAFF REPORT

PROPOSAL:

The application to amend the existing draft approved plan of subdivision proposes to reduce a parkland block area that is to be dedicated to the municipality from 5.55 ha (13.71 acres) to 1.42 ha (3.51 acres). The draft approved plan of subdivision will continue to include nine urban residential lots and the number of lots is not proposed to be increased. The draft plan of subdivision was initially approved by Council on January 15, 2018. The draft approved plan was previously supported by staff and approved by Council through concurrent rezoning and draft plan of subdivision applications (Files # 751-6/16-21 & 780-6/16002), which relied upon those policies found under Section 20.7.1 – Comprehensive Planned Unit Developments of the Official Plan for the City of Greater Sudbury. The previous [report](#) addressing the former rezoning and draft plan of subdivision applications is attached to this report for reference purposes.

The agent for the owner has submitted a revised draft plan of subdivision sketch and a covering letter providing a land use planning rationale for reducing the parkland block area to 1.42 ha (3.51 acres).

Existing Zoning: “OSP”, Open Space – Private

The only permitted use within the currently applicable “OSP” Zone is a park.

Conditionally Approved Zoning: “R1-5”, Low Density Residential One (on a portion of the lands)

The conditionally approved rezoning would implement the draft approved plan of subdivision and allow for the development of nine single-detached dwelling lots on the subject lands. The “R1-5” Zone permits a bed and breakfast establishment within a single-detached dwelling and having a maximum of two guest rooms, a group home type 1 within a single-detached dwelling and having a maximum of ten beds, a private home daycare and a single-detached dwelling. The “R1-5” Zone may also permit the establishment of a secondary dwelling unit and/or a home occupation. The balance of the lands would retain the current “OSP” zone classification.

Location and Site Description:

The subject lands are generally bounded by Copper Street to the north and to the west, Gino Street to the east, and Palladium Place and Corsi Hill to the south. Lorne Street is located further to the north. The draft approved plan of subdivision is to be accessed from Corsi Hill to the south of the lands. The lands have a total lot area of approximately 14.44 ha (35.67 acres) and have lot frontage onto both Corsi Hill and Gino Street. The lands are at present vacant.

Surrounding Land Uses:

North:	Low density urban residential, light and general industrial land uses.
East:	Light industrial land use (ie. Wholesale and manufacturing and offices) and low density urban residential land uses and a large block of privately owned open space in a naturally vegetated state.
South:	Low density urban residential land uses and parkland (ie. Tot Lot).
West:	Low density urban residential land use and several open space block of privately owned and conservation lands.

Title: J. Corsi Developments Inc.

Date: October 9, 2019

The existing zoning and location map attached to this report indicates the location of the subject lands to be rezoned, as well as the applicable zoning in the immediate area.

Public Consultation:

Section 51(45) of the [Planning Act, R.S.O. 1990, c. P.13](#) permits a municipality to change the conditions of draft approval for a plan of subdivision. Written notice of any changes are to be provided to the owner, any person or body that made a written request to be notified of changes to the conditions and to any other prescribed persons or public body.

The municipality is also required to give public notice where the changes to the draft approved conditions are not minor in nature. In this particular circumstance the changes were not considered to be minor in nature and therefore a Notice of Public Hearing dated October 19, 2019 was provided in the newspaper to the public outlining the proposed changes to the draft approved plan of subdivision.

The owner and agent were also advised of the City's policy recommending that applicants consult with their neighbours, ward councilor and key stakeholders to inform area residents of the applications prior to the public hearing. Staff notes that the owner and/or agent has indicated on the application form that given the nature of the application they were not going to be conducting any public consultation in the community ahead of the public hearing.

At the time of writing this report, no phone calls, emails or letter submissions have been received by the Planning Services Division.

POLICY AND REGULATORY FRAMEWORK:

The property is subject to the following policy and regulatory framework:

- [2014 Provincial Policy Statement \(PPS\)](#);
- [2011 Growth Plan for Northern Ontario](#);
- [Official Plan for the City of Greater Sudbury](#); and,
- [Zoning By-law 2010-100Z](#).

The PPS and the Growth Plan for Northern Ontario, along with the City's Official Plan, provide a policy framework for land use planning and development in the City of Greater Sudbury. This framework is implemented through a range of land use planning controls such as, but not limited to, zoning by-laws, plans of subdivision and site plans.

2014 Provincial Policy Statement:

Municipalities in the Province of Ontario are required under Section 3 of the Planning Act to ensure that decisions affecting planning matters are consistent with the 2014 Provincial Policy Statement (PPS). Staff has reviewed the PPS and is satisfied that no matters of provincial interest are impacted should the amended and revised draft plan of subdivision be approved. Staff would further note that the previous staff report which initially approved the rezoning and currently draft approved plan of subdivision indicated that both were consistent with the PPS.

Growth Plan for Northern Ontario:

Municipalities in the Province of Ontario are required under Section 3 of the Planning Act to ensure that decisions affecting planning matters conform with the Growth Plan for Northern Ontario. Staff has reviewed the planning matters contained within the Growth Plan for Northern Ontario and are satisfied that the application to revise and amend the existing draft approved plan of subdivision applicable to the lands conforms to and does not conflict with the Growth Plan for Northern Ontario.

Official Plan for the City of Greater Sudbury:

The subject lands are designated Parks & Open Space in the Official Plan for the City of Greater Sudbury.

Certain lands within the Parks & Open Space designation are however identified as Comprehensive Planned Unit Development (CPUD) areas under Schedule 2c – Site Specific Policies of the City's Official Plan. These lands may be considered for residential CPUD subject to the policies contained under Section 20.7 of the City's Official Plan.

Section 19.7 – Comprehensive Planned Unit Developments outlines that in order to take advantage of the development potential of difficult sites, encourage infilling, and promote innovative development that might not be otherwise permitted under the Zoning By-law, a CPUD provision has been established in the City's Official Plan. CPUD not only allows flexibility in the development of lands with physical constraints, but may also be extended to conventional sites in order to enhance the economic viability of development, particularly major projects to be phased in over time. Site plan control is also applied to CPUD areas as a condition of development approvals.

Prior to the approval of any CPUD proposal, the owner is to demonstrate how a development proposal meets the intent and criteria established under Section 19.7.1 of the City's Official Plan. These criteria are as follows:

1. CPUD will be permitted only through an amendment to the City's Zoning By-law based on the submission of a detailed Concept Plan. Once final approval under the City's Zoning By-law is obtained, the owner must enter into a site plan control agreement pursuant to Section 41 of The Planning Act. The site plan control agreement will be consistent with the initial Concept Plan and subject to the site plan standards in Section 20.6 of the City's Official Plan. In considering an application under the CPUD provision, the City will have regard to the following factors beyond the normal rezoning criteria:
 - i) The use of the CPUD approach enables the preservation of unique environmental features, natural landscape, natural vegetation and topography on the site;
 - ii) The CPUD approach complements the natural character and built form of the surrounding area; and,
 - iii) The CPUD approach will provide the opportunity for dedicating a significant public parks and open space allotment beyond the required minimum. This is a voluntary process at the option of the owner.

The onus will be on the owner to provide a report that will accompany the application indicating why the CPUD approach is appropriate and how it satisfies the criteria stipulated in this section;

2. Through rezoning, the City may impose conditions or permit exemptions deemed appropriate in accordance with detailed development plans that do not necessarily conform to the provisions of a standard zoning district of the Zoning By-law;
3. Where an applicant also wishes to create a condominium development, an application for CPUD will be accompanied by an application for condominium approval;
4. CPUD may be applied to any parcel of vacant land having a minimum area of 3 ha (7.41 acres);
5. CPUD can be utilized to develop difficult sites with physical constraints such as hilltops, as well as conventional sites where a more flexible, multi-phase approach to land development is desirable;
6. The density standards of Section 3.2.1 will also apply. However, all housing types that meet the criteria of this section may be permitted. The City may also pass a by-law under the Planning Act authorizing increases in the height and density of development otherwise permitted by the by-law that will be permitted in return for the provision of such facilities, services or matters as are set out in the by-law; and,
7. The general rezoning criteria outlined in Section 2.3.2 of the City's Official Plan will also apply.

Under Section 19.7.2 of the City's Official Plan the following urban design criteria are to be considered for CPUD:

1. The built form will complement and blend with the natural topography. The design of the built form and its associated open space should be sensitive to the terrain and micro-ecology of the area such that natural drainage courses, natural vegetation, natural features such as unique rock formations, and wildlife habitats are preserved;
2. Significant viewpoints and the visual quality of higher elevations of the area are to be preserved and enhanced;
3. The design and construction techniques used for development on slopes and higher elevations will have regard for the natural terrain by minimizing the need for blasting and rock removal or the use of rock walls to stabilize the slope of a site. Site designs that respect natural slope contours and existing natural features, and utilize landform modifications that blend with the natural topography are encouraged;
4. The public and private open space elements will be linked and integrated such that pedestrian walkway and bicycle trail systems linking streets, activity centres and open space systems could be easily developed; and,
5. Where incompatible land uses are found on abutting properties, the landscape plan shall illustrate how vegetation, berms or natural features will be used to buffer abutting sites.

Staff notes here that the previous applications for rezoning and draft plan of subdivision indicated that the proposed development was in conformity with the above CPUD policies. This report examines the requested change to reduce the size of the parkland block in the now draft approved plan of subdivision. The impacts that such a change would have on the above policies is discussed in detail later in this report.

Title: J. Corsi Developments Inc.

Date: October 9, 2019

Zoning By-law 2010-100Z:

The owner is not requesting any further changes to the zoning classification that is currently applicable to the subject lands. The lands at present remain zoned “OSP”, Open Space –Private. The owner is also not requesting any changes to the related and conditionally approved rezoning application, which on the clearance of conditions would rezone a portion of the lands to “R1-5”, Low Density Residential One.

Existing Draft Plan of Subdivision Approval:

The existing draft approved plan of subdivision was initially approved by Council on January 15, 2018 with a lapsing date of January 18, 2021, unless an extension is otherwise granted by Council.

The existing draft approved plan of subdivision at present includes a total of nine urban residential lots on a cul-de-sac along with a parkland block in the rear having an area of 5.55 ha (13.71 acres).

Department/Agency Review:

The application including relevant accompanying materials has been circulated to all appropriate agencies and departments. Responses received from agencies and departments have been used to assist in evaluating the application and to formulate necessary documents for a revised and amended draft approved plan of subdivision should the application be approved.

During the review of the proposal, comments provided by circulated agencies and departments included the following:

Active Transportation, Building Services, Conservation Sudbury, Development Engineering, the City’s Drainage Section, Operations, and Roads, Traffic and Transportation have each advised that they have no concerns from their respective areas of interest.

Leisure Services has provided comment that the Green Space Advisory Panel did not identify any shortages of natural parkland in the area of the subject lands. The revised proposal will provide for natural parkland that is acceptable for their purposes and it is noted that the area is already serviced by natural parkland off Kelly Lake Road and Robinsion Drive, both of which are approximately 1 km (0.62 miles) away.

PLANNING ANALYSIS:

The 2014 PPS, the 2011 Growth Plan, and the City of Greater Sudbury Official Plan, and other relevant policies and supporting guidelines were reviewed in their entirety. The following section provides a planning analysis of the application in respect of the applicable policies, including issues raised through agency and department circulation.

With respect to the PPS, the proposed changes to the draft approved plan of subdivision do not impact or change the position of staff with respect to consistency with the PPS. It is the opinion then of staff that the amended and revised draft approved plan of subdivision would continue to be consistent with the PPS.

Staff in general has no concerns with respect to the proposed amended and revised draft plan of subdivision conforming to the applicable policies in the Official Plan for the City of Greater Sudbury. Those policies relevant to the development proposal to reduce the size of the open space block to be conveyed to the City from 5.55 ha (13.71 acres) to 1.42 ha (3.51 acres) on the subject lands are discussed in detail below.

Date: October 9, 2019

With respect to those CPUD policies contained within Section 19.7.1 of the City's Official Plan, staff has the following comments:

1. Staff is satisfied that CPUD approach would not be compromised as the proposal will continue to enable preservation of the side slopes, natural landscape and natural vegetation that is present along the westerly portion of the subject lands that transitions toward Copper Street;
2. The side slope and a good portion of the hill top would continue to be preserved and no changes are proposed to existing lotting pattern and the termination of Corsi Hill in a cul-de-sac design;
3. Previously it was noted by staff that more than 75% of the lands would be dedicated parkland purposes, which well exceeded the minimum required 5% parkland dedication that could normally be achieved under the Planning Act. Staff note that the dedication would now amount to approximately 19.45% of the subject lands, which again exceeds the minimum required 5% parkland dedication that could normally be achieved under the Planning Act.

Staff is satisfied that no other policies found under Section 19.7.1 in this case are impacted by the request to amend and revise the draft approved plan of subdivision by reducing the size of the parkland block to be dedicated from 5.55 ha (13.71 acres) to 1.42 ha (3.51 acres).

Staff is of the opinion that none of the other CPUD policies are impacted at this time. The urban design criteria with respect to CPUD as outlined in Section 19.7.2 will continue to be appropriately addressed through the clearing of draft approval conditions and the previous approval and imposition of site plan control on the lands.

Staff is therefore of the opinion that the proposed revision to the existing draft plan of subdivision by reducing the size of the open space block to be conveyed to the City from 5.55 ha (13.71 acres) to 1.42 ha (3.51 acres) conforms to the Official Plan for the City of Greater Sudbury.

CONCLUSION:

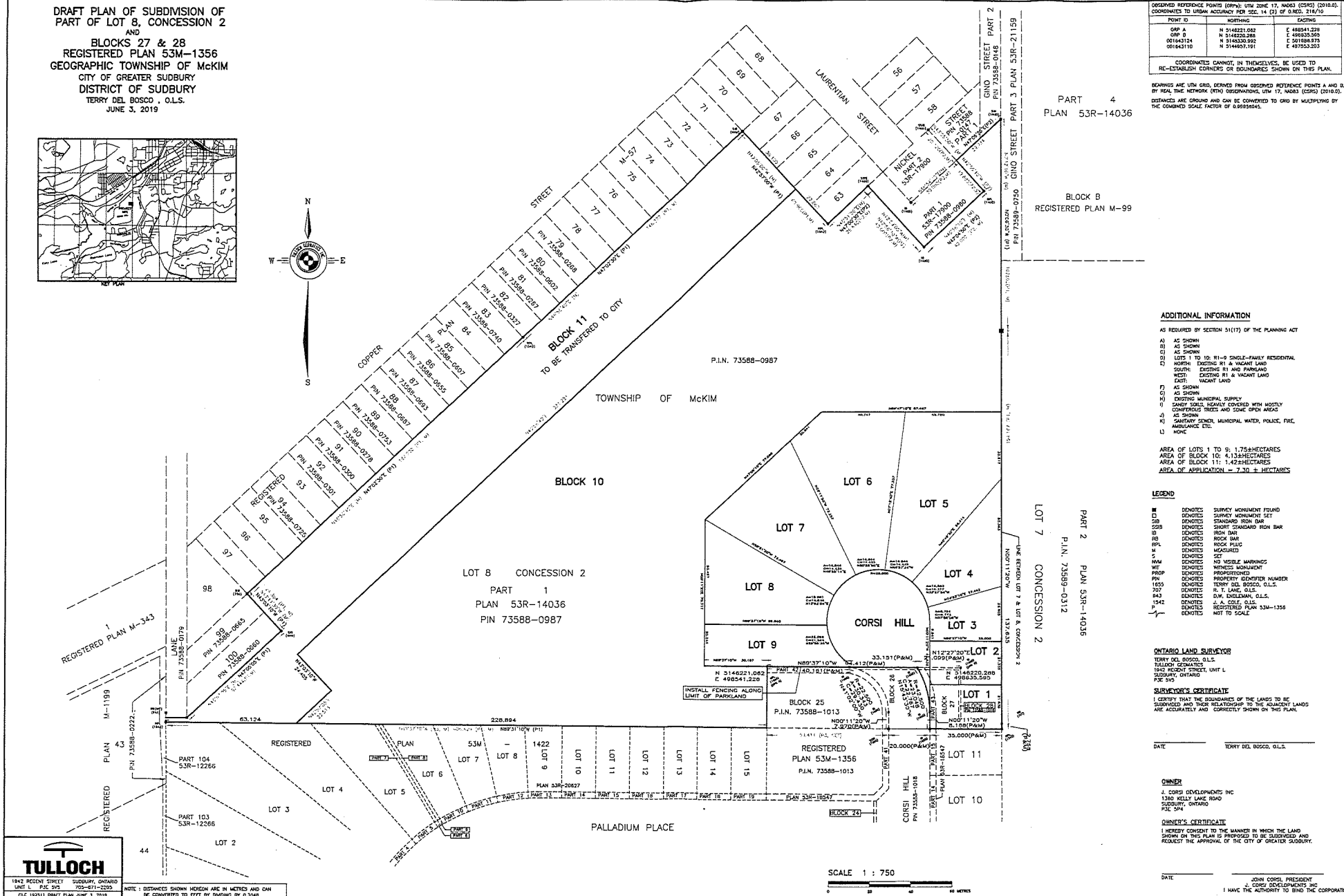
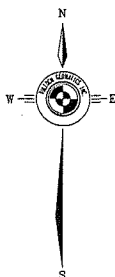
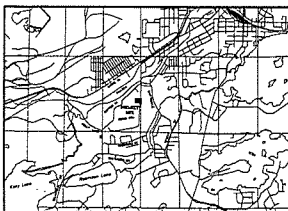
Staff has reviewed the development proposal to amend and revise the existing draft approved plan of subdivision by reducing the size of the parkland block to be dedicated to the municipality and is satisfied that no issues would result with respect to conformity with the Official Plan for the City of Greater Sudbury. The development proposal continues to also be generally consistent with the land use planning policy directions identified in the PPS. Staff also notes that the application conforms to and does not conflict with the Growth Plan for Northern Ontario. Staff would again note that no concerns were raised by any agencies or departments with respect to the requested change to the draft approved plan of subdivision.

The following are the principles of the requested changes to the existing draft approved plan of subdivision:

- That Condition #1 in the existing draft plan approval document be amended to reference the revised plan as being the plan of subdivision prepared by Tulloch Geomatics Inc. and dated June 3, 2019; and,
- That Condition #31 be amended to reference Block 11 as being transferred to the City.

The Planning Services Division therefore recommends that the application to revise the existing draft plan approved subdivision by reducing the size of the open space block to be conveyed to the City from 5.55 ha (13.71 acres) to 1.42 ha (3.51 acres) be approved in accordance with the resolution section of this report.

BLOCKS 27 & 28
REGISTERED PLAN 53M-1356
GEOGRAPHIC TOWNSHIP OF McKIM
CITY OF GREATER SUDBURY
DISTRICT OF SUDBURY
TERRY DEL BOSCO, O.L.S.
JUNE 3, 2019



POINT ID	NORTHING	EASTING
OMP A	N 146221.052	E 498541.228
OMP B	N 146220.286	E 498533.365
001643124	N 146330.592	E 501036.973
001643110	N 146405.791	E 497553.203

COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.

BEARINGS ARE UTM GRID, DERIVED FROM OBSERVED REFERENCE POINTS A AND B BY REAL TIME NETWORK (RTN) OBSERVATIONS, UTM 17, NAD83 (CGRS) (2016). DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.99996045.

PART 4
PLAN 53R-14036

BLOCK B
REGISTERED PLAN M-99

ADDITIONAL INFORMATION

AS REQUIRED BY SECTION 51(17) OF THE PLANNING ACT

- A) AS SHOWN
- B) AS SHOWN
- C) AS SHOWN
- D) LOTS 1 TO 10; R1-2 SINGLE-FAMILY RESIDENTIAL
- E) NORTH: DIXIE RD & VACANT LAND
SOUTH: DIXIE RD & PARKLAND
WEST: DIXIE RD & VACANT LAND
EAST: VACANT LAND
- F) AS SHOWN
- G) AS SHOWN
- H) DIXIE MUNICIPAL SUPPLY
- I) FAMILY SOILS, HEAVILY COVERED WITH MOSTLY CONIFEROUS TREES AND SOME OPEN AREAS
- J) AS SHOWN
- K) "SANTARY SINKING, MUNICIPAL WATER, POLICE, FIRE, AMBULANCE, ETC.
- L) AS SHOWN

AREA OF LOTS 1 TO 9: 1.75±HECTARES
AREA OF BLOCK 10: 4.13±HECTARES
AREA OF BLOCK 11: 1.42±HECTARES
AREA OF APPLICATION = 7.30 ± HECTARES

LEGEND

■	DNOTES	SURVEY MONUMENT FOUND
51B	DNOTES	SURVEY MONUMENT SET
52B	DNOTES	STAKE, 2" X 4" BAR
IB	DNOTES	SHORT STANDARD IRON BAR
RB	DNOTES	IRON BAR
RPL	DNOTES	ROCK BAR
M	DNOTES	ROCK BAR
MM	DNOTES	ROCK PLUG
WIP	DNOTES	MEASURED
PN	DNOTES	SET
1355	DNOTES	NO VISIBLE MARKINGS
707	DNOTES	WITNESS MONUMENT
1342	DNOTES	PROPORTIONED
1	DNOTES	PROPERTY IDENTIFIER NUMBER
	DNOTES	TERRY DEL BOSQUE, O.L.S.
	DNOTES	R. T. LAKE, O.L.S.
	DNOTES	D.W. ENGLEMAN, O.L.S.
	DNOTES	J. A. COLE, O.L.S.
	DNOTES	REGISTERED PLAN 33M-1356
	DNOTES	NOT

ONTARIO LAND SURVEYOR

TERRY DEL BOSCO, O.L.S.
TULLOCH GEOMATICS
1042 REGENT STREET, UNIT
200, ONTARIO
N6C 3V3

SURVEYOR'S CERTIFICATE

I CERTIFY THAT THE BOUNDARIES OF THE LANDS TO BE
SUBSIDIZED AND THEIR RELATIONSHIP TO THE ADJACENT LANDS
ARE ACCURATELY AND CORRECTLY SHOWN ON THIS PLAN,

DATE _____ TERRY DEL BOSCO, O.I.S.

OWNER

OWNER
J. CORSI DEVELOPMENTS INC
1380 KELLY LAKE ROAD
SUDBURY, ONTARIO
P3E 5P4

OWNER'S CERTIFICATE

I HEREBY CONSENT TO THE MANNER IN WHICH THE LAND SHOWN ON THIS PLAN IS PROPOSED TO BE SUBDIVIDED AND REQUEST THE APPROVAL OF THE CITY OF GREATER SUBURBY.

DATE _____ JOHN CORSI, PRESIDENT
J. CORSI DEVELOPMENTS INC
I HAVE THE AUTHORITY TO BIND THE CORPORATION

Request for Decision

J. Corsi Developments Inc. - Application for Rezoning and Plan of Subdivision, Corsi Hill, Sudbury

Presented To: Planning Committee

Presented: Monday, Dec 11, 2017

Report Date Thursday, Nov 16, 2017

Type: Public Hearings

File Number: 751-6/16-21 &
780-6/16002

Resolution

Resolution regarding Rezoning Application:

THAT the City of Greater Sudbury approves the application by J. Corsi Developments Inc. to amend Zoning By-law 2010-100Z to change the zoning classification from "OSP", Open Space Private to "R1-5", Low Density Residential One in order to permit the development of a nine lot residential subdivision on those lands described as PIN 73588-0987, Part 1, Plan 53R-14036 Except Pt. 1, Plan 53R-17900 & Plan 53M 1356, Lot 8, Concession 2, Township of McKim, as outlined in the report entitled "J. Corsi Developments Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of December 11, 2017, subject to the following conditions:

1. That the owner provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to enable the preparation of an amending by-law.

2. That the lands on the draft plan of subdivision be rezoned as follows:

i) That Lots 1 to 9 be zoned "R1-5(S)", Low Density Residential One Special; and

ii) That the balance of the lands be zoned "OSC", Open Space Conservation.

3. That the amending by-law for the lands to be zoned R1-5 Special include the following site-specific provision:

i) That all lots are designated as an area of "Site Plan Control" pursuant to Section 41 of the Planning Act, RSO 1990, Chapter P.13.

4. Conditional approval shall lapse on December 12, 2019 unless condition #1 above has been met or an extension has been granted by Council.

Signed By

Report Prepared By

Alex Singbush
Senior Planner
Digitally Signed Nov 16, 17

Manager Review

Eric Taylor
Manager of Development Approvals
Digitally Signed Nov 16, 17

Recommended by the Division

Jason Ferrigan
Director of Planning Services
Digitally Signed Nov 16, 17

Financial Implications

Apryl Lukezic
Co-ordinator of Budgets
Digitally Signed Nov 22, 17

Recommended by the Department

Tony Cecutti
General Manager of Growth and Infrastructure
Digitally Signed Nov 23, 17

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Nov 29, 17

Resolution regarding the Draft Plan of Subdivision:

THAT the City of Greater Sudbury Council's delegated official be directed to issue the draft approval for the subject plan of subdivision not sooner than 14 days following the date of the public meeting in accordance with the requirements of Section 51 (20) of the Planning Act, as outlined in the report entitled "J. Corsi Developments Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of December 11, 2017, subject to the following conditions:

1. That this draft approval applies to the draft plan of subdivision of PIN 73588-0987, Part 1, Plan 53R-14036 Except Pt. 1, Plan 53R-17900 & Plan 53M-1356, Lot 8, Concession 2, Township of McKim as shown on a plan of subdivision prepared by Tulloch Geomatics Inc. and dated February 27, 2016.
2. Final approval for registration may be issued in phases to the satisfaction of the Director of Planning, provided that:
 - i. phasing is proposed in an orderly progression, in consideration of such matters as the timing of road improvements, infrastructure and other essential services; and
 - ii. all agencies agree to registration by phases and provide clearances, as required, for each phase proposed for registration; furthermore, the required clearances may relate to lands not located within the phase sought to be registered.
3. That the owner shall have completed all major outstanding infrastructure deficiencies that are critical to the overall function of the subdivision in previous phases of the plan that have been registered, or have made arrangements for their completion, prior to registering a new phase of the plan, to the satisfaction of the General Manager of Infrastructure Services.
4. That the street(s) shall be named to the satisfaction of the Municipality.
5. That any dead-ends or open sides of road allowances created by this plan of subdivision shall be terminated in 0.3 metre reserves, to be conveyed to the Municipality and held in trust by the Municipality until required for future road allowances or the development of adjacent land.
6. That prior to the signing of the final plan, the Planning Services Division shall be advised by the Ontario Land Surveyor responsible for preparation of the final plan, that the lot areas, frontages and depths appearing on the final plan do not violate the requirements of the Restricted Area By-laws of the Municipality in effect at the time such plan is presented for approval.
7. That the subdivision agreement be registered by the Municipality against the land to which it applies, prior to any encumbrances.
8. That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority.
9. That the owner agrees in writing to satisfy all the requirements, financial and otherwise, of the City of Greater Sudbury, concerning the provision of roads, walkways, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities.
10. That the subdivision agreement contain provisions whereby the owner agrees that all the requirements of the subdivision agreement including installation of required services be completed within 3 years after registration.
11. That this draft approval shall lapse 3 years from date of draft plan approval.
12. The final plan shall be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Surveying and Mapping Services. The survey shall be referenced to NAD83(CSRS)

with grid coordinates expressed in UTM Zone 17 projection and connected to two (2) nearby City of Greater Sudbury Control Network monuments. The survey plan must be submitted in an AutoCAD compatible digital format. The submission shall be the final plan in content, form and format and properly geo-referenced.

13. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the Director of Planning Services, provide an updated geotechnical report prepared, signed, sealed, and dated by a geotechnical engineer licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design information and recommend construction procedures for any proposed storm and sanitary sewers, stormwater management facilities, watermains, roads to a 20 year design life, the mass filling of land, surface drainage works, erosion control, slope stability, slope treatment and building foundations. Included in this report must be details regarding the removal of substandard soils (if any) and placement of engineered fill (if required) for the construction of homes. Also, the report must include an analysis illustrating how the groundwater table will be lowered to a level that will not cause problems to adjacent boundary housing and will, in conjunction with the subdivision grading plan, show that basements of new homes will not require extensive foundation drainage pumping. The geotechnical information on building foundations shall be to the satisfaction of the Chief Building Official and Director of Planning Services. A soils caution agreement, if required, shall be registered on title, to the satisfaction of the Chief Building Official and City Solicitor.

14. That the developer prepare a sediment control plan for the construction phase of the project to the satisfaction of the Nickel District Conservation Authority and the Director of Planning Services.

15. The owner shall provide a detailed lot grading plan prepared, signed, sealed, and dated by a professional civil engineer with a valid certificate of authorization for the proposed lots as part of the submission of servicing plans. This plan must show finished grades around building envelopes, retaining walls, swales, slopes and lot corners. The plan must show sufficient grades on boundary properties to mesh the lot grading of the new site to existing properties and show the overland flow path. A lot grading agreement shall be registered on title, if required, to the satisfaction of the Director of Planning Services and the City Solicitor.

16. Prior to the submission of servicing plans, the owner shall have a Stormwater Management Report and plan prepared, signed, sealed, and dated by a professional engineer with a valid certificate of authorization. Said report shall establish how the quantity and quality of stormwater will be managed for the subdivision development and assess the impact of stormwater runoff from this developed Subdivision on abutting lands, on the downstream storm sewer outlet systems and on downstream water courses. The report shall deal with the control of both the 1:5 year and Regional Storm events, so as to limit the volume of flow generated on the site to pre-development levels. The Regional Storm flow path is to be set out on the plan(s). The report shall set out any necessary improvements to downstream storm sewers and water courses. The civil engineering consultant shall meet with the Development Approvals Section prior to commencing the Stormwater Management Report.

17. The owner shall be required to have all stormwater management facilities constructed and approved by the City prior to initial acceptance of roads and sewers or at such time as the Director of Planning Services may direct. The owner shall provide lands for said facilities as required by the City.

18. Streetlights for this subdivision will be designed and constructed by Greater Sudbury Hydro Plus Inc. at the cost of the owner.

19. That the developer provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Plus or Hydro One, Bell, Union Gas, and Persona. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual

phase.

20. As part of the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province of Ontario incorporated into the plans at locations required by the General Manager of Public Works. Suitable provisions shall be incorporated in the Subdivision Agreement to ensure that the treatment is undertaken to the satisfaction of the General Manager of Growth and Infrastructure.

21. The proposed internal subdivision roadways are to be built to urban standards, including curbs, gutters, storm sewers and related appurtenances.

22. The owner provides proof of sufficient fire flow in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing distribution system to service this subdivision will be born totally by the owner.

23. The owner provides proof of sufficient sanitary sewer capacity in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing collection system and/or sewage lift stations to service this subdivision will be born totally by the owner.

24. Draft approval does not guarantee an allocation for water or sewer capacity. Prior to the signing of the construction drawings for each phase, the Director of Planning Services is to be advised by the General Manager of Infrastructure Services that sufficient sewage treatment capacity and water capacity exist to service the development.

25. The applicant/owner shall provide to the City, as part of the submission of servicing plans a Siltation Control Plan detailing the location and types of sediment and erosion control measures to be implemented during the construction of each phase of the project. Said plan shall be to the satisfaction of the General Manager of Growth and Infrastructure and the Nickel District Conservation Authority. The siltation control shall remain in place until all disturbed areas have been stabilized. All sediment and erosion control measures shall be inspected daily to ensure that they are functioning properly and are maintained and/or updated as required. If the sediment and erosion control measures are not functioning properly, no further work shall occur until the sediment and/or erosion problem is addressed.

26. The owner agrees to provide the required geotechnical report, water, sanitary sewer and lot grading master planning reports and plans to the Director of Planning Services prior to the submission of servicing plans for any phase of the subdivision.

27. The proposed subdivision roadways are to be built to urban standards, including curb and gutter, storm sewers, maximum 8% road grades and related appurtenances to the City of Greater Sudbury Engineering Standards at the time of submission.

28. The owner shall provide a utilities servicing plan showing the location of all utilities including City services, Canada Post, Greater Sudbury Hydro Inc. or Hydro One, Bell, Union Gas, and Eastlink (as applicable). This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.

29. The property will require a subdivision agreement and during that process, based on anticipated quantities of removal of rock through blasting, the following conditions will be imposed:

- a) The developer will be required to provide a geotechnical report on how the work related to blasting shall be undertaken safely to protect adjoining structures and other infrastructure. The geotechnical report shall be undertaken by a blasting consultant defined as a professional engineer licensed in the Province of Ontario with a minimum of five (5) years experience related to blasting.
- b) The blasting consultant shall be retained by the developer and shall be independent of the contractor and

any subcontractor doing blasting work. The blasting consultant shall be required to complete specified monitoring recommended in his report of vibration levels and provide a report detailing those recorded vibration levels. Copies of the recorded ground vibration documents shall be provided to the contractor and contract administration weekly or upon request for this specific project.

c) The geotechnical report will provide recommendations and specifications on the following activity as a minimum but not limited to:

i) Pre-blast survey of surface structures and infrastructure within affected area

ii) Trial blast activities

iii) Procedures during blasting

iv) Procedures for addressing blasting damage complaints

v) Blast notification mechanism to adjoining residences

vi) Structural stability of exposed rock faces

d) The above report shall be submitted for review to the satisfaction of the Chief Building Official prior to the commencement of any removal of rock by blasting.

e) Should the developer's schedule require to commence blasting and rock removal prior to the subdivision agreement having been signed, a site alteration permit shall be required under the City of Greater Sudbury's By-law #2009-170 and shall require a similar geotechnical report as a minimum prior to its issuance.

30. The owner shall complete to the satisfaction of the Director of Planning Services of the City of Greater Sudbury and Canada Post:

a) Include on all offers of purchase and sale, a statement that advises the prospective purchaser:

i) That the home/business mail delivered will be from a designated Community Mail Box.

ii) That the developers/owners be responsible for officially notifying the purchasers of the Community Mail Box locations prior to the closing on any home sales.

b) The owner further agrees to:

i) Install concrete pads in accordance with the requirements of, and in locations to be approved by, Canada Post to facilitate the placement of Community Mail Boxes. Canada Post will need to be informed when the pads are in place.

ii) Identify the pads above on the engineering servicing drawings. The pads are to be poured at the time of the sidewalk and/or curb installation within each phase of the plan of subdivision. Provide curb depressions at the community mailbox site location(s). These are to be 2 meters in width and no higher than 25 mm.

iii) Determine the location of all centralized mail facilities in cooperation with Canada Post and to post the location of these sites on appropriate maps, information boards and plans.

31. Block 10 shall be transferred to the City for the purposes of stormwater management and open space conservation.

32. That the owner shall make a \$600.00 cash contribution to the City, to the satisfaction of the Director of Planning Services, to plant tree and shrub seedlings, as required by policy 9.4.2 of the City's Official Plan, to replace plantings previously made on the subject lands by the City's Regreening Program in 1983 and 1987.

33. That in accordance with Section 59(4) of the Development Charges Act, a notice agreement shall be registered on title to ensure that persons who first purchase the subdivided land after registration of the plan of subdivision are informed, at the time the land is transferred of all development charges related to development.

Relationship to the Strategic Plan / Health Impact Assessment

The applications for Draft Plan of Subdivision Approval and to amend the Zoning By-law are operational matters under the Planning Act to which the City is responding.

Report Summary

The owner has requested a plan of subdivision on the subject property, located on Corsi Hill in Sudbury, for nine (9) lots for residential use and 1 block for open space use and to rezone a portion of the subject lands from "OSP", Open Space Private to "R1-5", Low Density Residential One. Planning Staff are recommending that the applications be approved subject to the conditions noted.

Financial Implications

If approved, staff estimates approximately \$56,000 in taxation revenue, based on the assumption of 9 single family detached dwelling units at an estimated assessed value of \$500,000 per dwelling unit at the 2017 property tax rates.

In addition, this development would result in total development charges of approximately \$145,000 based on assumption of 9 single family detached dwelling units and based on the rates in effect as of this report.

Once development has occurred and the subdivision infrastructure has been transferred to the City, there will be additional on-going costs for future annual maintenance and capital replacement of the related infrastructure (ie. roads, water/wastewater linear pipes, etc).

Title: J. Corsi Developments Inc.

Date: November 9, 2017

STAFF REPORT

Applicant:

J. Corsi Developments Inc.

Location:

PIN 73588-0987, Part 1, Plan 53R-14036 Except Pt. 1, Plan 53R-17900 & Plan 53M-1356, Lot 8, Concession 2, Township of McKim, Corsi Hill, Sudbury

Site Description & Surrounding Land Uses:

The subject lands are located at the north end of Corsi Hill in Sudbury, as indicated on the attached location sketch and air photo. The property is currently zoned "OSP", Open Space Private. The lands have a total area of approximately 7.38 ha (18.23 acres) with 20 m (35 ft.) of frontage on Corsi Hill. The irregularly sized parcel also has frontage on Laurentian Street and Gino Street to the north. The lands are mostly bedrock with some regrowth from past greening efforts. The topography of the site varies widely and includes hilltop table lands, rocky hills and steep slopes.

Developed lands to the north with frontage on Copper Street, Laurentian Street and Gino Street are zoned "R2-2", Low Density Residential Two. Previous phases of the Corsi Hill subdivision to the south of the subject lands, with frontage on Palladium Place and Corsi Hill are zoned "R1-5", Low Density Residential One. A city park, developed with a tot lot, also abuts to the south. A large parcel of private property zone "OSP", Open Space Private abuts to the east.

Official Plan Conformity and Zoning By-law:

Official Plan

The subject property is designated as Parks and Open Space in the [Official Plan](#). Schedule 2c, Site Specific Policies indicates that the subject lands also have a CPUD designation, referring to Official Plan Section 7.2.2, Policy 4 which indicates:

Certain lands designated *Parks and Open Space* and identified as Comprehensive Planned Unit Development areas in former Official Plans are indicated on *Schedule 2c, Site Specific Policies*. The subject lands may be considered for residential Comprehensive Planned Unit Development subject to the policies of Section 20.7.

Section 20.7.1 a) indicates that in considering an application under the CPUD provision, Council shall have regard to the following factors beyond the normal rezoning criteria:

- i) the use of the CPUD approach enables the preservation of unique environmental features, natural landscape, natural vegetation and topography on the site;
- ii) the CPUD approach complements the natural character and built form of the surrounding area; and,
- iv) the CPUD approach shall provide the opportunity for dedicating a significant public parks and open space allotment beyond the required minimum. This is a voluntary process at the option of the proponent.

Title: J. Corsi Developments Inc.

Date: November 9, 2017

The Official Plan also indicates that CPUD can be utilized to develop difficult sites with physical constraints such as hilltops where a more flexible, multi-phase approach to land development is desirable, that the density standards of Section 3.2.1 apply, and that the general rezoning criteria outlined in Policy 6 of Section 3.2.1 shall also apply.

Section 3.2.1 of the Official Plan outlines policies for considering applications to rezone lands situated within the Living Area 1 designation. These policies and considerations include the following:

1. Low density development permits single detached dwellings, semi-detached dwellings and duplexes to a maximum net density of 36 units per hectare;
2. The site is suitable in terms of size and shape to accommodate the proposed density and building form;
3. The proposed development is compatible with the surrounding neighbourhood in terms of scale, massing, height, siting, setbacks, and the location of parking and amenity areas;
4. Adequate on-site parking, lighting, landscaping and amenity areas are provided; and,
5. The impact of traffic on local streets is minimal.

Section 3.2.2 of the Official Plan also outlines phasing policies in order to promote efficient use of land and achieve desirable land use patterns. Specifically, new development is to occur adjacent to existing built-up urban areas with emphasis being placed on densities that facilitate efficient use of land, infrastructure and public service facilities.

Section 9.2.2 of the Official Plan contains policies respecting endangered and threatened species which include that:

1. Development and site alteration are not permitted in significant habitat of endangered species and threatened species.
2. Development and site alteration are not permitted on lands adjacent to significant habitat of endangered species and threatened species unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural feature or their ecological functions. Adjacent lands are considered to be within at least 50 metres of significant habitat of endangered species and threatened species. This area can be modified if justified by a study.

The applications conform to the Official Plan as reviewed in the Planning Considerations section of this report.

Zoning By-law

The subject lands are currently zoned "OSP", Open Space Private which only permits public park uses; as such, the applicant has requested a rezoning to permit the low density residential use proposed.

Title: J. Corsi Developments Inc.

Date: November 9, 2017

Application:

1. To amend [By-law 2010-100Z](#) being the Zoning By-law for the City of Greater Sudbury by changing the zoning classification from "OSP", Open Space Private to "R1-5", Low Density Residential One in order to permit the development of a nine (9) lot residential subdivision.
2. To subdivide the subject property into nine (9) lots for residential use and 1 block for open space use.

Proposal:

The applicant is proposing to subdivide the subject property into nine (9) lots for single family residential use and one block for open space use.

Departmental & Agency Comments:

No comments were received from the following agencies and departments: Canada Post, Conseil Scolaire Catholique de Nouvel-Ontario, Sudbury Catholic District School Board, Conseil Scolaire District du Grand Nord de l'Ontario, Eastlink, Rainbow District School Board, Rainbow Routes, Sudbury Student Services Consortium, Union Gas Limited, Environmental Services/Solid Waste, Leisure Services and Legal Services.

Environmental Planning Initiatives, Nickel District Conservation Authority and Fire Services advised that they had no concerns with the application.

Detailed comments with conditions that do not express concerns with the applications were received from Bell Canada, Greater Sudbury Hydro Inc., Building Services, Development Engineering, and Transit Services. These comments are attached to this report as Appendix 1 and have been incorporated into the proposed conditions of draft plan of subdivision approval.

Roads and Transportation Services have indicated, in the attached comments, that this development is a cul-de-sac which exceeds the recommended maximum number of dwelling units and recommended maximum length that should be permitted for a cul-de-sac development. Expressing concern with respect to access and egress during emergency situations, Roads and Transportation Services have concluded that no further development of this subdivision should occur until such time as a secondary access is constructed. However, Sudbury Fire Services have expressed that the completion of the subdivision with the final 9 lots is not expected to significantly alter the risk profile for the subdivision.

Public Consultation:

The statutory notice of the public hearing was provided by newspaper along with a courtesy mail out to property owners and tenants within a minimum of 120 metres of the property. The owner was advised of the City's policy recommending that applicants consult with their neighbours, ward councillor and key stakeholders to inform area residents on the application prior to the public hearing.

The applicant advised that given the relatively small scale of this subdivision that no public consultation was proposed.

As of the date of this report no written submissions with respect to the plan of subdivision have been received by the Planning Services Division. Three telephone inquiries expressing concerns with respect to traffic, stormwater, and blasting have been received by the Planning Services Division.

Title: J. Corsi Developments Inc.

Date: November 9, 2017

Planning Considerations:

Background

The Corsi Hill subdivision was developed in a number of phases over several decades. The most recent draft plan approval, granted in February 1990, included 227 lots on lands immediately south of the lands subject to this application extending south and west to the intersection of Corsi Hill and Gold Street. That plan provided for future development on the lands subject to the current application and provided a street stub (located six lots south of the current proposed phase of development on the east side of Corsi Hill) to provide access to undeveloped lands under separate ownership located to the east.

Overview

This project consists of nine (9) lots for single family residential use and one block for open space use on 7.38 hectares (18.23 acres), configured as follows:

- nine lots for single detached dwellings on approximately 1.8 ha, proposed to be rezoned to "R1-5", Low Density Residential One on an extension of Corsi Hill; and
- the balance of the lands, approximately 5.58 ha or 75.61% of the property, are proposed to be dedicated to the City for parks purposes.

The plan proposes to terminate the existing public street network with a cul-de-sac at the north end of Corsi Hill.

The applicant has submitted a Comprehensive Planned Unit Development Report, a Traffic Study, Road Connection Alternative Analyses, a Conceptual Lot Grading Plan, a Conceptual Stormwater Management Plan and an Eastern Whip-poor-will Survey in support of the proposed development.

Provincial Policy Statement

Municipalities in the Province of Ontario are required under Section 3 of the [Planning Act](#) to ensure that decisions affecting planning matters are consistent with the [Provincial Policy Statement](#) (PPS). The proposed draft plan and rezoning is consistent with the PPS for the following reason:

New development is to be directed toward existing settlement areas. The subject development proposal seeks to accommodate new dwelling units within the community of Sudbury. Official Plan Section 7.2.2, Policy 4 indicates that the subject lands may be considered for residential Comprehensive Planned Unit Development subject to the policies of Section 20.7. of the plan.

Section 2.0 of the PPS, Wise Use and Management of Resources, addresses protecting the Province's natural resources for their economic, environmental and social benefits. Section 2.1.7 provides that: "Development and site alteration shall not be permitted in habitat of endangered species and threatened species, except in accordance with provincial and federal requirements."

The Eastern Whip-poor-will Survey conducted by Golder Associates concludes "it is unlikely that the whip-poor-will have established territories in the study area." No negative impacts are expected as it relates to endangered and threatened species, consistent with the Natural Heritage Section 2.1 of the PPS.

Title: J. Corsi Developments Inc.

Date: November 9, 2017

Growth Plan for Northern Ontario

The Growth Plan for Northern Ontario took effect on March 4, 2011 and is intended to guide decision making and planning in Northern Ontario. The proposed Zoning By-law Amendment and Subdivision applications conform to the general policies and guiding land use planning principles of the Growth Plan for Northern Ontario.

Official Plan

The development application is supported from the perspective of relevant Official Plan policy for the following reasons:

Comprehensive Planned Unit Development Policies

1. The use of the CPUD approach enables the preservation of the majority of the side slopes, natural landscape, and natural vegetation of this site;
2. The CPUD approach complements the natural character of the surrounding area by preserving the side slope of the hilltop by limiting the development to nine (9) lots on a cul-de-sac terminating Corsi Hill; and
3. The CPUD approach provides the opportunity for the dedication of more than 75% of the lands for public parks and open space use well beyond the required 5% minimum parkland dedication.

Living Area 1 Policies

1. The application, consisting of low density housing, conforms with and is below the low density development density maximum of 36 units/ha in the Living Area 1 with a density of approximately 1.22 units/ha.
2. The property is suitable in terms of size and shape to accommodate the proposed density and building form.
3. The development proposal is compatible with the surrounding neighbourhood in terms of scale, massing, height, siting, and setbacks. The proposed cul-de-sac with single detached dwellings are compatible with the development to the south and the dedication of the balance of the lands for parks and open space purposes will provide a significant buffer to the existing development to the north.
4. Staff is satisfied that appropriate on-site parking, lighting, landscaping and amenity areas can be provided on each lot.
5. The impact on traffic on local streets from the low density residential development is expected to be minimal. Roads and Transportation Services have indicated that no further development of the subdivision should occur until a secondary access is constructed. However, Sudbury Fire Services have expressed that the completion of the subdivision with the final 9 lots is not expected to significantly alter the risk profile for the subdivision. Planning Staff note that there is an existing street stub that provides for access to the lands to the east which may provide access to either Martindale Road or Southview Drive in the future. The proposal for a final nine lots and cul-de-sac at the top of Corsi Hill serves to complete the development with limited impact to local streets.

Title: J. Corsi Developments Inc.

Date: November 9, 2017

Natural Environment Policies

Consistent with the policies contained in Section 9.2 of the Official Plan, the applicant undertook an environmental impact study to demonstrate that the proposed development would not negatively impact the ecological functions present on or adjacent to a proposed development site. The findings of the Eastern Whip-poor-will Survey and the comments provided by Environmental Planning Initiatives indicate that no negative impacts on the on the ecological functions of the habitats are expected as it relates to endangered and threatened species.

Zoning By-law Conformity

The applicant has requested that the subject lands be rezoned to "R1-5", Low Density Residential One. The proposal appears to be able to comply with the lot area, lot frontage and lot depth requirements of By-law 2010-100Z.

Summary

Staff has reviewed the development proposal and is satisfied that it conforms to the Official Plan for the City of Greater Sudbury, is consistent with the Provincial Policy Statement and conforms to the Growth Plan for Northern Ontario. The development proposal represents good land use planning and will contribute to the completion of the local community from a development standpoint. Site-specific development matters have been incorporated into the draft conditions of approval contained with this report.

The Planning Services Division therefore recommends that the application to amend By-law 2010-100Z being the City of Greater Sudbury Zoning By-law be approved as recommended. It is further recommended that Council's delegated official be directed to issue the draft approval for the subject subdivision not sooner than 14 days following the date of the public meeting in accordance with the requirements of Section 51 (20) of the Planning Act.

Appendix 1

Departmental & Agency Comments

Files: 751-6/16-21 & 780-6/16002

**RE: Application for Rezoning and Plan of Subdivision – J. Corsi Developments Inc.
PIN 73588-0987, Part 1, Plan 53R-14036 Except Pt. 1, Plan 53R-17900 & Plan 53M-1356, Lot 8, Concession 2, Township of McKim, Corsi Hill, Sudbury**

No comments were received from the following agencies and departments:

Canada Post, Conseil Scolaire Catholique de Nouvel-Ontario, Sudbury Catholic District School Board, Conseil Scolaire District du Grand Nord de l'Ontario, Eastlink, Rainbow District School Board, Rainbow Routes, Sudbury Student Services Consortium, Union Gas Limited, Environmental Services/Solid Waste, Leisure Services and Legal Services.

Bell Canada

It has been identified that Bell Canada will require a 3m wide easement over the frontage of lots 1 to 9 inclusive. Since the easement is required as a condition of approval and in order to provide service to this development all costs associated with the transaction will be the responsibility of the owner.

Greater Sudbury Hydro Inc.

No objections. Please note that in the future during the development stage the Owner/Applicant will be responsible for meeting our easement requirements. The Owner/Applicant will also be responsible for all legal and survey costs, along with all costs associated with distribution installation.

Nickel District Conservation Authority

No concerns.

Rainbow Routes Association

No concerns. We are happy to see a large amount of green space being added to the City's assets. In the future the Rainbow Routes Association may wish to advance trails and connectors in the area.

Building Services

Building Services has the following comments regarding conditions for the draft plan of subdivision:

1. The property will require, based on the anticipated quantities of removal of rock through blasting, the following conditions will be imposed:

- a. The developer will be required to provide a geotechnical report on how the work related to blasting shall be undertaken safely to protect adjoining structures and other infrastructure. The geotechnical report shall be undertaken by a blasting consultant defined as a professional engineer licensed in the Province of Ontario with a minimum of five (5) years experience related to blasting.
 - b. The blasting consultant shall be retained by the developer and shall be independent of the contractor and any subcontractor doing blasting work. The blasting consultant shall be required to complete specified monitoring recommended in his report of vibration levels and provide a report detailing those recorded vibration levels. Copies of the recorded ground vibration documents shall be provided to the contractor and contract administration weekly or upon request for this specific project.
 - c. The geotechnical report will provide recommendations and specifications on the following activity as a minimum but not limited to:
 - i. Pre-blast survey of surface structures and infrastructure within affected area
 - ii. Trial blast activities
 - iii. Procedures during blasting
 - iv. Procedures for addressing blasting damage complaints
 - v. Blast notification mechanism to adjoining residences
 - vi. Structural stability of exposed rock faces
 - d. The above report shall be submitted for review to the satisfaction of the Chief Building Official prior to the commencement of any removal of rock by blasting.
 - e. Should the developer's schedule require to commence blasting and rock removal prior to the site plan agreement having been signed, a site alteration permit shall be required under the City of Greater Sudbury's By-law #2009-170 and shall require a similar geotechnical report as a minimum prior to its issuance.
2. A geotechnical report will be required that is prepared, signed, sealed and dated by a geotechnical engineer, licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions including an elevation of the water table within the proposed development. Also, the report should include design information and recommend construction procedures for the mass filling of land, surface drainage works, erosion control, slope stability, slope treatment and building foundations to the satisfaction of the Chief Building Official. A soils caution agreement, if required, shall be registered on title, to the satisfaction of the Chief Building Official and the City Solicitor.

Development Engineering

A watermain connection to the 300mm diameter water distribution main, located within the Corsi Hill right-of-way, will be made to service this development. A fire flow analysis indicates that the subdivision lands meet the required pressures and fire flow requirements for this development.

The proposed municipal gravity sanitary system for this subdivision will discharge to the existing 200mm sanitary sewer on Corsi Hill. The owner's engineer must submit a report calculating the amount of sewage that will be generated from this development and to be discharged into the existing system.

As a condition of approval, the owner shall be responsible to have a Storm Water Management Report prepared to assess how the quality and quantity of storm water will be managed for the subdivision development. The report shall establish how the quantity of storm water generated within the subdivision will be controlled to pre-development levels for both the 1:5, 1:100 and regional storm events. The owner shall be required to submit a comprehensive drainage plan of the subject property.

The following draft plan conditions apply:

1. That the street(s) shall be named to the satisfaction of the Municipality.
2. That any dead-ends or open sides of road allowances created by this plan of subdivision shall be terminated in 0.3 metre reserves, to be conveyed to the Municipality and held in trust by the Municipality until required for future road allowances or the development of adjacent land.
3. That such easements as may be required for utility or drainage purposes shall be granted to the appropriate authority.
4. That the owner agrees in writing to satisfy all the requirements, financial and otherwise, of the City of Greater Sudbury, concerning the provision of roads, walkways, street lighting, sanitary sewers, watermain, storm sewers and surface drainage facilities.
5. That the Subdivision Agreement contain provisions whereby the owner agrees that all the requirements of the Subdivision Agreement including installation of required services be completed within 3 years after registration.
6. Draft approval does not guarantee an allocation of sewer or water capacity. Prior to the signing of the final plan, the Director of Planning Services is to be advised by the General Manager of Growth and Infrastructure, that sufficient sewage treatment capacity and water capacity exists to service the development.

Final approval for registration may be issued in phases to the satisfaction of the Director of Planning Services, provided that:

- a. phasing is proposed in an orderly progression, in consideration of such matters as the timing of road improvements, infrastructure and other essential services; and
 - b. all agencies agree to registration by phases and provide clearances, as required, for each phase proposed for registration; furthermore, the required clearances may relate to lands not located within the phase sought to be registered.
7. That the owner shall have completed all major outstanding infrastructure deficiencies that are critical to the overall function of the subdivision in previous phases of the plan that have been registered, or have made arrangements for their completion, prior to registering a new phase of the plan, to the satisfaction of the General Manager of Growth and Infrastructure.

8. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the Director of Planning Services, provide an updated geotechnical report prepared, signed, sealed, and dated by a geotechnical engineer licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design information and recommend construction procedures for storm and sanitary sewers, stormwater management facilities, watermains, roads to a 20 year design life, the mass filling of land, surface drainage works, erosion control, slope stability, slope treatment and building foundations. The geotechnical information on building foundations shall be to the satisfaction of the Chief Building Official and Director of Planning Services.
9. That the developer prepare a sediment control plan for the construction phase of the project to the satisfaction of the Nickel District Conservation Authority and the Director of Planning Services.
10. The owner shall provide a detailed lot grading plan prepared, signed, sealed, and dated by a professional civil engineer with a valid certificate of authorization for the proposed lots as part of the submission of servicing plans. This plan must show finished grades around new houses, retaining walls, side yards, swales, slopes and lot corners. The plan must show sufficient grades on boundary properties to mesh the lot grading of the new site to existing properties. A lot grading agreement shall be registered on title, if required, to the satisfaction of the Director of Planning Services and the City Solicitor.
11. Prior to the submission of servicing plans, the owner shall have a Stormwater Management Report and plan prepared, signed, sealed, and dated by a professional engineer with a valid certificate of authorization. Said report shall establish how the quantity and quality of stormwater will be managed for the subdivision development and assess the impact of stormwater runoff from this developed Subdivision on abutting lands, on the downstream storm sewer outlet systems and on downstream water courses. The report shall deal with the control of both the 1:5 year and Regional Storm events, so as to limit the volume of flow generated on the site to pre-development levels. The Regional Storm flow path is to be set out on the plan(s). The report shall set out any necessary improvements to downstream storm sewers and water courses. The civil engineering consultant shall meet with the Development Approvals Section prior to commencing the Stormwater Management Report.
12. The owner shall be required to have all stormwater management facilities constructed and approved by the City prior to initial acceptance of roads and sewers or at such time as the Director of Planning Services may direct. The owner shall provide lands for said facilities as required by the City.
13. Streetlights for this subdivision will be designed and constructed by Greater Sudbury Hydro Plus Inc. at the cost of the owner.
14. That the developer provide a utilities servicing plan showing the location of all utilities including City services, Greater Sudbury Hydro Plus or Hydro One, Bell, Union Gas, and Persona. This plan must be to the satisfaction of the Director of Planning Services and must be provided prior to construction for any individual phase.
15. As part of the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province of Ontario incorporated into the plans at locations required by the General Manager of Public Works. Suitable provisions shall be incorporated in the Subdivision Agreement to ensure that the treatment is undertaken to the satisfaction of the General Manager of Growth and Infrastructure.

16. The proposed internal subdivision roadways are to be built to urban standards, including curbs, gutters, storm sewers and related appurtenances.
17. The owner provides proof of sufficient fire flow in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing distribution system to service this subdivision will be born totally by the owner.
18. The owner provides proof of sufficient sanitary sewer capacity in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing collection system and/or sewage lift stations to service this subdivision will be born totally by the owner.
19. The applicant/owner shall provide to the City, as part of the submission of servicing plans a Siltation Control Plan detailing the location and types of sediment and erosion control measures to be implemented during the construction of each phase of the project. Said plan shall be to the satisfaction of the General Manager of Growth and Infrastructure and the Nickel District Conservation Authority. The siltation control shall remain in place until all disturbed areas have been stabilized. All sediment and erosion control measures shall be inspected daily to ensure that they are functioning properly and are maintained and/or updated as required. If the sediment and erosion control measures are not functioning properly, no further work shall occur until the sediment and/or erosion problem is addressed.

Environmental Planning Initiatives

I have reviewed this application and the accompanying whip-poor-will report prepared by Golder Associates and I offer the following recommendation:

- 1) Regreening activities were undertaken on the entire hill by the Regional Municipality of Sudbury in the early 1980's, including the application of crushed limestone, fertilizer and a grass/legume seed mixture in 1980 and 1982. Thousands of tree seedlings were also planted in 1983 and 1987.

Official Plan Policy 9.4.2 states: *"New development, redevelopment, and municipal infrastructure works on previously restored land will be required to mitigate any impacts to existing soil and vegetation. Where mitigation through avoidance is not possible, onsite soil erosion shall be prevented and all vegetation removed shall be replaced through appropriate and adequate site landscaping and/or land reclamation measures."* Assuming the disturbance of less than 1 hectare of previously remediated land, I recommend that \$600 be provided to the City of Greater Sudbury to enable the Regreening Program to plant replacement tree and shrub seedlings within the residual area that will become parkland.

The whip-poor-will surveys adhered to the draft survey protocol developed by the Ministry of Natural Resources and Forestry (MNRF). The report's conclusion that the subject lands do not offer suitable habitat for this bird species is supported by the MNRF in recent communication to the City.

Fire Services

The primary concerns for Fire Services are water flow, followed by access and egress. The completion of the subdivision with the final 9 lots is not expected to significantly alter our risk profile for the subdivision overall. Please ensure that adequate water supply is available for fire protection.

Roads and Transportation Services

Roads and Traffic & Transportation

The Transportation and Land Development manual by the Institute of Transportation Engineers (ITE) states that for a Local Street with a cul-de-sac, the maximum number of single family residential dwelling units should be limited to 24 and the length should be limited to 230 metres. A review of North American best practices shows that a Local Street with a cul-de-sac should not exceed more than 150 to 300 metres and not more than 10 to 20 single family residential dwelling units. This development already well exceeds both of these.

While there are other areas within the City that have only a single access that exceeds these recommendations, these areas pose a greater risk to the City in terms of access and egress during emergency situations. These areas would not be permitted to be developed in this manner in accordance with today's policies and practices.

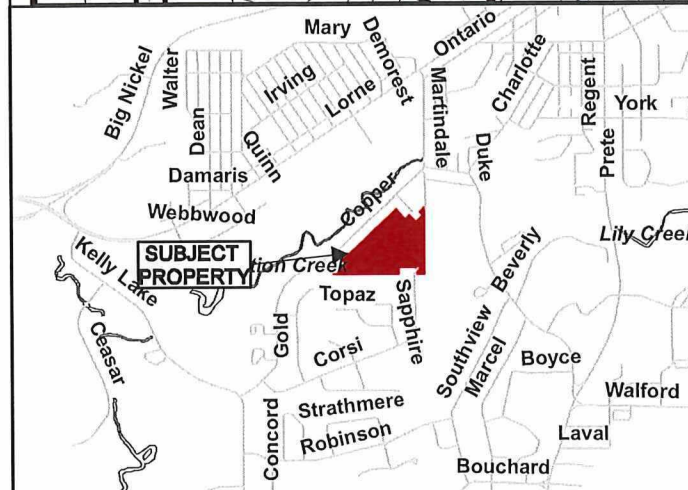
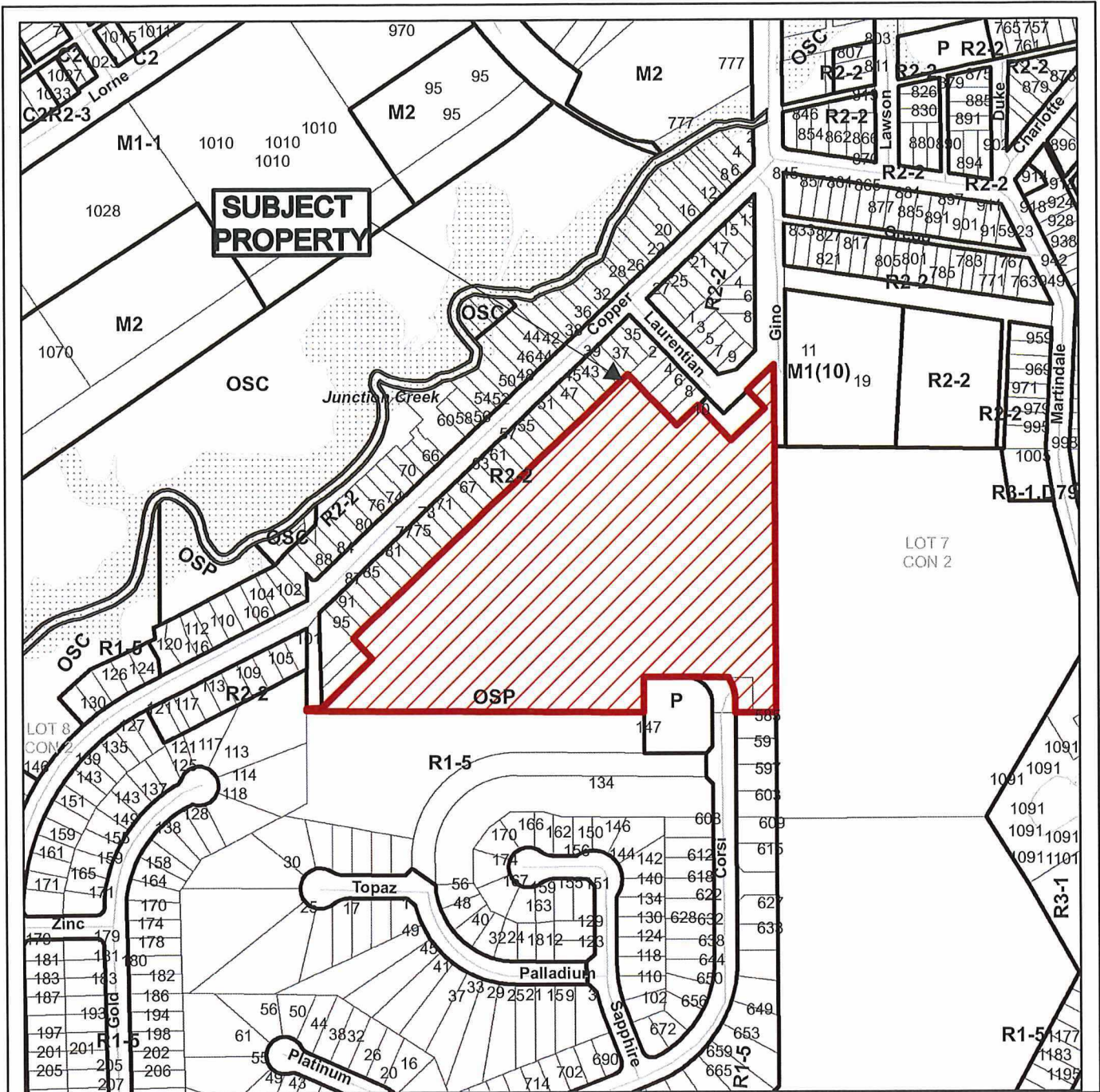
In keeping with industry best practices and in order to minimize risk to the area residents, staff recommends that no further development of this subdivision occur until such a time a secondary access is constructed.

Active Transportation, Operations and Drainage

No concerns.

Transit Services

The site at the end of Corsi Hill where the applicant is proposing to subdivide is located approximately 1 km from the closest transit bus stop. As per the Transit Service Design standards, population served by transit is determined by a 400 m walking distance to a bus route. These dwellings would therefore not be considered to be serviced by Greater Sudbury Transit.



Growth and Development Department



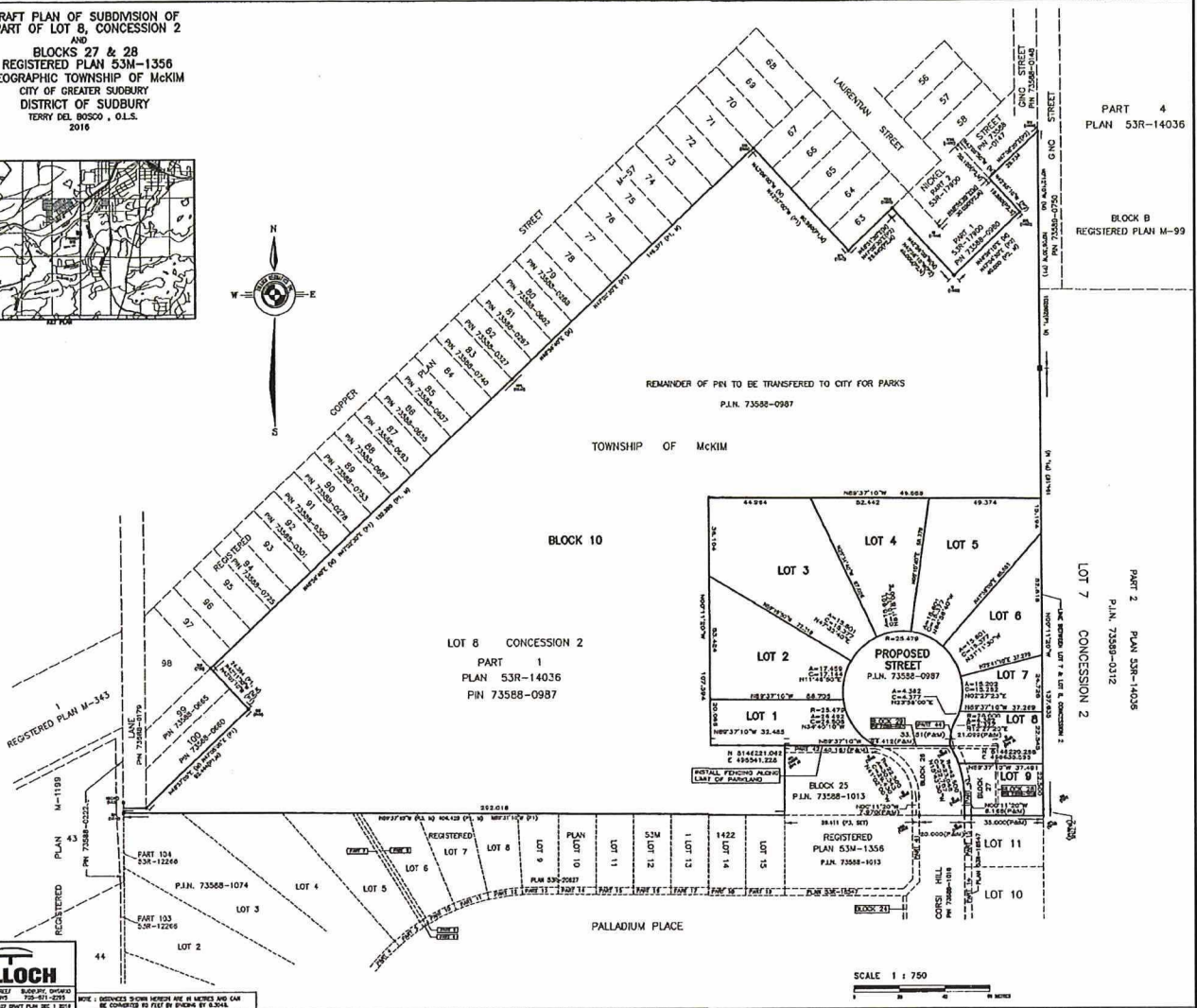
Subject Property being PINs 73588-0987, 73588-1015 and 73588-1016, Part 1, Plan 53R-14036, Except Pt. 1, Plan 53R-17900 & Plan 53M-1356 Lot 8, Concession 2, Township of McKim, Corsi Hill, Sudbury, City of Greater Sudbury

NTS
Sketch 1

751-6/16-21 & 780-6/16002

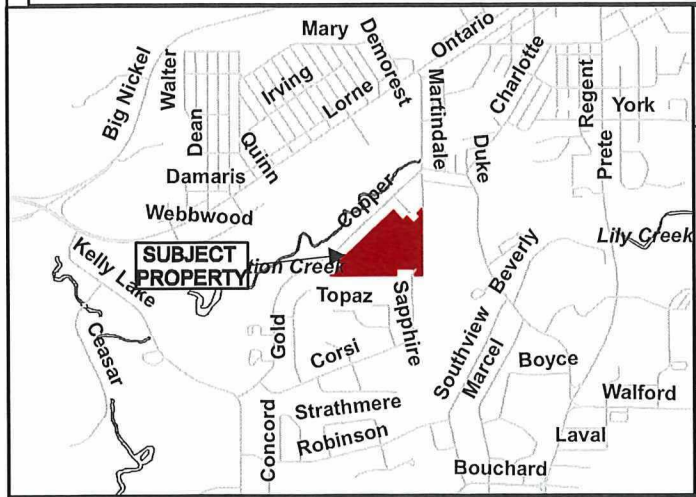
Date: 2017 01 17

DRAFT PLAN OF SUBMISSION OF
PART OF LOT 8, CONCESSION 2
AND
BLOCKS 27 & 28
REGISTERED PLAN 53M-1356
GEOGRAPHIC TOWNSHIP OF MCKIM
CITY OF GREATER SUDBURY
DISTRICT OF SUDBURY
TERRY DEL ROSCO, O.L.S.
2016



NOTE: DISTANCES SHOWN HEREIN ARE IN METERS AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

SCALE 1 : 750



Growth and Development Department



Subject Property being PINs 73588-0987, 73588-1015 and 73588-1016, Part 1, Plan 53R-14036, Except Pt. 1, Plan 53R-17900 & Plan 53M-1356 Lot 8, Concession 2, Township of McKim, Corsi Hill, Sudbury, City of Greater Sudbury

NTS
Sketch 1

751-6/16-21 & 780-6/16002
Date: 2017 01 17



PHOTO 1 SUBJECT LANDS, VIEWED LOOKING NORTH FROM
TERMINUS OF CORSI HILL



PHOTO 2 585 CORSI HILL, SOUTH OF THE SUBJECT LANDS,
VIEWED LOOKING EAST FROM CORSI HILL

780-6/16002 & 751-6/16-21
PHOTOGRAPHY SEPTEMBER 11, 2017



PHOTO 3 CITY PARK, SOUTH OF THE SUBJECT LANDS,
VIEWED LOOKING WEST FROM CORSI HILL

780-6/16002 & 751-6/16-21
PHOTOGRAPHY SEPTEMBER 11, 2017

File: 751-6/16-21
Corsi Hill,
Sudbury
2017 Orthophotography

Subject Property

Copper Street

Laurentian Street

Cino Street

Martindale Road

Gregg Lane

Palladium Place

Topaz Court

Sapphire Court

Corsi Hill

0 25 50 100 150 200
Metres

751 89

Request for Decision

Part of Romanet Lane south of Van Horne and north of Elgin Street, Sudbury - Lane Closure and Declaration of Surplus Land

Presented To:	Planning Committee
Presented:	Monday, Oct 05, 2020
Report Date	Monday, Sep 14, 2020
Type:	Routine Management Reports

Resolution

THAT the City of Greater Sudbury close by by-law and declare surplus to the City's needs part of Romanet Lane, south of Van Horne and north of Elgin Street, Sudbury, legally described as PIN 73584-0917(LT), and offer the land for sale to the abutting owner(s) pursuant to the procedures governing the sale of limited marketability surplus land as outlined in Property By-law 2008-174, as outlined in the report entitled "Part of Romanet Lane south of Van Horne and north of Elgin Street, Sudbury - Lane Closure and Declaration of Surplus Land", from the General Manager of Corporate Services presented at the Planning Committee meeting on October 5, 2020.

Relationship to the Strategic Plan / Health Impact Assessment

This report refers to an operational matter.

Report Summary

This report will recommend that part of Romanet Lane, south of Van Horne and north of Elgin Street, Sudbury, be closed by by-law, declared surplus to the City's needs and offered for sale to the abutting owner(s).

Financial Implications

There are no financial implications associated with this report.

Signed By

Report Prepared By

Angela Roy
Property Administrator
Digitally Signed Sep 14, 20

Manager Review

Keith Forrester
Manager of Real Estate
Digitally Signed Sep 14, 20

Recommended by the Division

Shawn Turner
Director of Assets and Fleet Services
Digitally Signed Sep 14, 20

Financial Implications

Steve Facey
Manager of Financial Planning & Budgeting
Digitally Signed Sep 16, 20

Recommended by the Department

Kevin Fowke
General Manager of Corporate Services
Digitally Signed Sep 23, 20

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Sep 23, 20

Part of Romanet Lane south of Van Horne and north of Elgin Street, Sudbury – Lane Closure and Declaration of Surplus Land

Presented: October 5, 2020

Report Date: September 10, 2020

Background

The subject land measures 127 square metres (1,367 square feet) in size, is 6 metres wide (20 feet) and is zoned 'C6' – Downtown Commercial. The location of the lane is identified on the attached Schedule 'A'.

The City received a request, from an agent on behalf the abutting property owner, to purchase the subject land. The Applicant's Land is also identified on Schedule 'A'.

The proposal to close and declare surplus the lane was circulated to all City departments and outside agencies and the following comments were received:

- Infrastructure Capital Planning advised that there is a 300mm diameter storm sewer running under the lane and requested that a blanket easement be retained to protect the storm system;
- Bell Canada requested that an easement be granted prior to the sale of the lane to protect its existing facilities;
- Greater Sudbury Utilities Inc. requested that an easement be granted prior to the sale of the lane to protect its existing plant, including existing overhead guy and downguys/anchors; and
- Eastlink requested that an easement be granted prior to the sale of the lane to protect its existing fibre optic lines in lane.

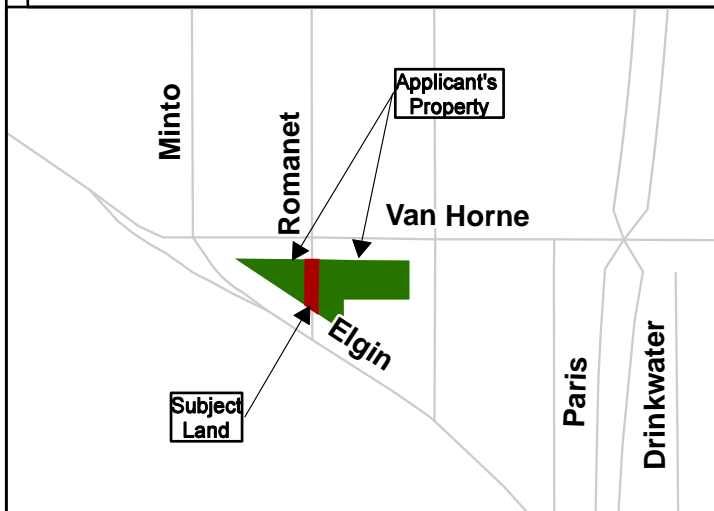
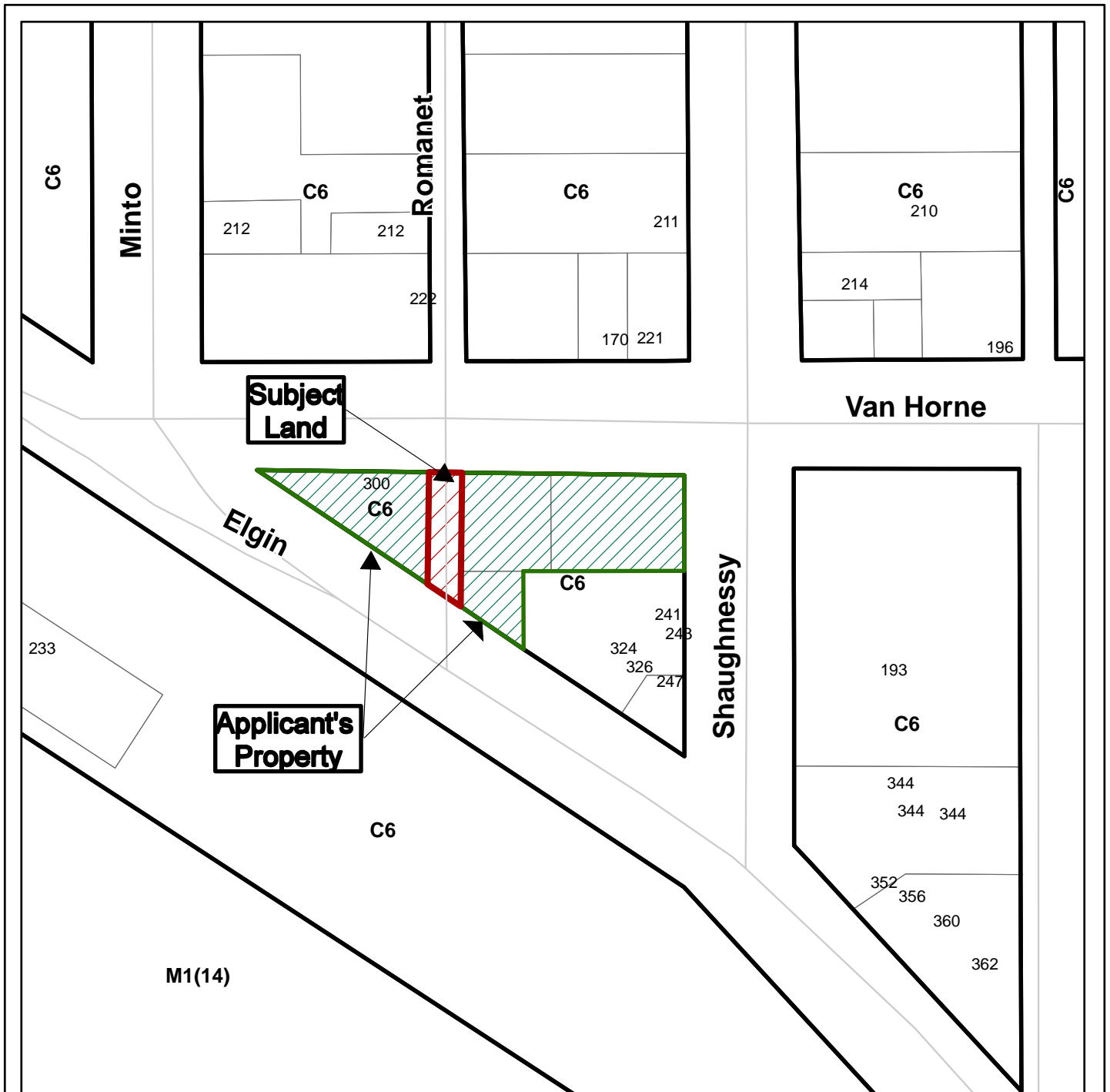
No further comments or objections were received.

Recommendation

It is recommended that part of Romanet Lane south of Van Horne and north of Elgin Street, Sudbury, be closed by by-law, declared surplus to the City's needs and offered for sale to the abutting owner(s).

If approved, a further report will follow with respect to the sale transaction. The by-law closing the lane will not be presented to Council until the sale of the lane has been approved by Council.

SCHEDULE 'A'



Laneway between Elgin and Van Horne
Sudbury



PIN 73584-0917,
Lane on Plan 2SA,
City of Sudbury

NTS

Date: 2020-07-15
82 of 89

Request for Decision

Part of Nottingham Avenue, Sudbury - Road Closure and Declaration of Surplus Land

Presented To:	Planning Committee
Presented:	Monday, Oct 05, 2020
Report Date	Monday, Sep 14, 2020
Type:	Routine Management Reports

Resolution

THAT the City of Greater Sudbury close by by-law and declare surplus to the City's needs part of Nottingham Avenue, Sudbury, and part of a one foot reserve legally described as part of PIN's 73576-0121 and 73576-0174(LT), being Parts 5, 7, 9 and 11 on Plan 53R-21176, and reconvey the land to the developer, as outlined in the report entitled "Part of Nottingham Avenue, Sudbury - Road Closure and Declaration of Surplus Land", from the General Manager of Corporate Services presented at the Planning Committee meeting on October 5, 2020.

Relationship to the Strategic Plan / Health Impact Assessment

This report refers to an operational matter.

Report Summary

This report will recommend that part of Nottingham Avenue, Sudbury, and part of a one foot reserve be closed by by-law, declared surplus to the City's needs and reconveyed to the developer.

Financial Implications

There are no financial implications associated with this report.

Signed By

Report Prepared By

Angela Roy
Property Administrator
Digitally Signed Sep 14, 20

Manager Review

Keith Forrester
Manager of Real Estate
Digitally Signed Sep 14, 20

Recommended by the Division

Shawn Turner
Director of Assets and Fleet Services
Digitally Signed Sep 14, 20

Financial Implications

Steve Facey
Manager of Financial Planning & Budgeting
Digitally Signed Sep 16, 20

Recommended by the Department

Kevin Fowke
General Manager of Corporate Services
Digitally Signed Sep 23, 20

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Sep 23, 20

Part of Nottingham Avenue, Sudbury – Road Closure and Declaration of Surplus Land

Presented: October 5, 2020

Report Date: September 10, 2020

Background

The subject lands measure approximately 116 square metres (1,249 square feet) in size and has a split zoning of 'FD' – Future Development and 'H49I(49)' – Holding Zone. The location of the lands are identified on the attached Schedule 'A'.

As part of the subdivision process, Nottingham Avenue, Sudbury was transferred to the City of Greater Sudbury for road purposes. There is currently an unopened cul-de-sac at the south end of the undeveloped road allowance and a one foot reserve. The developer has redesigned the cul-de-sac to include a larger turnaround for the road, and as a result, has requested that the City reconvey the subject lands to the developer. The location of the new turnaround is identified on the attached Schedule 'B'.

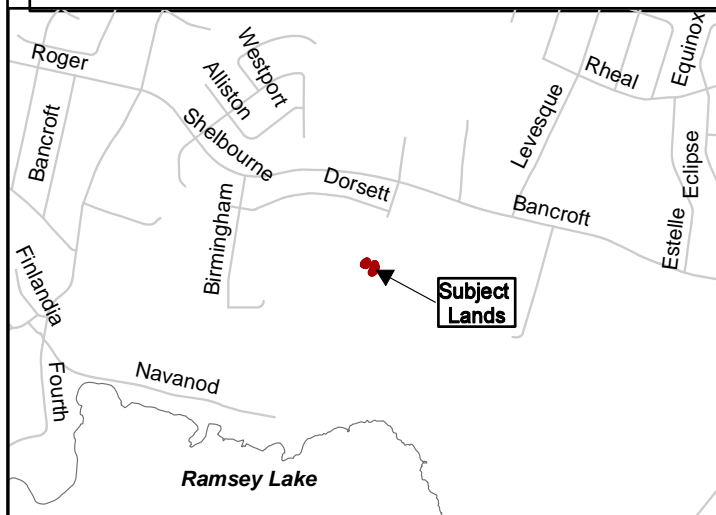
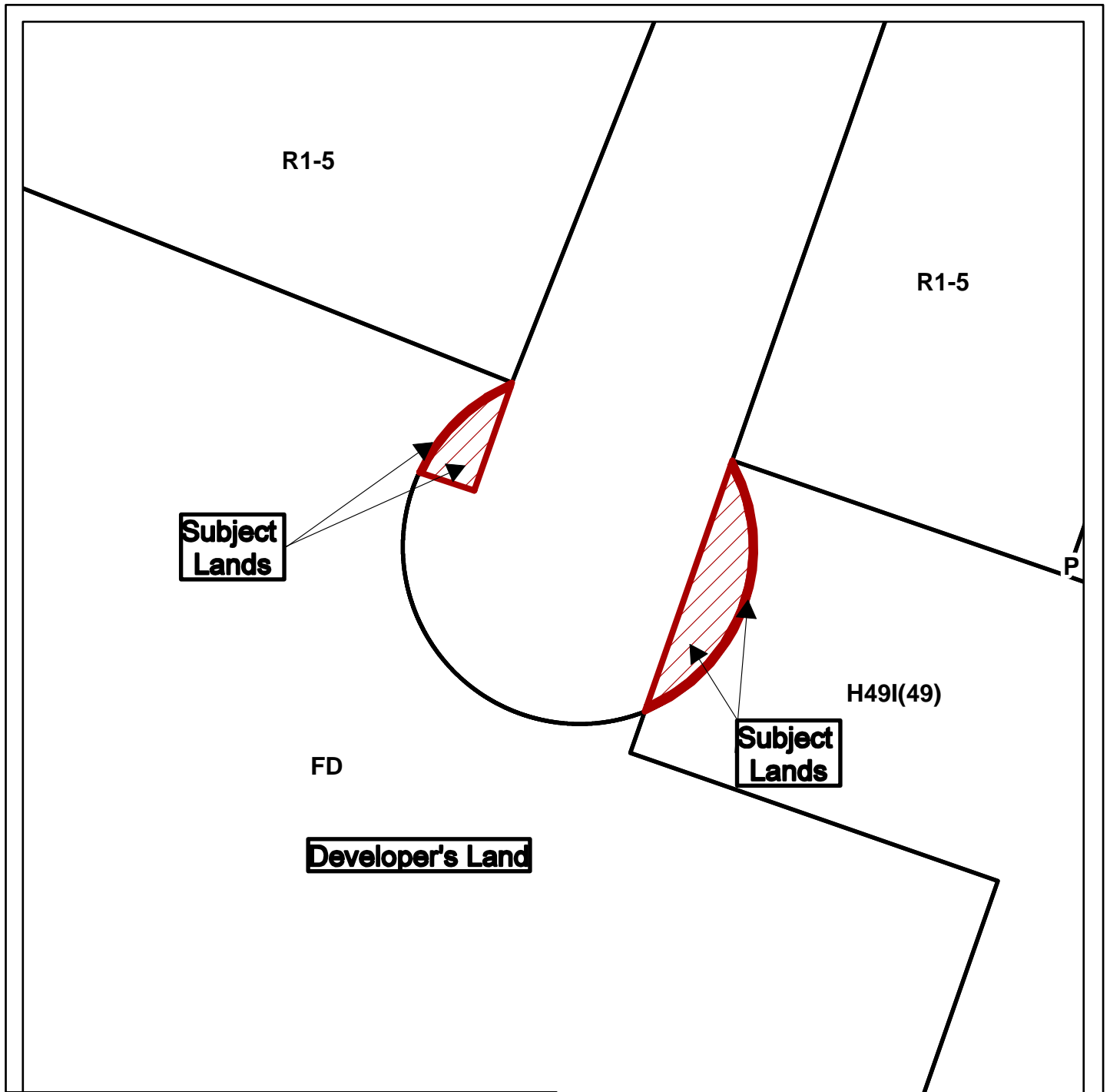
The proposal to close, declare surplus and reconvey the subject lands to the developer was circulated to all City departments and no objections were received.

Recommendation

It is recommended that part of Nottingham Avenue and part of the one foot reserve, be closed by by-law, declared surplus to the City's needs and reconveyed to the developer.

The new turnaround will be transferred to the City and will be dedicated as public road upon the registration of the next phase of their plan of subdivision.

SCHEDULE 'A'



**Part of Nottingham Avenue
and Part of One Foot Reserve**



Part of PIN's 73576-0121 and 73576-0174,
being Parts 5, 7, 9, and 11 on Plan 53R-21176,
City of Greater Sudbury

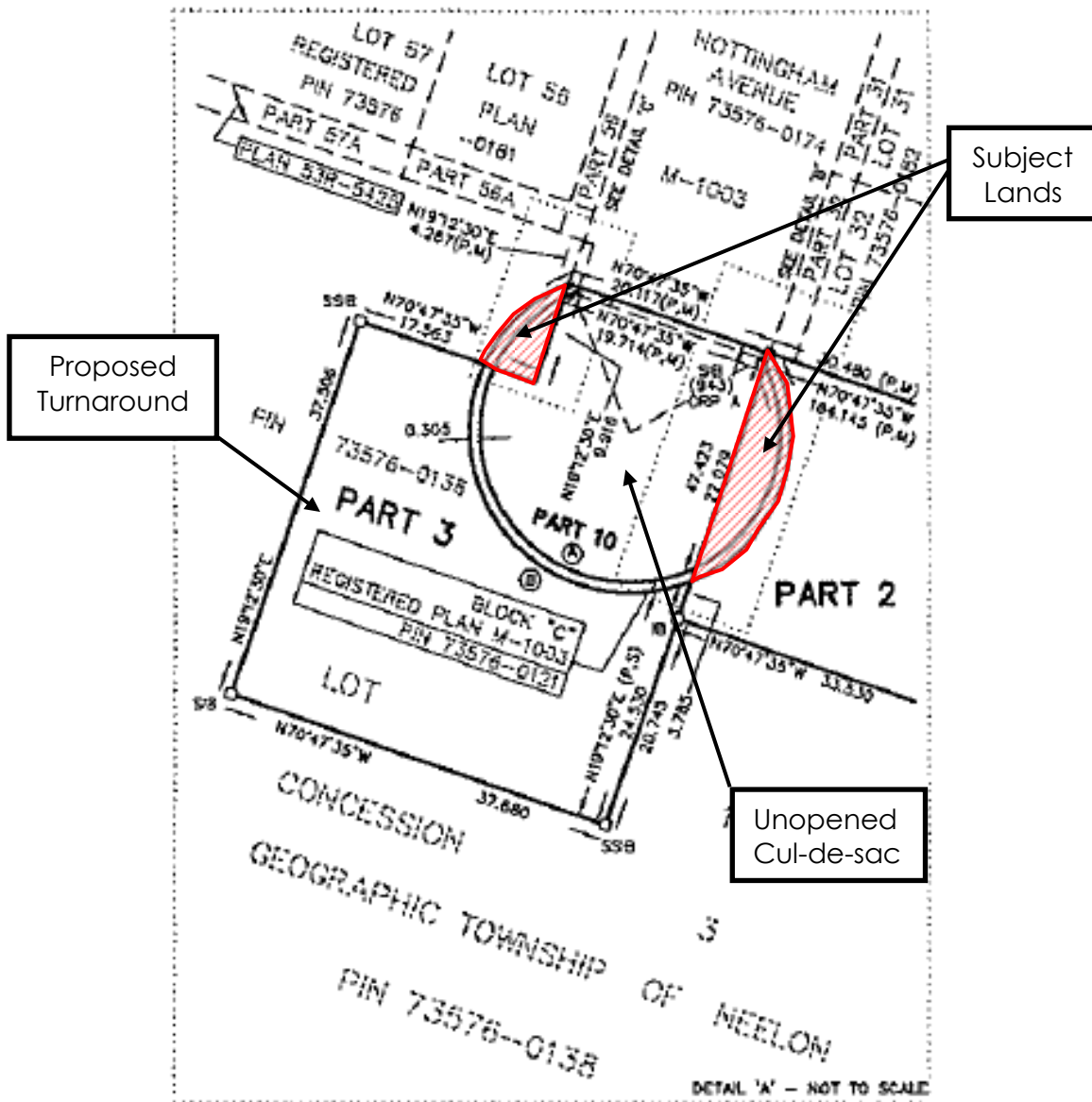
NTS

Date: 2020-07-22
85 of 89

SCHEDULE 'B'

RE: Part of Nottingham Avenue, Sudbury
Road Closure and Declaration of Surplus Land

Excerpt from Plan 53R-21176



Request for Decision

Deeming By-law for Lot 8 & 9, Plan M-38, 0 & 477 Kirkwood Drive

Presented To:	Planning Committee
Presented:	Monday, Oct 05, 2020
Report Date	Friday, Sep 11, 2020
Type:	Routine Management Reports

Resolution

THAT the City of Greater Sudbury approves designating Lot 8 & Lot 9, Plan M-38 as being deemed not to be part of a registered plan for the purposes of Section 50(3) of the Planning Act, as outlined in the report entitled “Deeming By-law”, from the General Manager of Growth and Infrastructure presented at the Planning Committee meeting on October 5, 2020;

AND THAT staff be directed to prepare a by-law for Council to enact deeming Lot 8 & Lot 9, Plan M-38 not to be part of a plan of subdivision for the purposes of Subsection 50(3) of the Planning Act.

Relationship to the Strategic Plan / Health Impact Assessment

The designation of part of a Registered Plan to be deemed not to be a registered plan for the purposes of Section 50(3) of the Planning Act is an operational matter under the Planning Act.

Report Summary

Staff are recommending that Lot 8 & Lot 9, Plan M-38 be deemed to not be part of a registered plan of subdivision as a means of consolidating the lots and preventing the transfer of the individual lots as a single detached dwelling and septic system are proposed to be constructed across the lot lines.

Financial Implications

There are no financial implications associated with this report.

Signed By

Report Prepared By

Wendy Kaufman
Senior Planner
Digitally Signed Sep 11, 20

Manager Review

Alex Singbush
Manager of Development Approvals
Digitally Signed Sep 11, 20

Financial Implications

Steve Facey
Manager of Financial Planning & Budgeting
Digitally Signed Sep 16, 20

Recommended by the Department

Tony Cecutti
General Manager of Growth and Infrastructure
Digitally Signed Sep 22, 20

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Sep 23, 20

Title: Deeming By-law for Lot 8 & Lot 9, Plan M-38, 0 & 477 Kirkwood Drive

Date: September 8, 2020

STAFF REPORT

Location:

Part of Lot 7, Lot 8 & Lot 9, Plan M-38, 0 & 477 Kirkwood Drive, in Sudbury.

Background:

Section 50(4) of the Planning Act provides that the council of a local municipality may, by by-law, designate any plan of subdivision that has been registered for 8 years or more not to be a registered plan for the purposes of Section 50(3) of the Planning Act. Plan M-38 was registered on July 2, 1904. Subsection 50(3) of the Planning Act contains the subdivision control provisions preventing the transfer of land unless the land is within a plan of subdivision along with other restrictions and requirements.

The subject lands are designated Living Area 1 in the Official Plan and are zoned "R1-3", Low Density Residential One. Part of Lot 7 and Lot 8, Plan M-38 are known as 477 Kirkwood. Lot 9 is currently vacant and is known as 0 Kirkwood. There is a single detached dwelling and a garage on Part of Lot 7 and Lot 8, which was constructed in 1940. The owner has made an application to demolish the existing single detached dwelling and detached garage on Part of Lot 7 and Lot 8 (Permit #B19-2024). They have also submitted a permit to construct a single detached dwelling (Permit #B20-1282), and the accompanying new septic system will be located on Lot 9. Building Services has advised that the proposed site layout may not meet the zoning provisions for the R1-3 zone, and the owner may choose to seek relief through the minor variance process.

In the past when a development project proposed to cross lot lines, a lot consolidation agreement had been entered into between the property owner and the City, which has been registered, on title. The Registry Office, however, is no longer agreeable to the registering of these types of agreements on title.

In order to consolidate the land ownership and prevent the individual transfer of any of the lots, it is recommended that a by-law be enacted by Council deeming Lot 8 & Lot 9, Plan M-38 not to be a registered plan for the purposes of Section 50(3) of the Planning Act. The deeming by-law would be forwarded to the Registry Office, and would appear on title to the property and would prevent the transfer of the lots individually. The lots could only be transferred together as long as the deeming by-law remains in place. The portion of 477 Kirkwood which is known as Part of Lot 7, Plan M-38 cannot be included in the deeming by-law given it is not a full lot on a plan of subdivision.

Staff has received an acknowledgement from the owner that they understand the implications of the deeming by-law and agree with the lots being deemed for the purposes of Section 50(3) of the Planning Act.

**SUBJECT
PROPERTY**

Ramsey Lake

934

531

521

511

680

501

491

R1-3

477

467

455

445

439

427

LOT 3
CON 3

LOT 2
CON 3

940

Roderick

R1-3

R1-3

937

Kirkwood

**SUBJECT
PROPERTY**

Ramsey Lake

Kirkwood

Elliott

Algoma Hospital

Bedford

Lake Point

Dixon

Ramsey Lake

Bethel Lake

Growth and Infrastructure Department



Subject Property being PINs 73581-0215 & 73581-0271, Part of Lot 7, 8 & 9, Plan M-38, Parcel 23848, Lot 2, Concession 3, Township of McKim, 0 & 477 Kirkwood Drive, Sudbury, City of Greater Sudbury

NTS
Sketch 1

Date: 2020 09 04