

Joanette Road, Chelmsford

Presented To:	Planning Committee
Meeting Date:	September 13, 2021
Type:	Routine Management Reports
Prepared by:	Mauro Manzon Planning Services
Recommended by:	General Manager of Growth and Infrastructure
File Number:	751-5/19-2 & 701-5/19-1

Report Summary

This report provides a recommendation regarding a request for extension of conditional approval of Official Plan Amendment application File #701-5/19-1 and rezoning application File #751-5/19-2, Joanette Road, Chelmsford – Nickel Belt Boom Truck Ltd.

Resolution

THAT the City of Greater Sudbury approves the extension of Official Plan Amendment application File # 701-5/19-1 and rezoning application File # 751-5/19-2 by Nickel Belt Boom Truck Ltd. on lands described as Part of PIN 73350-0593 in Lot 4, Concession 2, Township of Balfour, for a period of six (6) months to January 9, 2022, as outlined in the report entitled “Joanette Road, Chelmsford”, from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on September 13, 2021.

Relationship to the Strategic Plan, Health Impact Assessment and Community Energy & Emissions Plan (CEEP)

The request to extend the conditional OPA and rezoning approvals is an operational matter under the Planning Act to which the City is responding. The proposal is consistent with the goals and objectives of the Strategic Plan by supporting business retention and growth within the community, as the applications will permit the expansion of the owner’s retail operations. There is no conflict with the Community Energy & Emissions Plan.

Financial Implications

If approved, there will not be any development charges as there are no planned additions to any building. Any change in taxation is unknown at this time as rezoning may increase the assessment value based on the change in the zoning.

Report Overview

The owner has requested an extension to the conditional approvals of Official Plan Amendment application File # 701-5/19-1 and rezoning application File # 751-5/19-2 for a period of six (6) months to January 9, 2022. The applications were submitted in 2019 in order to permit the expansion of a recreation vehicle sales and service establishment onto abutting lands under the same ownership. Planning Staff are recommending approval of the extension.

Staff Report

Applicant:

Nickel Belt Boom Truck Ltd.

Location:

Part of PIN 73350-0593 in Lot 4, Concession 2, Township of Balfour (Joanette Road, Chelmsford)

Application:

1. To amend the City of Greater Sudbury Official Plan in order to provide a site-specific exception from the policies of Section 5.2.5 concerning Rural Industrial/Commercial uses in Rural Areas;
2. To amend By law 2010-100Z being the City of Greater Sudbury Zoning By-law from "RU", Rural to "RU(4)", Rural Special.

Proposal:

Applications for Official Plan Amendment and rezoning were submitted in 2019 in order to permit the expansion of a recreation vehicle sales and service establishment onto abutting lands under the same ownership. The expanded use would encompass the outdoor display and sales of recreation vehicles, as well as the parking and storage of recreation vehicles as an accessory use. No new buildings are proposed.

Background:

The following recommendations PL2019-81 and PL2019-82 were passed by Planning Committee on June 24, 2019 and ratified by City Council on July 9, 2021:

PL2019-81 (OPA)

THAT the City of Greater Sudbury approves the application by Nickel Belt Boom Truck Ltd. To amend the City of Greater Sudbury Official Plan to provide a site-specific exception to the policies of Section 5.2.5 concerning Rural Industrial/Commercial uses in Rural Areas in order to permit the expansion of a recreation vehicle sales and service establishment on lands described as Part of PIN 73350-0593 in Lot 4, Concession 2, Township of Balfour, as outlined in the report entitled "Nickel Belt Boom Truck Ltd.", from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 24, 2019, subject to the following conditions:

1. That the Official Plan Amendment be enacted concurrently with the zoning amendment;
2. Conditional approval shall lapse on July 9, 2021 unless Condition 1 above has been met or an extension has been granted by Council.

PL2019-82 (rezoning)

THAT the City of Greater Sudbury approves the application by Nickel Belt Boom Truck Ltd. to amend Zoning By-law 2010-100Z by changing the zoning classification from "RU", Rural to a revised "RU(4)", Rural Special on lands described as Part of PIN 73350-0593 in Lot 4, Concession 2, Township of Balfour, as outlined in the report entitled "Nickel Belt Boom Truck Ltd." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 24, 2019, subject to the following conditions:

1. That prior to the adoption of the amending by-law, the owner shall address the following conditions:
 - i) Provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to enable the preparation of an amending zoning by-law;
 - ii) Remove the shipping containers from the property to the satisfaction of the Director of Planning Services; and,
 - iii) Amend the Site Plan Control Agreement with the City to include the subject lands.

2. That the RU(4) special zoning be amended by applying the following site-specific provisions to the lands to be rezoned;
 - i) The only permitted uses shall be the outdoor display and sales of recreation vehicles and the accessory outdoor storage of recreation vehicles;
 - ii) An opaque fence with a minimum height of 2.2 metres shall not be required for the accessory outdoor storage of recreation vehicles;
 - iii) A natural vegetative buffer shall be maintained as follows:
 - a) A minimum 14 metre-wide buffer abutting the rear lot lines of Parts 1 and 2, Plan SR-3123;
 - b) A minimum 30 metre-wide buffer abutting the rear lots lines of Parts 3 to 8, Plan SR-3123;
 - iv) A planting strip with a minimum depth of 5 metres shall be provided along the southerly interior side lot line abutting Part 1, Plan SR-3123;
 - v) For the purposes of this by-law, the accessory outdoor storage of recreation vehicles shall be defined as follows:

"An outdoor area that is provided for the parking and storage of recreation vehicles for remuneration, but does not include a camping ground or facilities for the disposal of recreation vehicle wastewater."

3. Conditional approval shall lapse on July 9, 2021 unless Condition 1 above has been met or an extension has been granted by Council.

To date, the owner's surveyor provided a preliminary survey plan for review in September 2019. A final plan of survey has yet to be submitted. All other conditions remain outstanding. However, the owner advised that the site plan application will be submitted shortly including the required supporting information.

Planning considerations:

The amending by-law will extend the RU(4) special zoning onto the subject lands, to include site-specific provisions addressing the outdoor display and accessory outdoor storage of recreation vehicles. Enhanced screening and buffering are required where the subject lands abut low density housing on Joannette Road.

The site-specific zoning provisions will be implemented through an amendment to the existing Site Plan Control Agreement, which is currently applied to the retail operation and repair shop located at 401 Joannette Road. A pre-consultation for the site plan amendment application took place on February 5, 2020. A Pre-

consultation Understanding was subsequently provided to the proponents on February 14, 2020.

Prior to submitting the request for extension, the owner advised that progress has been made on the documentation required for the site plan submission, including the traffic analysis required by the Ministry of Transportation. As a result, the site plan application was expected to be submitted shortly. The owner advised that six (6) months is sufficient time to finalize the amendment.

Based on the above considerations, staff recommend that the OPA and rezoning approvals be extended for an additional six (6) months as per the owner's request.