# CD-1 (480)

3003 East 22nd Avenue By-law No. 9982

(Being a By-law to Amend By-law 3575, being the Zoning and Development By-law)

Effective January 19, 2010

## 1 Zoning District Plan amendment

This By-law amends the Zoning District Plan attached as Schedule D to By-law No. 3575, and amends or substitutes the boundaries and districts shown on it, according to the amendments, substitutions, explanatory legends, notations, and references shown on the plan marginally numbered Z-617(a) attached as Schedule A to this By-law, and incorporates Schedule A into Schedule D to By-law No. 3575.

#### 2 Uses

- 2.1 The description of the area shown within the heavy black outline on Schedule A is CD-1 (480).
- Subject to approval by Council of the form of development, to all conditions, guidelines and policies adopted by Council, and to the conditions set out in this By-law or in a development permit, the only uses permitted within CD-1 (480) and the only uses for which the Director of Planning or Development Permit Board will issue development permits are:
  - (a) Institutional Uses, limited to Public Authority Use but only as a Fire Hall; and
  - (b) Accessory Uses customarily ancillary to a Fire Hall including fire prevention offices and community room uses.

#### 3 Density

- 3.1 Computation of floor area must assume that the site consists of 1 127.1 m<sup>2</sup>, being the site size at the time of the application for the rezoning evidenced by this By-law, and before any dedications.
- **3.2** The floor space ratio must not exceed 1.0.
- **3.3** Computation of floor space ratio must include:
  - (a) all floors, including earthen floor, measured to the extreme outer limits of the building; and
  - (b) stairways, fire escapes, elevator shafts, and other features which the Director of Planning considers similar, measured by their gross cross-sectional areas and included in the measurements for each floor at which they are located.
- **3.4** Computation of floor space ratio must exclude:
  - (a) open balconies or sundecks and any other appurtenances which, in the opinion of the Director of Planning, are similar to the foregoing, except that the total area of all exclusions must not exceed 8% of the permitted residential floor area;
  - (b) patios and roof gardens if the Director of Planning first approves the design of sunroofs and walls:
  - (c) the floors or portions of floors used for off-street parking and loading, the taking on or discharging of passengers, bicycle storage, heating and mechanical equipment, or uses which, in the opinion of the Director of Planning, are similar to the foregoing, which are at or below the base surface except that the exclusion for a parking space must not exceed 7.3 m in length for the purpose of exclusion from floor space ratio computation;
  - (d) areas of undeveloped floors located:
    - (i) above the highest storey or half-storey and to which there is no permanent means of access other than a hatch, or
    - (ii) adjacent to a storey or half-storey with a ceiling height of less than 1.2 m;
  - (e) floors located at or below finished grade with a ceiling height of less than 1.2 m;
  - (f) covered verandas or porches if:
    - (i) they face a street or rear property line,
    - (ii) that portion facing the street or rear property line is open or protected by partial walls or guard rails, the height of which must not exceed the minimum specified in the Building By-law, and
    - (iii) the total area of such exclusions does not exceed 5% of the permitted floor area;

- (g) where a Building Envelope Professional as defined in the Building By-law has recommended exterior walls greater than 152 mm in thickness, the area of the walls exceeding 152 mm, but to a maximum exclusion of 152 mm thickness; and
- (h) with respect to exterior:
  - (i) wood frame construction walls greater than 152 mm thick that accommodate RSI 3.85 (R-22) insulation, or
  - (ii) walls other than wood frame construction greater than 152 mm thick that meet the standard RSI 2.67 (R-15),

the area of such walls that exceeds 152 mm to a maximum exclusion of 51 mm of thickness for wood frame construction walls and 127 mm of thickness for other walls, except that this clause is not to apply to walls in existence before January 20, 2009. A registered professional must verify that any wall referred to in this section meets the standards set out therein.

## 4 Building height

The building height, measured from the base surface, must not exceed:

- (a) 19 m for the existing hose tower on the fire hall;
- (b) 14.9 m or three storeys for the existing fire hall and new hose tower; and
- (c) 7.5 m or 1 storey for the truck apparatus bays.

#### 5 Parking and bicycle spaces

Any development or use of the site requires the provision and maintenance, in accordance with the requirements of, and relaxations, exemptions and mixed use reductions in, the Parking By-law, of off-street parking spaces and bicycle spaces, all as defined under the Parking By-law, except that there must be nine underground parking spaces and eight bicycle spaces unless an amendment to the Parking By-law results in lesser parking requirements in which case the lesser parking requirements are to apply.

#### 6 Severability

A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.

#### 7 Force and effect

This By-law is to come into force and take effect on the date of its enactment.

ENACTED by Council this 19th day of January, 2010.

