No. 382-93. A BY-LAW

To amend By-law No. 438-86 respecting certain lands on the north side of Yorkville Avenue and south side of Scotlard Street.

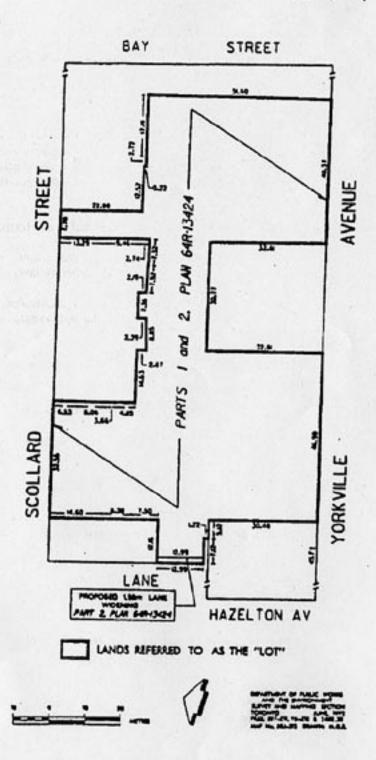
WHEREAS the Ontario Municipal Board granted an appeal pursuant to Section 34(11) of the Planning Act, R.S.O. 1990, P.13;

THEREFORE

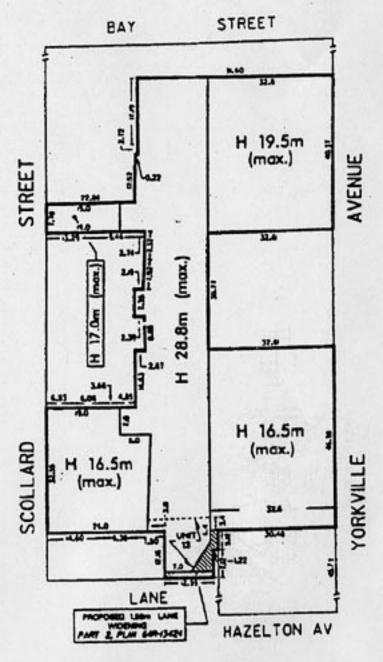
- None of the provisions of Sections 4(2), 8(3) Part I 3(a)(iv)(iii) and 8(3) Part II 1(iii) of By-law No. 438-86, being "A By-law To Regulate the use of land and the erection, use, bulk, height, spacing of and other matters relating to buildings and structures and to prohibit certain uses of lands and the erection and use of certain buildings and structures in various areas of the City of Toronto", shall apply to prevent the erection and use of a mixed use building on the lot provided:
 - (1) the lot comprises at least the lands shown on Plan 1 attached to and forming part of this by-law;
 - (2) no part of the building, above grade, is located otherwise than wholly within the area outlined by a heavy line on Plan 2 attached to and forming part of this by-law;
 - (3) the heights including all rooftop elements, structures and enclosures, above grade, of such building does not exceed the height shown on Plan 2 attached hereto;
 - (4) the building contains not more than 13 dwelling units;
 - (5) the residential gross floor area of such building does not exceed 4,162 square metres;
 - (6) the non-residential gross floor area of such building does not exceed 15,821 square metres;
 - (7) an underground parking facility is provided and maintained on the lot containing not more than 322 parking spaces of which:
 - at least 16 parking spaces are provided and maintained for the occupants of the residential portion of the building;
 - 92 parking spaces are provided and maintained for the occupants of the nonresidential portion of the building; and
 - in addition to the requirements of the preceding paragraphs (a) and (b), not more than 214 parking spaces are provided and maintained for the use of the general public;
 - (8) the main window of the living area of the portion of the building shown as Unit 13 on Plan 2 attached hereto is located no closer than 2.6 metres to a lot line.
 - Except where otherwise provided in this by-law, the definition of the words "lot" and "grade" and of the
 expressions mixed-use building", "dwelling unit", "residential gross floor area", "non-residential gross floor area"
 and "parking space" contained in the aforesaid By-law No. 438-86 shall respectively apply to such words and
 expressions where used in this by-law.

PURSUANT TO THE ONTARIO MUNICIPAL BOARD ORDER DATED MAY 17, 1993 AND ENTERED JUNE 25, 1993.

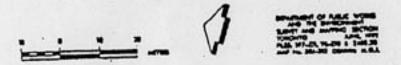
PLAN 1

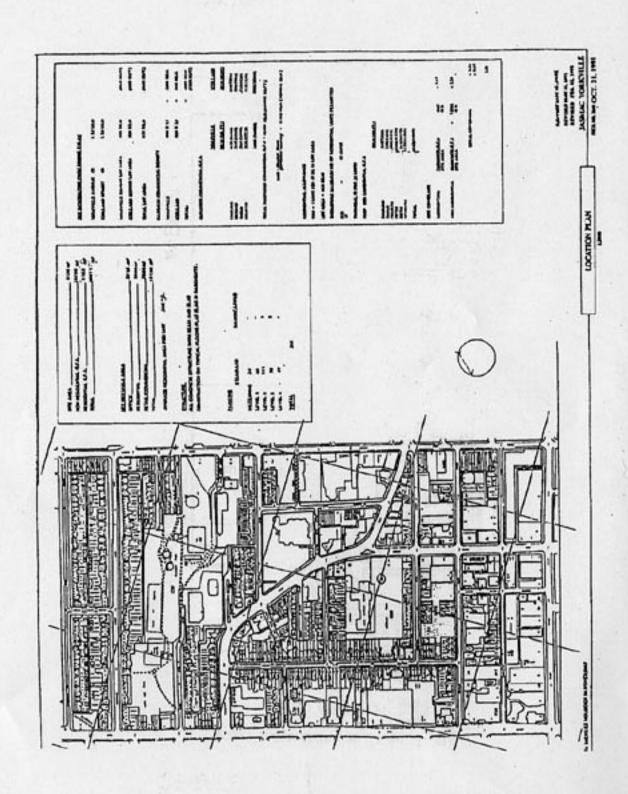


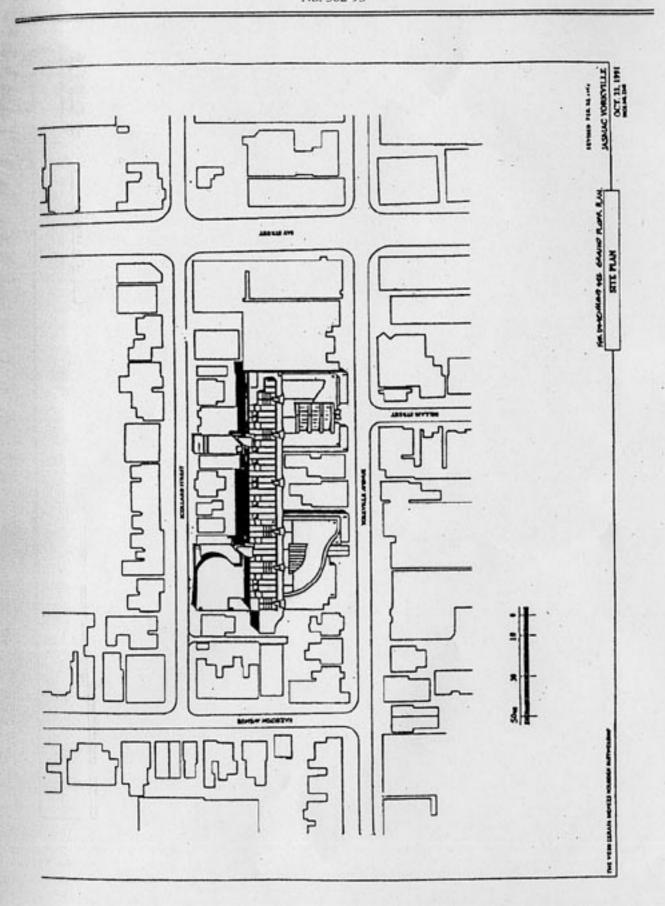
PLAN 2

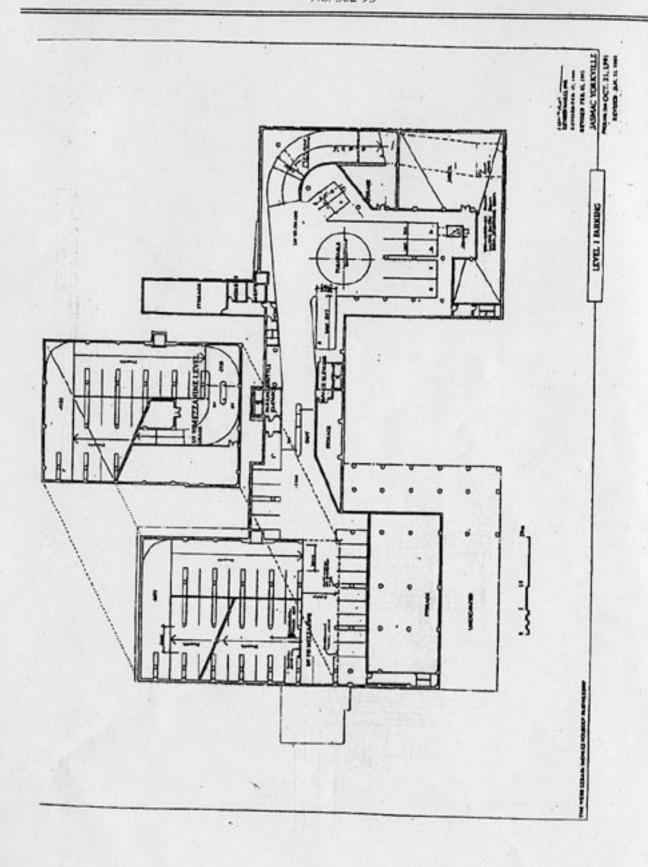


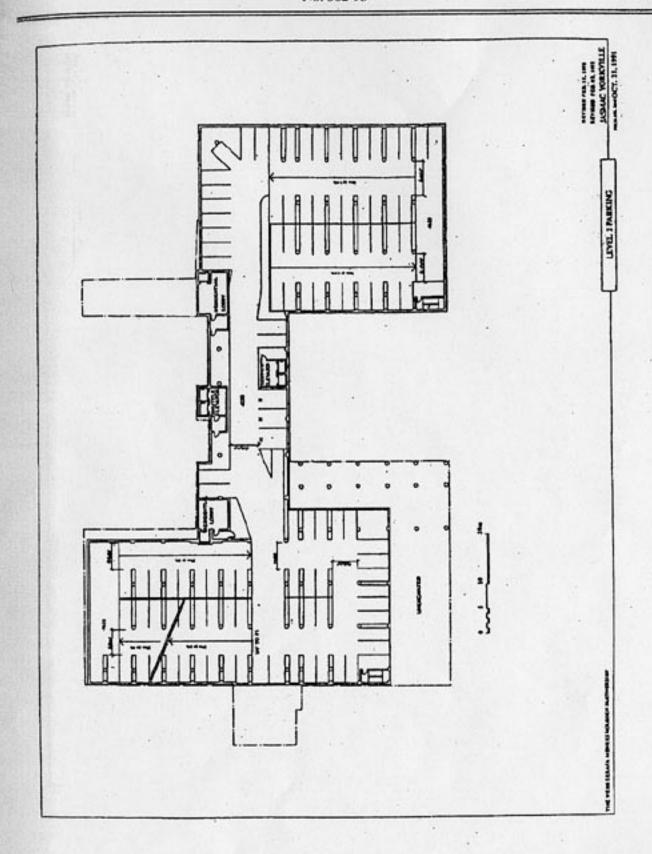
H: DENOTES HEIGHT IN METRES ABOVE GRADE

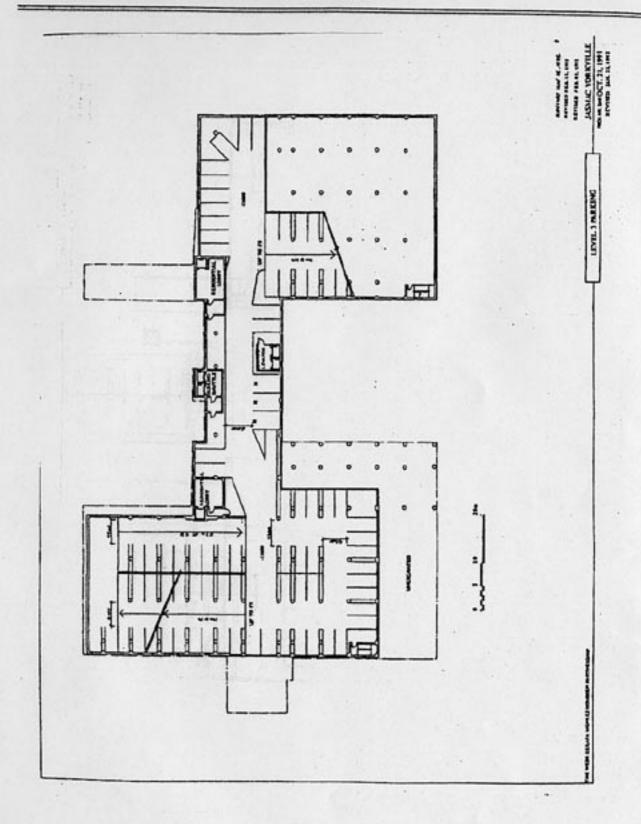


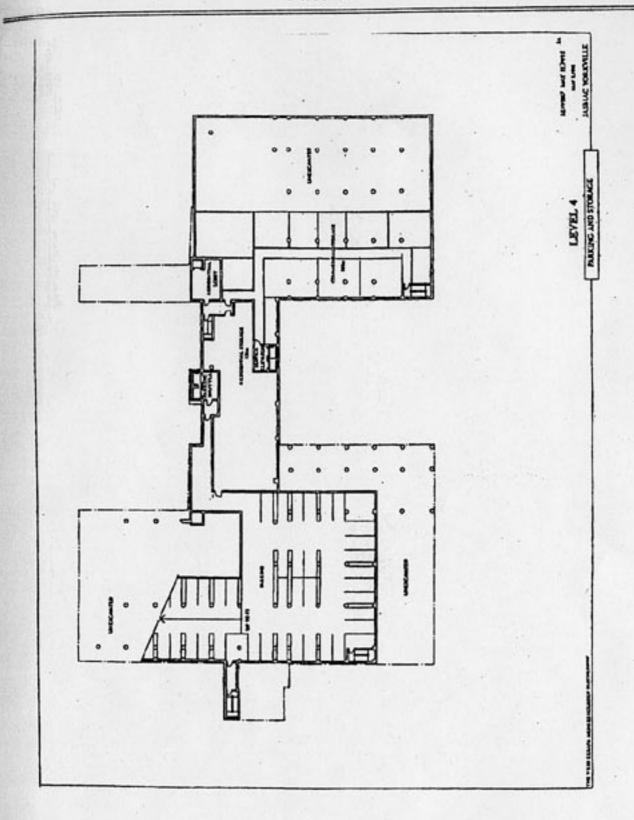


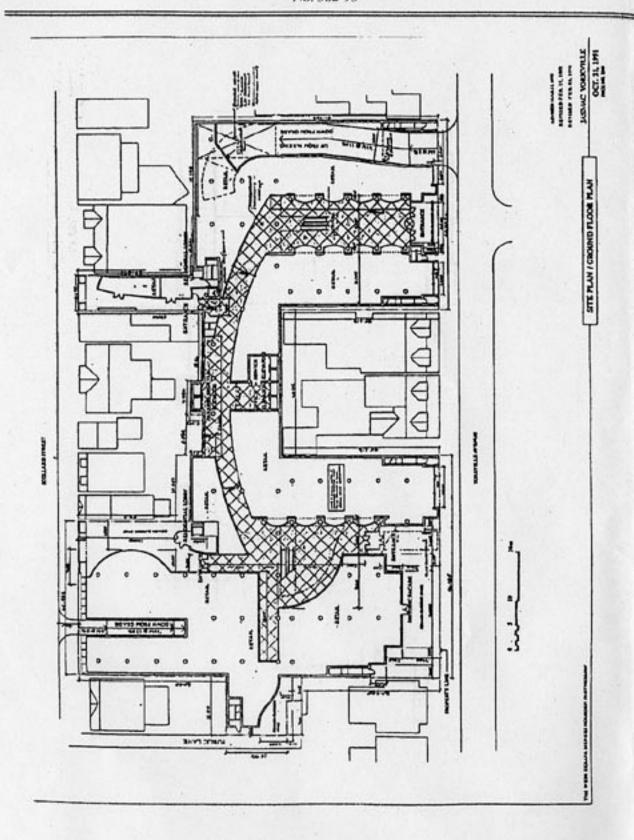


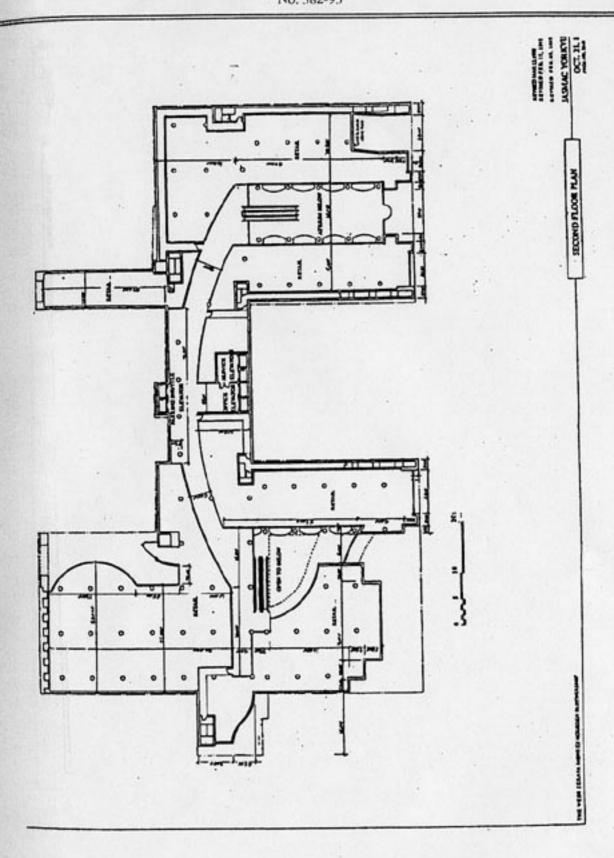


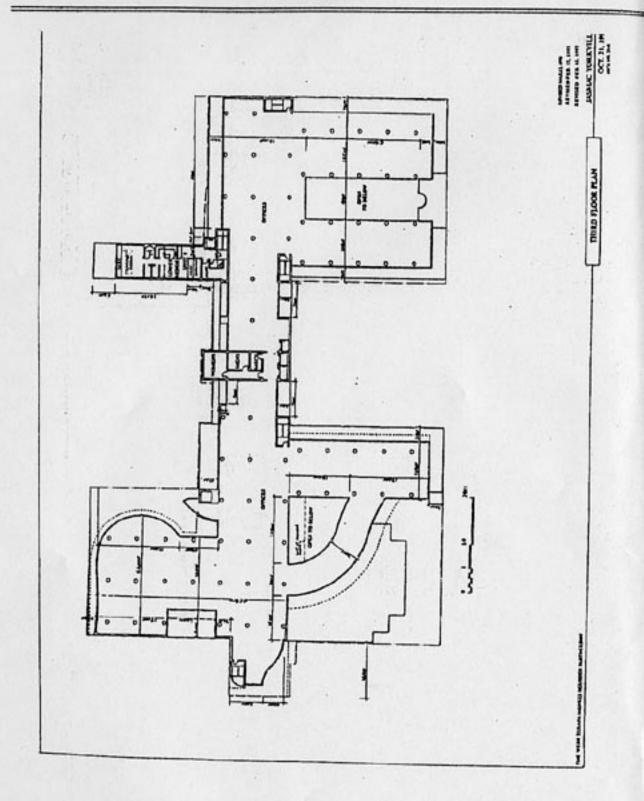


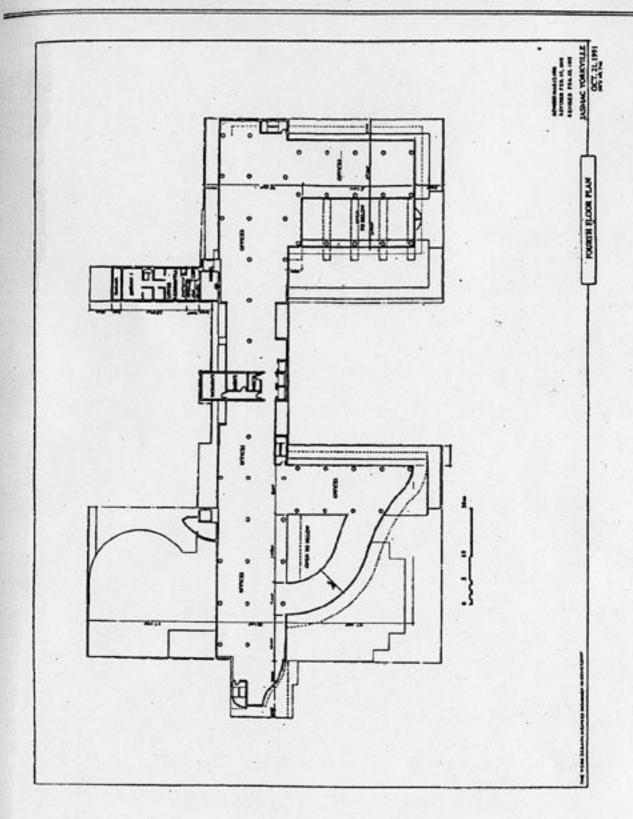


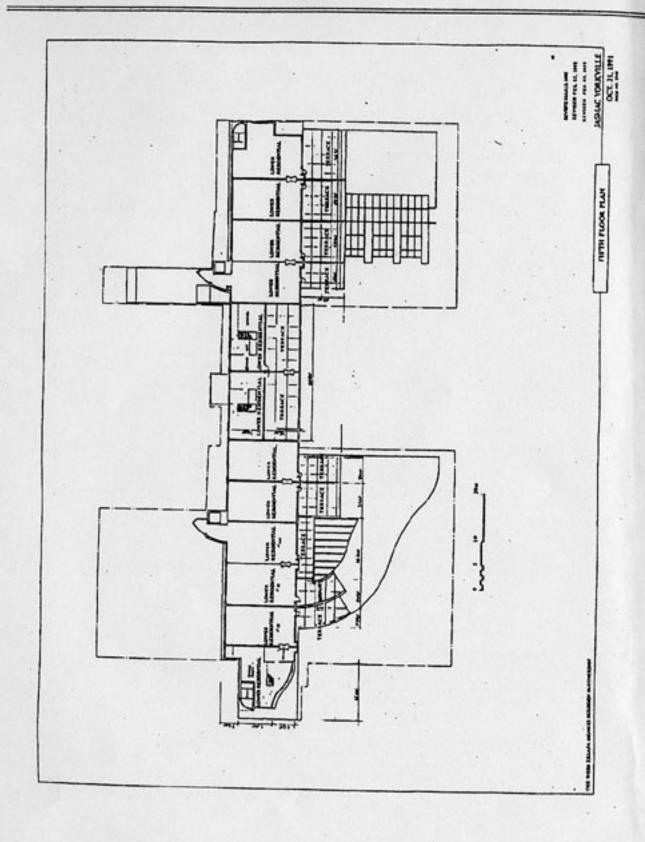


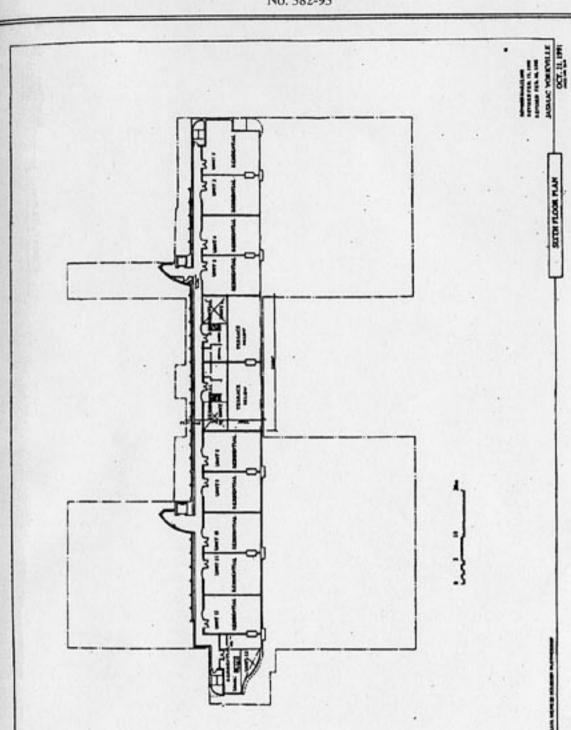


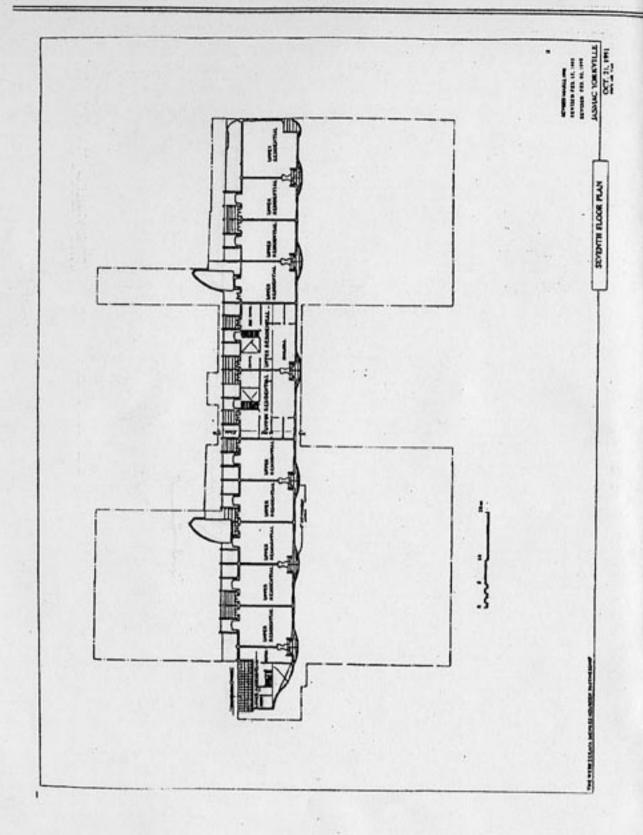












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