

Public Notice

Committee of Adjustment

APPLICATION # A-2022-0371 WARD #6

DEFERRED APPLICATION FOR MINOR VARIANCE

WHEREAS an **amended** application for minor variance has been made by **MOHAMMED FASIULLAH MASOOD AND MUMTAZ SHABANA MOHAMMED** under Section 45 of the <u>Planning Act</u>, (R.S.O. 1990 c.P.13) for relief from **By-law 270-2004**;

AND WHEREAS the property involved in this application is described as Lot 90, Plan 43M-1878 municipally known as **14 DUBLIN ROAD,** Brampton;

AND WHEREAS the applicants are requesting the following variance(s):

- 1. To permit a below grade entrance between the main wall of the dwelling and the flankage lot line whereas the by-law does not permit a below grade entrance between the main wall of the dwelling and the flankage lot line;
- 2. To permit an exterior side yard setback of 2.72 (8.92 ft.) to a below grade entrance whereas the by-law requires a minimum exterior side yard setback of 3.0m (9.84 ft.).

OTHER PLANNING APPLICATIONS:

The land which is subject of this application is the subject of an application under the Planning Act for:

 Plan of Subdivision:
 NO
 File Number:

 Application for Consent:
 NO
 File Number:

The Committee of Adjustment has appointed TUESDAY, May 30, 2023 at 9:00 A.M. by electronic meeting broadcast from the Council Chambers, 4th Floor, City Hall, 2 Wellington Street West, Brampton, for the purpose of hearing all parties interested in supporting or opposing these applications.

This notice is sent to you because you are either the applicant, a representative/agent of the applicant, a person having an interest in the property or an owner of a neighbouring property. **OWNERS ARE REQUESTED TO ENSURE THAT THEIR TENANTS ARE NOTIFIED OF THIS APPLICATION. THIS NOTICE IS TO BE POSTED BY THE OWNER OF ANY LAND THAT CONTAINS SEVEN OR MORE RESIDENTIAL UNITS IN A LOCATION THAT IS VISIBLE TO ALL OF THE RESIDENTS.** If you are not the applicant and you do not participate in the hearing, the Committee may proceed in your absence, and you will not be entitled to any further notice in the proceedings. WRITTEN SUBMISSIONS MAY BE SENT TO THE SECRETARY-TREASURER AT THE ADDRESS OR FAX NUMBER LISTED BELOW.

IF YOU WISH TO BE NOTIFIED OF THE DECISION OF THE COMMITTEE OF ADJUSTMENT IN RESPECT OF THIS APPLICATION, YOU MUST SUBMIT A WRITTEN REQUEST TO THE COMMITTEE OF

ADJUSTMENT. This will also entitle you to be advised of an Ontario Land Tribunal hearing. Even if you are the successful party, you should request a copy of the decision since the Committee of Adjustment decision may be appealed to the Ontario Land Tribunal by the applicant, the Minister, a specified person or a public body.

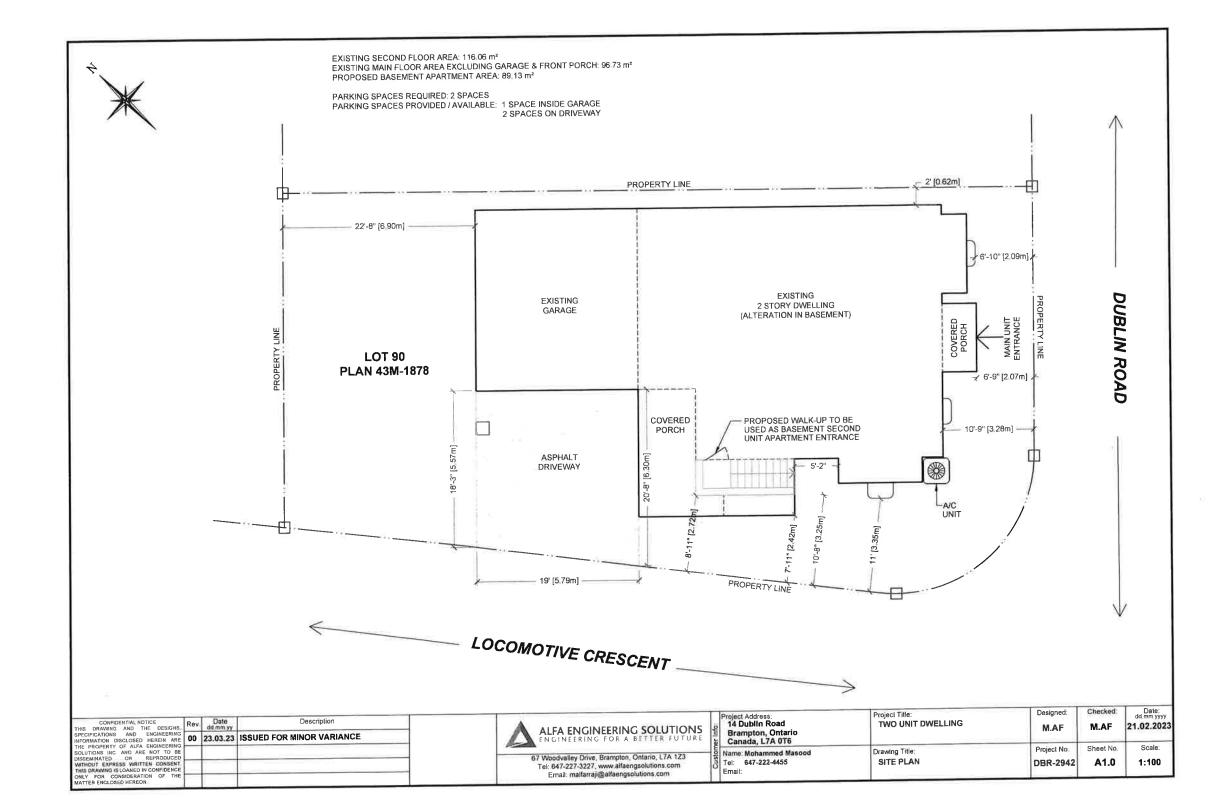
RULES OF PROCEDURE OF THIS COMMITTEE REQUIRE REPRESENTATION OF THE APPLICATION AT THE HEARING, OTHERWISE THE APPLICATION SHALL BE DEFERRED.

PLEASE SEE ATTACHED PARTICIPATION PROCEDURES REQUIRED DURING THE COVID-19 PANDEMIC

DATED at Brampton Ontario, this 18th Day of May, 2023.

Comments may be sent to and more information about this matter may be obtained between 8:30 a.m. to 4:30 p.m. Monday - Friday from:

Jeanie Myers, Secretary-Treasurer Committee of Adjustment, City Clerk's Office, Brampton City Hall, 2 Wellington Street West, Brampton, Ontario L6Y 4R2 Phone: (905)874-2117 Fax: (905)874-2119 jeanie.myers@brampton.ca





Under the authority of the Emergency *Management and Civil Protection Act* and the *Municipal Act, 2001*, City Council approved Committee Meetings to be held electronically and/or as a hybrid meeting (both inperson and electronically).

Electronic/Hybrid Hearing Procedures How to get involved in the Hybrid Hearing

As the pandemic has waned, Brampton City Hall is currently lifting in-person attendance restrictions due to the COVID pandemic. In-person attendance at Committee of Adjustment Hearings is now available at this time, along with a virtual participation option. Brampton City Council and its Committees will continue to meet electronically and in-person. For the **May 30, 2023** hearing, the Committee of Adjustment will conduct its meeting with concurrent electronic and in-person attendance.

How to Participate in the Hearing:

All written comments (by mail or email) must be received by the Secretary-Treasurer no later than **4:30 pm**, **Thursday, May 25, 2023**.

- Advance registration for applicants, agents and other interested persons is required by one or two options;
 - Participate remotely in the electronic hearing using a computer, smartphone or tablet by emailing the Secretary–Treasurer at <u>cityclerksoffice@brampton.ca</u> or jeanie.myers@brampton.ca</u> by 4:30 pm Thursday, May 25, 2023.
- 2. To participate in-person, please email the Secretary–Treasurer at <u>cityclerksoffice@brampton.ca</u> or <u>jeanie.myers@brampton.ca</u> by 4:30 pm Thursday, May 25, 2023.
- Persons without access to a computer, smartphone or tablet can participate in a meeting via telephone or inperson. You can register by calling 905-874-2117 and leave a message with your name, phone number and the application you wish to speak to by **Thursday, May 25, 2023.** City staff will contact you and provide you with further details.

You will be contacted by the City Clerk's Office before the hearing date to confirm your attendance. Confirmation of in-person attendance will be subject to any in-person capacity limits that may be in place for Council Chambers at City Hall and prevailing public health orders and guidance.

 All Hearings will be livestreamed on the City of Brampton YouTube account at: https://www.brampton.ca/EN/City-Hall/meetings-agendas/Pages/Welcome.aspx or http://video.isilive.ca/brampton/live.html.

If holding an electronic/hybrid rather than an oral hearing is likely to cause a party significant prejudice a written request may be made to have the Committee consider holding an oral hearing on an application at some future date. The request must include your name, address, contact information, and the reasons for prejudice and must be received no later than 4:30 pm the Friday prior to the hearing to <u>cityclerksoffice@brampton.ca</u> or <u>jeanie.myers@brampton.ca</u>. If a party does not submit a request and does not participate in the hearing, the Committee may proceed without a party's participation and the party will not be entitled to any further notice regarding the proceeding.

NOTE Personal information as defined in the *Municipal Freedom of Information and Protection of Privacy Act* (*MFIPPA*), collected and recorded or submitted in writing or electronically as related to this planning application is collected under the authority of the *Planning Act*, and will be used by members of the Committee and City of Brampton staff in their review of this matter. Please be advised that your submissions will be part of the public record and will be made available to the public, including posting on the City's website, www.brampton.ca. By providing your information, you acknowledge that all personal information such as the telephone numbers, email addresses and signatures of individuals will be redacted by the Secretary-Treasurer on the on-line posting only. Questions regarding the collection, use and disclosure of personal information may be directed to the Secretary-Treasurer at 905-874-2117.

AMENDMENT LETTER

May 17, 2023

To: Committee of Adjustment MOHAMMED FASIULLAH MASOOD AND MUMTAZ SHABANA MOHAMMED LOT 90, PLAN 43M-1878 A-2022-0371 – 14 DUBLIN ROAD

Please **amend** application A-2022-0371 to reflect the following:

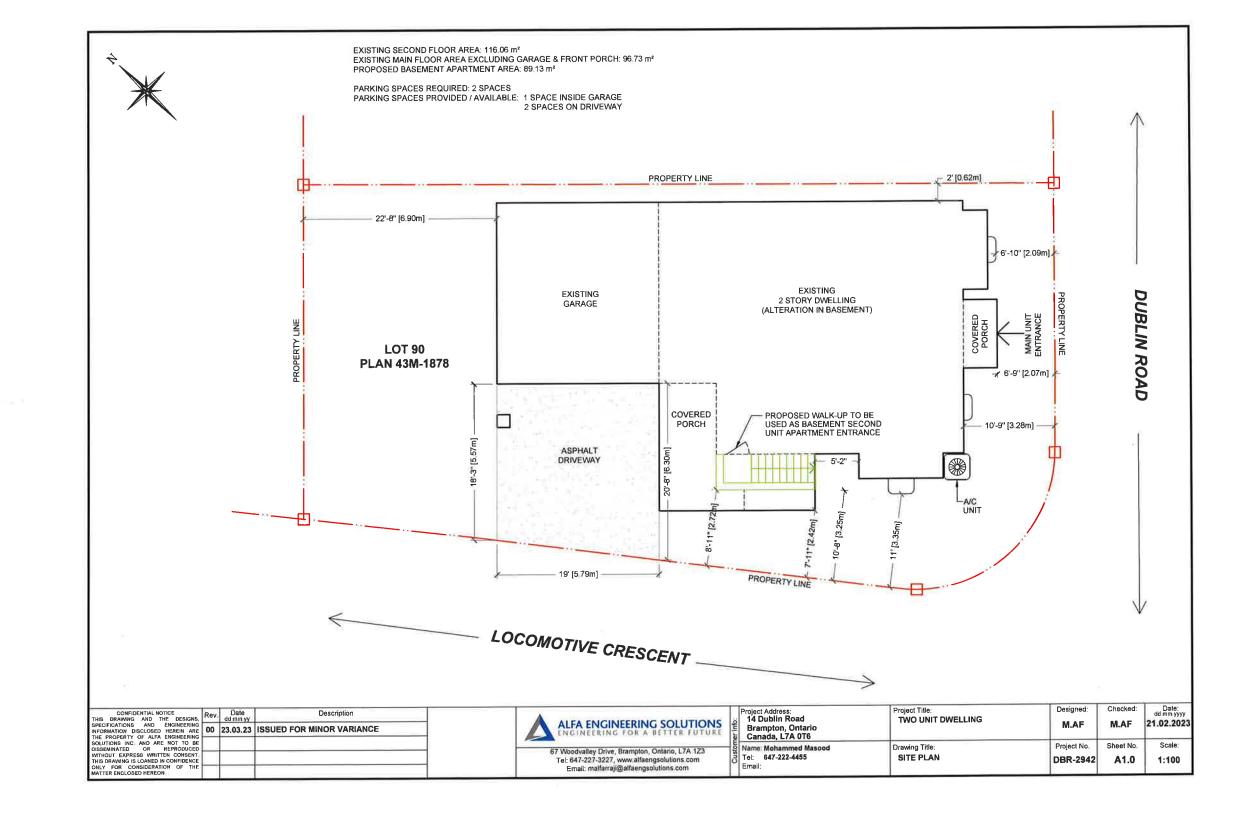
- 1. To permit a below grade entrance between the main wall of the dwelling and the flankage lot line whereas the by-law does not permit a below grade entrance between the main wall of the dwelling and the flankage lot line;
- 2. To permit an exterior side yard setback of 2.72 (8.92 ft.) to a below grade entrance whereas the by-law requires a minimum exterior side yard setback of 3.0m (9.84 ft.).



Applicant/Authorized Agent

<u>A-2022-0371 – 14 Dublin Road</u>

Revised sketch submitted by the authorized agent on March23, 2023.



AMENDMENT LETTER

March 15, 2023

To: Committee of Adjustment MOHAMMED FASIULLAH MASOOD AND MUMTAZ SHABANA MOHAMMED LOT 90, PLAN 43M-1878 A-2022-0371 – 14 DUBLIN ROAD

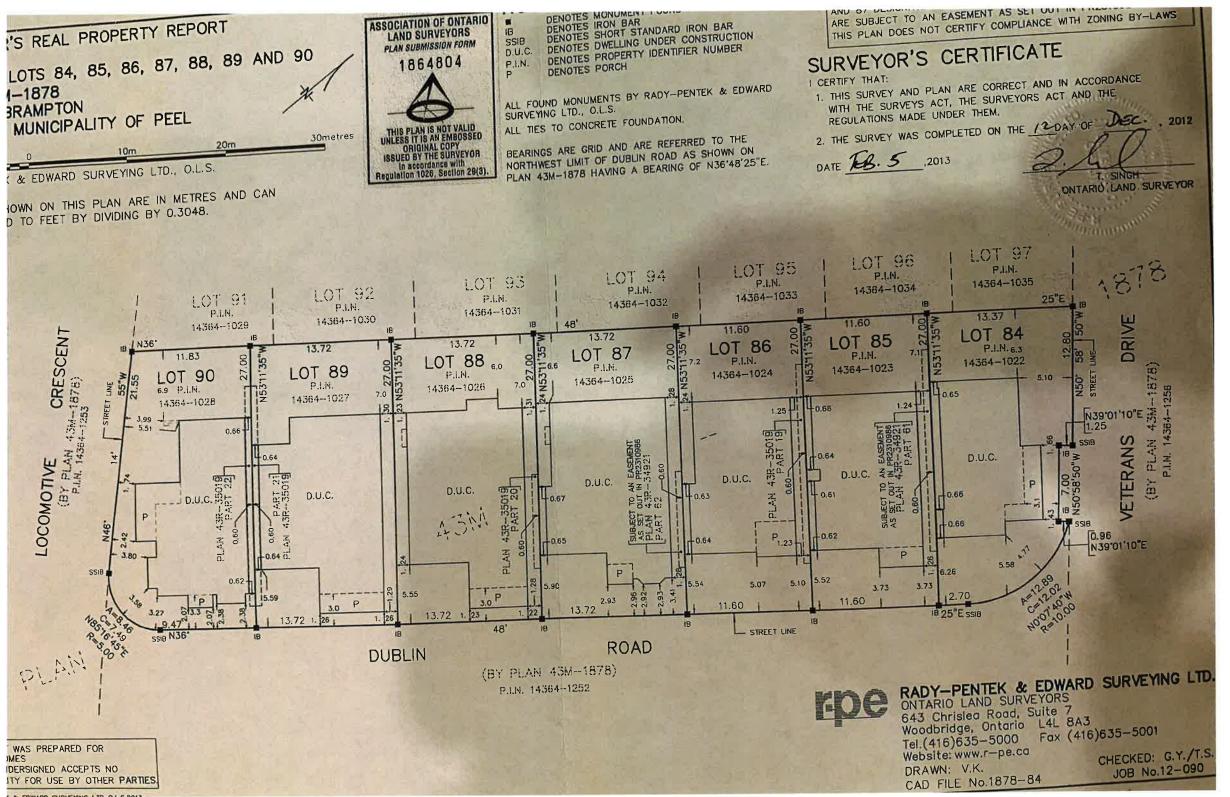
Please **amend** application **A-2022-0371** to reflect the following:

- 1. To permit a below grade entrance between the main wall of the dwelling and the flankage lot line whereas the by-law does not permit a below grade entrance between the main wall of the dwelling and the flankage lot line;
- 2. To permit an exterior side yard setback of 2.84m (9.32 ft.) to a below grade entrance whereas the by-law requires a minimum exterior side yard setback of 3.0m (9.84 ft.).

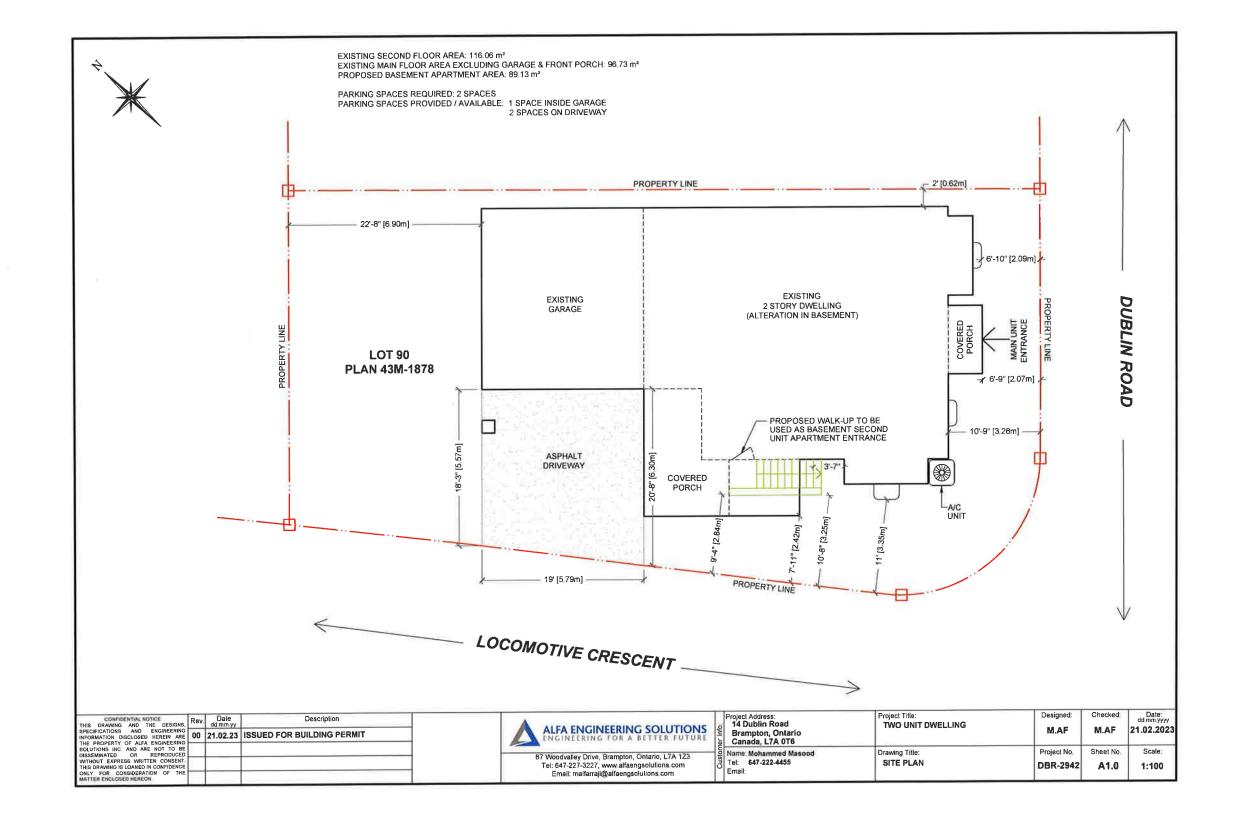
Applicant/Authorized Agent

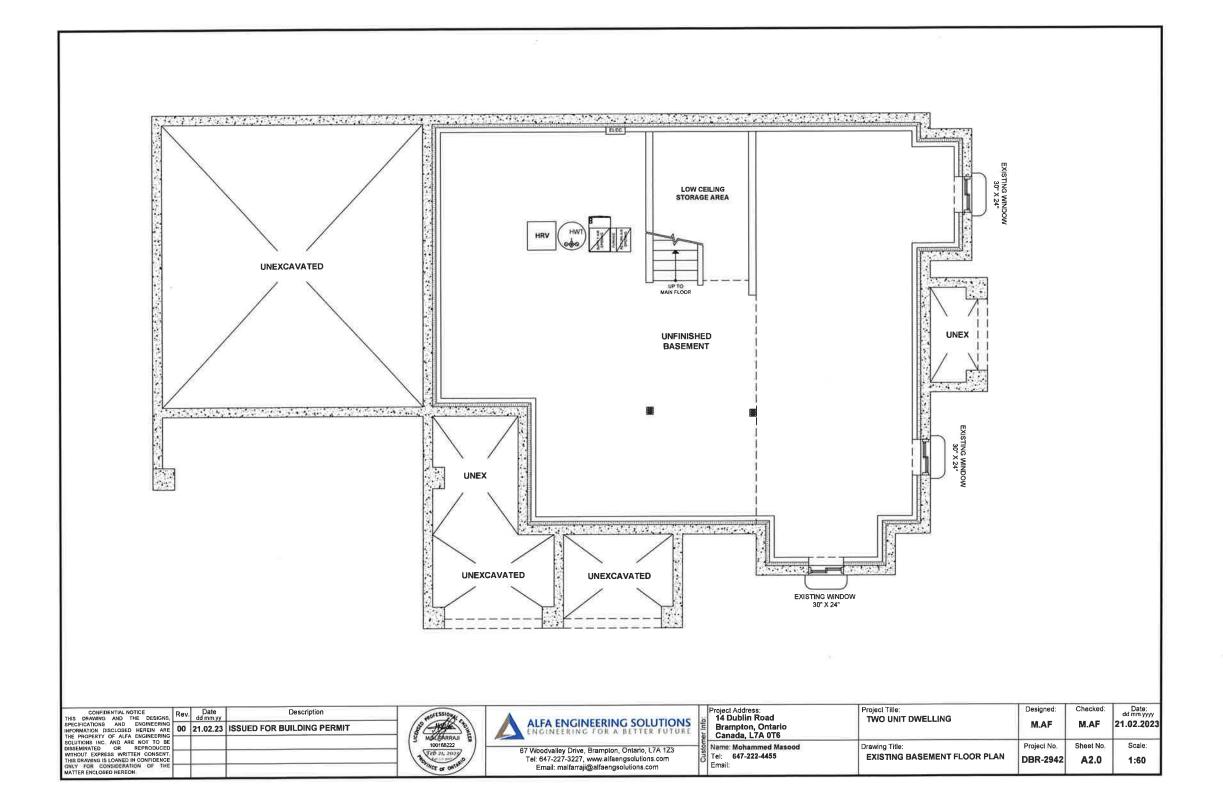
A-2022-0371 - 14 DUBLIN ROAD

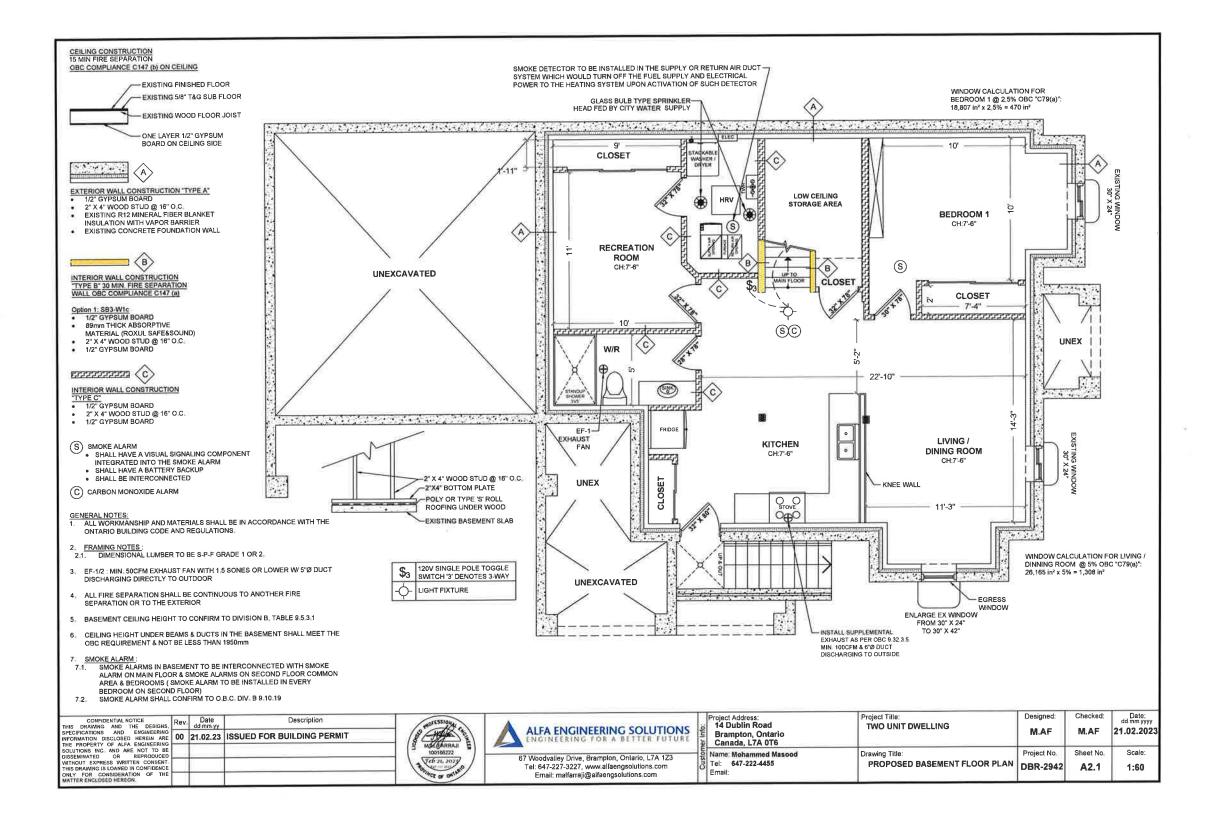
REVISED SITE PLAN AND DRAWINGS

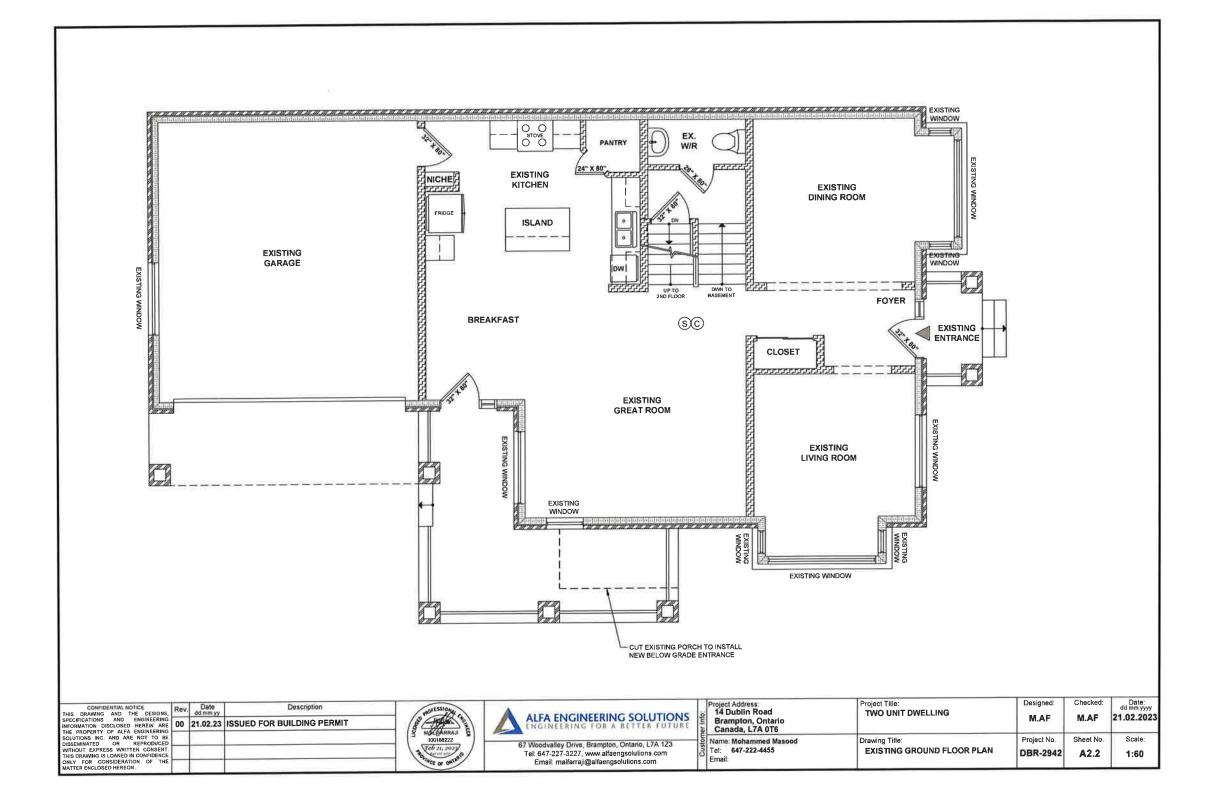


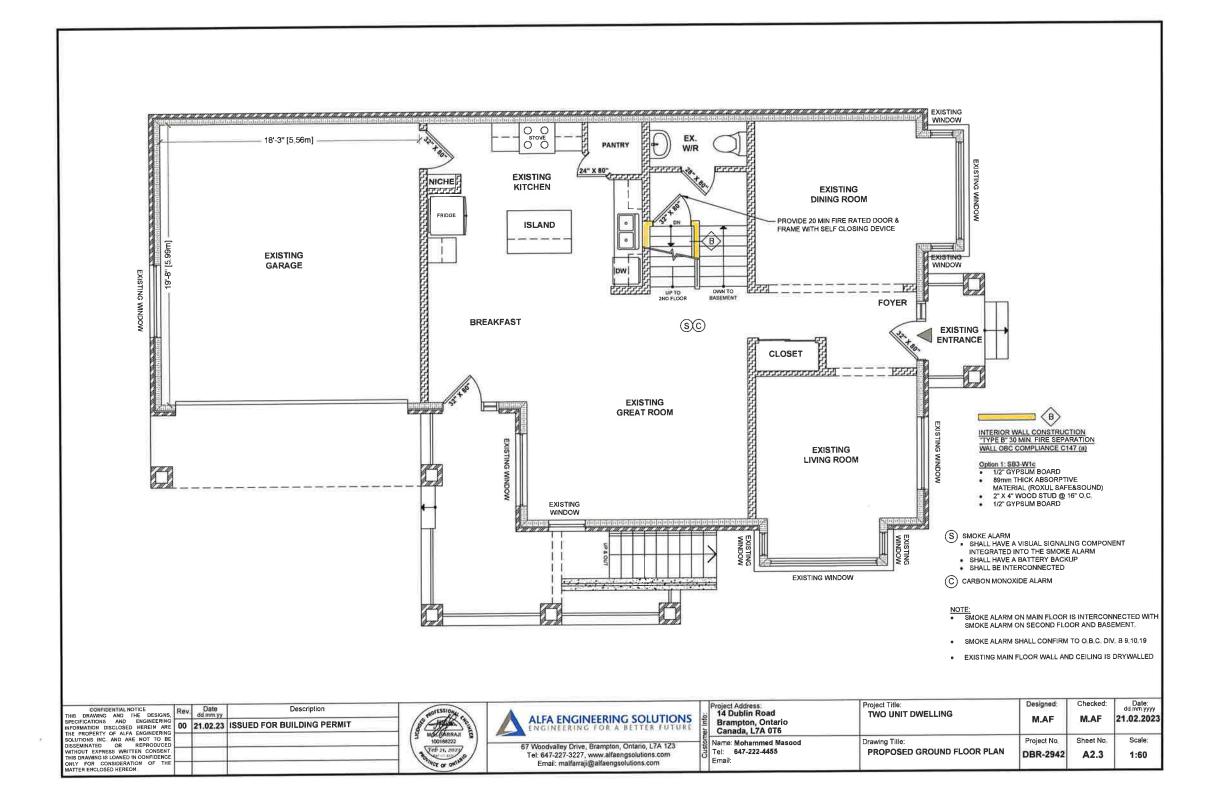
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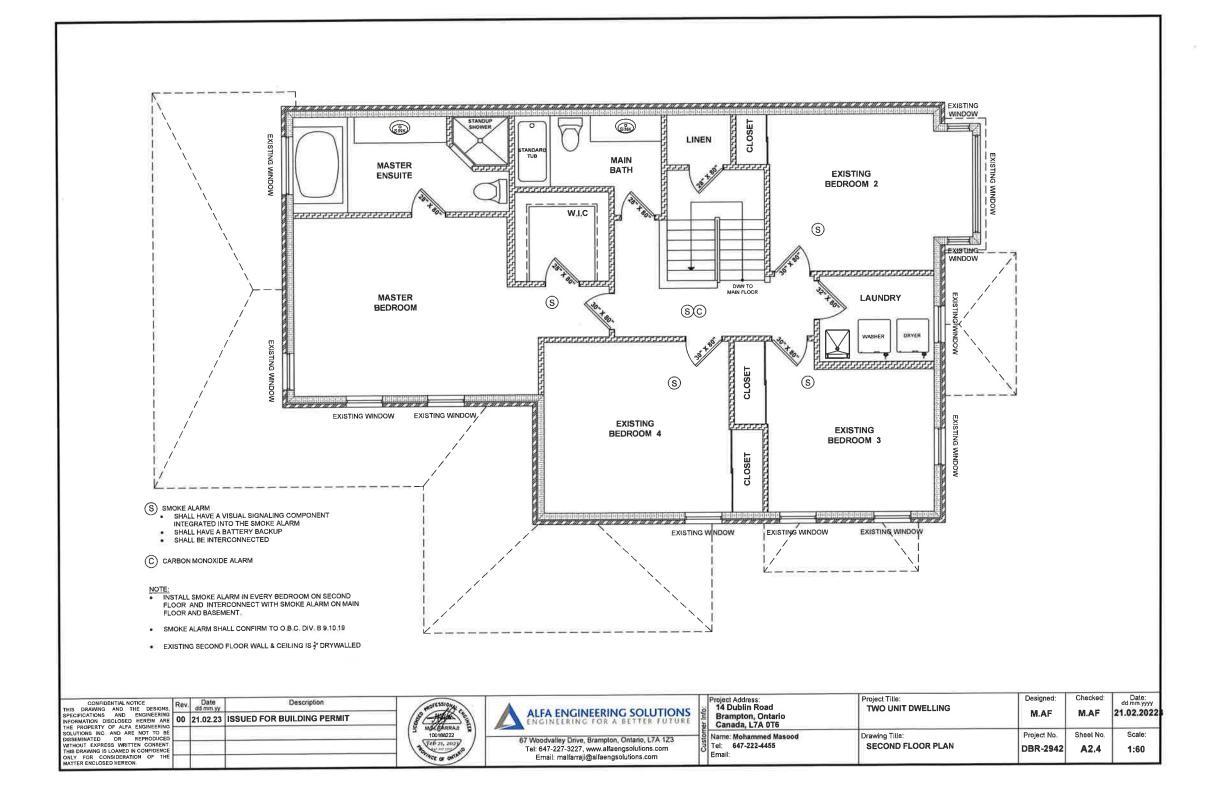


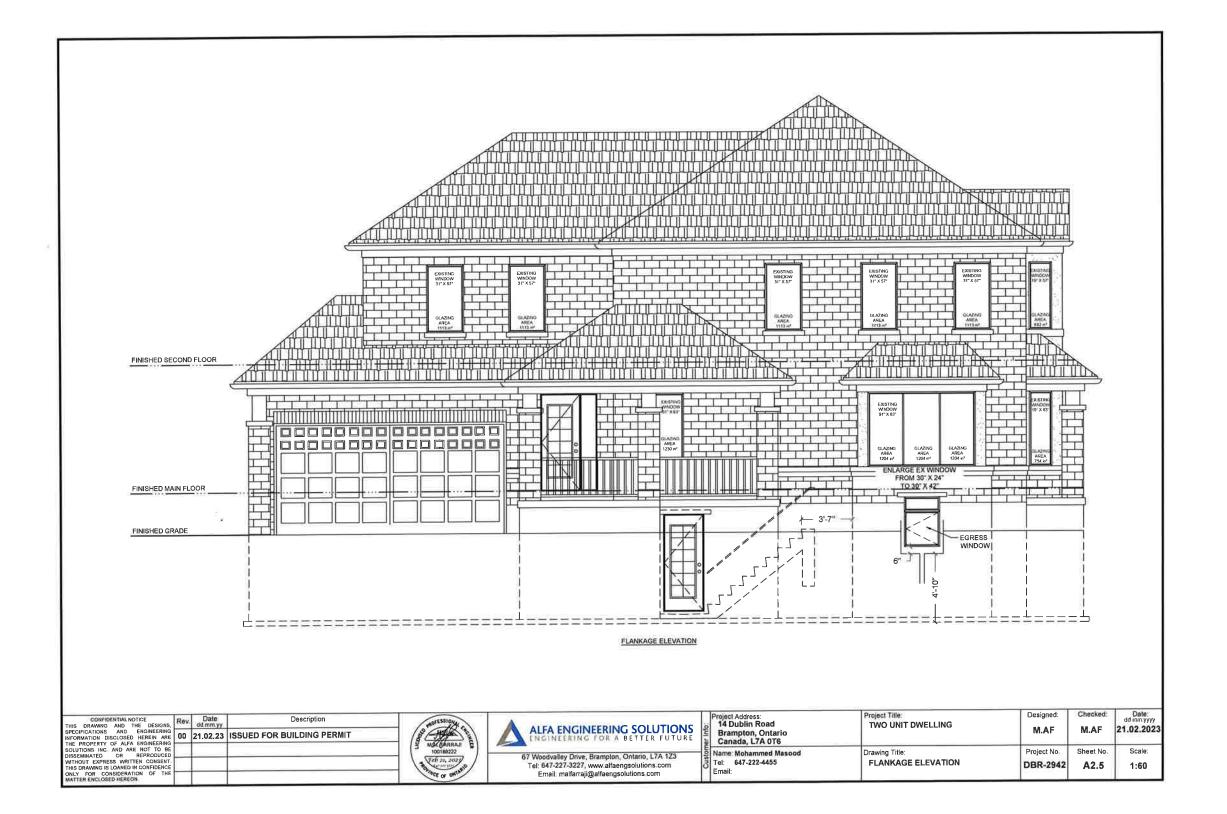


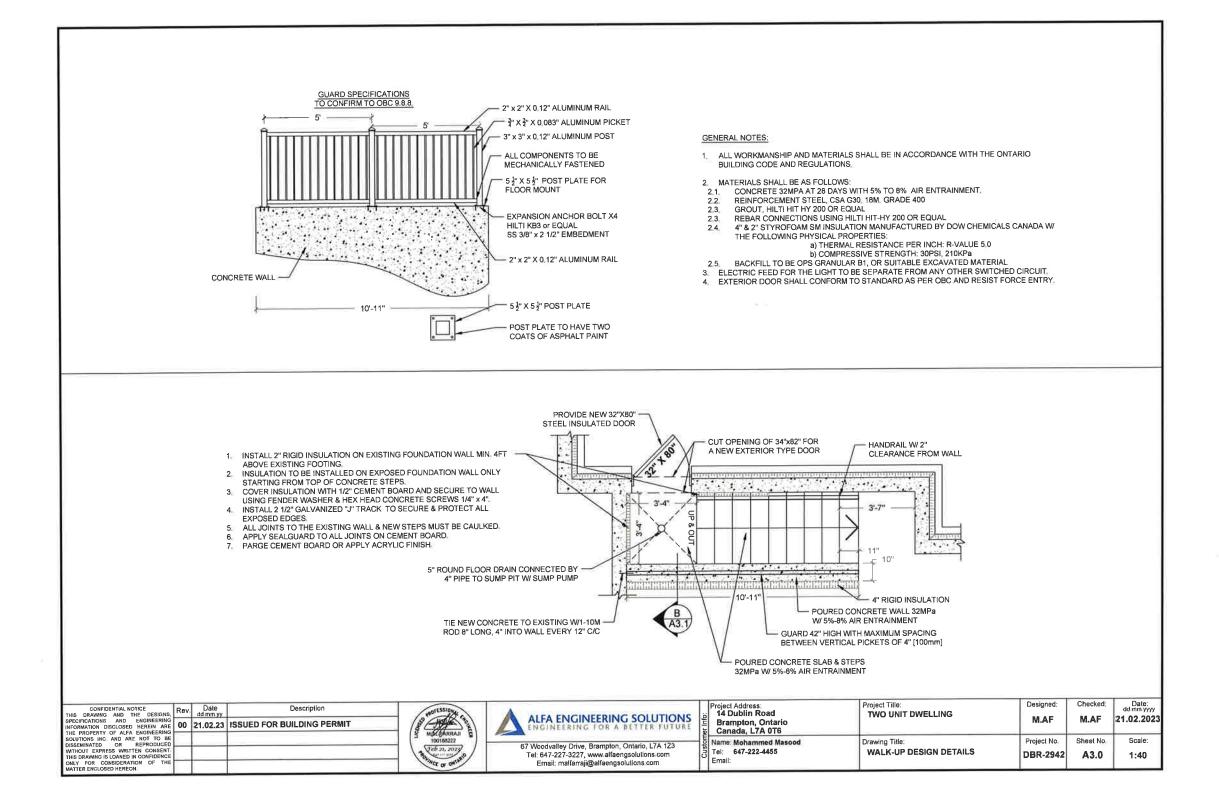


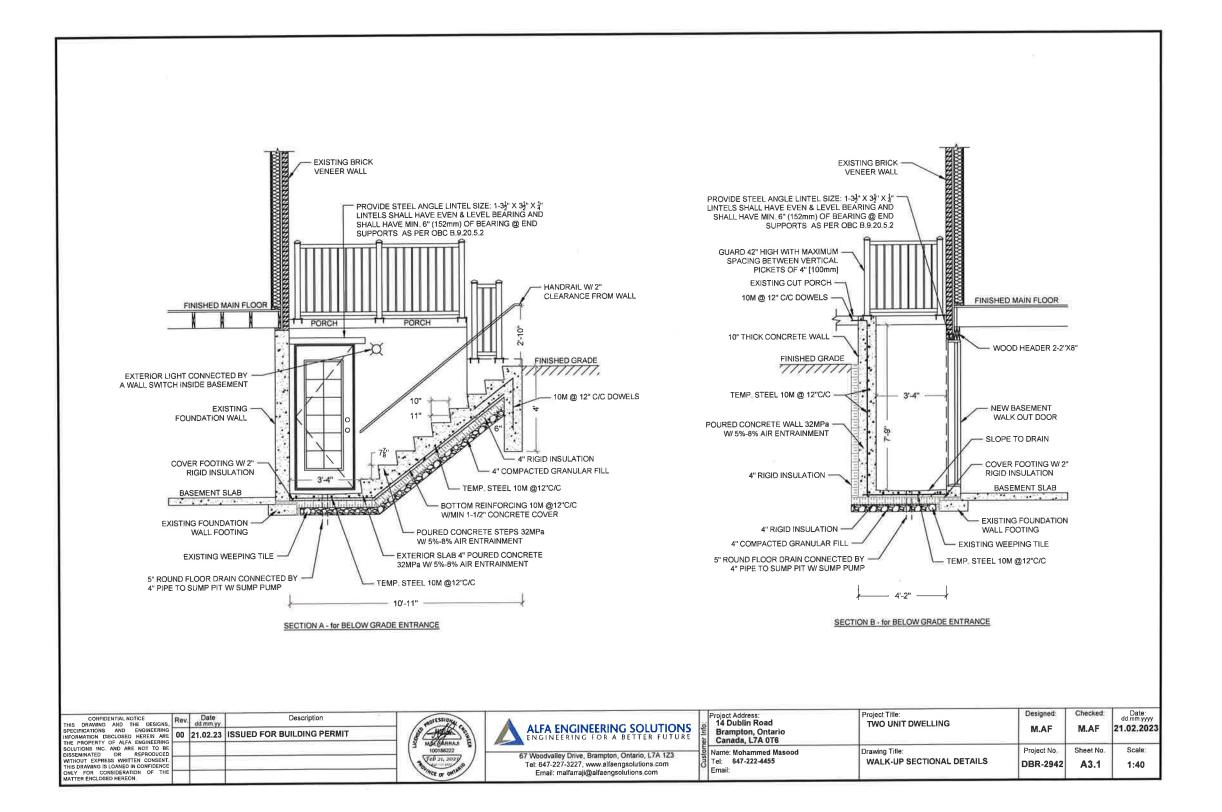


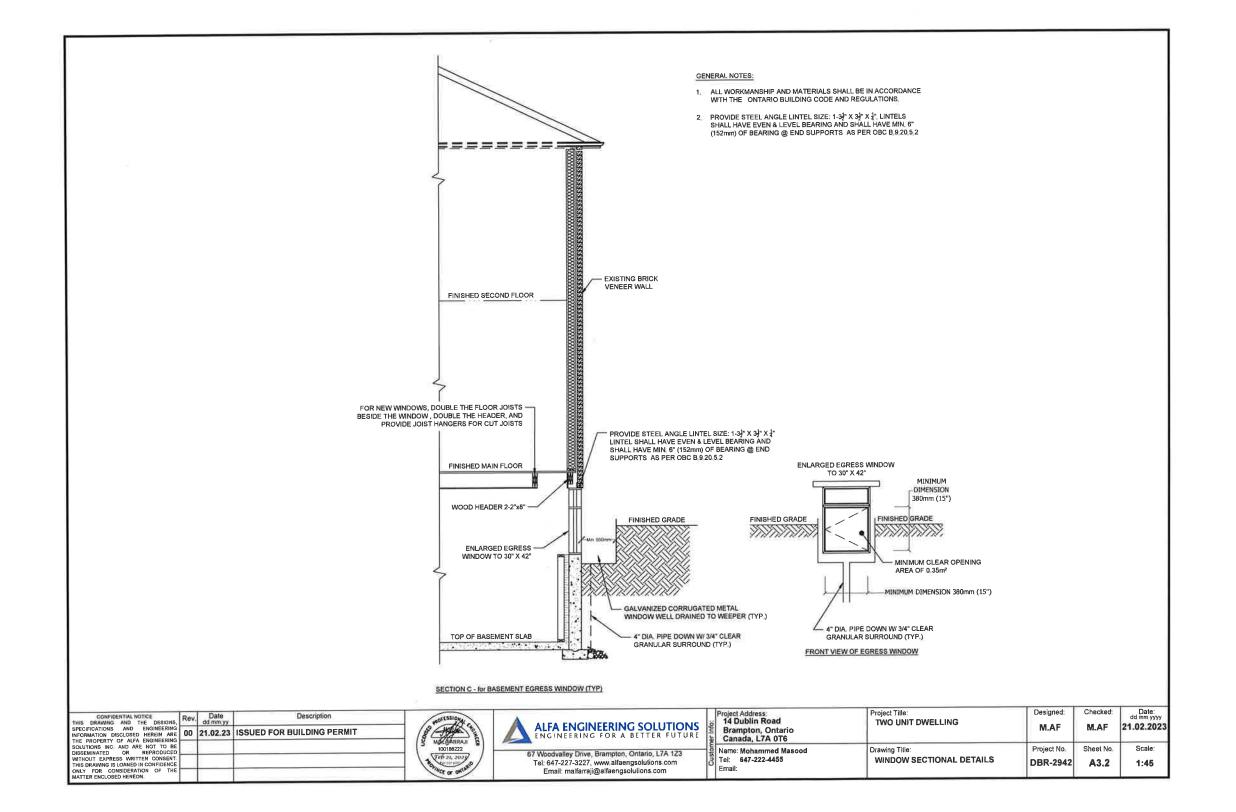


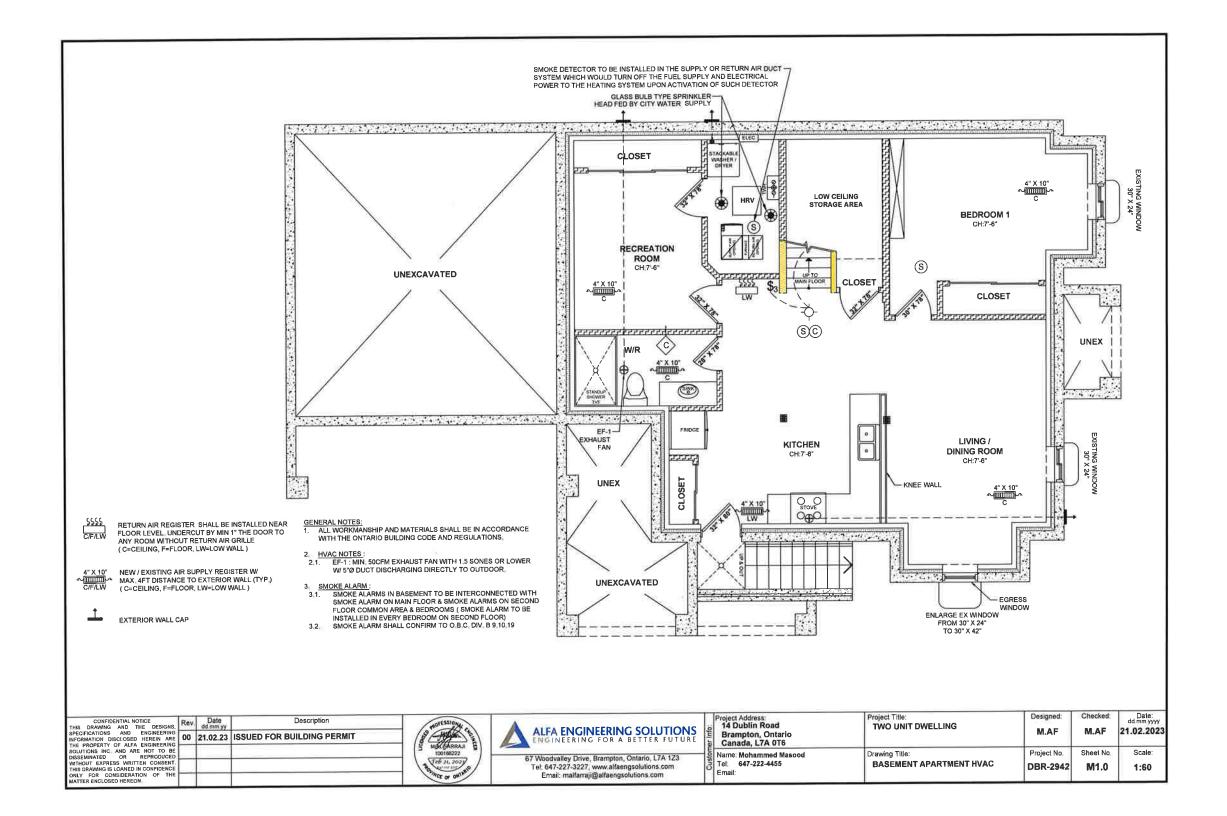












Flower City



For Office Use Only (to be inserted by the Secretary-Treasurer after application is deemed complete) FILE NUMBER: A- 2022-0371

The Personal Information collected on this form is collected pursuant to section 45 of the Planning Act and will be used in the processing of this application. Applicants are advised that the Committee of Adjustment is a public process and the information contained in the Committee of Adjustment files is considered public information and is available to anyone upon request and will be published on the City's website. Questions about the collection of personal information should be directed to the Secretary-Treasurer, Committee of Adjustment, City of Brampton.

		A. a	
		APPLICATION	
		Minor Variance or Special Permission	
		(Please read Instructions)	
HOTE	14 (m. 14 m.	ed that this application be filed with the Secretary-Treasurer of the Comm	vittee of Adjustment and be
NOTE:		nied by the applicable fee.	nitee of Adjustment and be
	The under the <u>Planni</u>	rsigned hereby applies to the Committee of Adjustment for the City of Bra ing Act, 1990, for relief as described in this application from By-Law 270-2	mpton under section 45 of 2004.
		Owner(s) Mohammed Fasiullah Masood & Mumtaz Shabana Mohammed	
1.	Name of (1
	Address	14 Dublin Road, Brampton	
	Phone #	416-389-8850 Fax #	
	Email	fasimasood@gmail.com	1
2.	Name of <i>I</i>	Agent Marwan AL-Farraji	
	Address	67 Woodvalley Drive , Brampton, ON	
	Phone #	647-227-3227 Fax #	
	Email	malfarraji@AlfaEngSolutions.com	
3.		nd extent of relief applied for (variances requested):	
		e #1: A below grade entrance is not permitted in a yard locate	ed between the main
	wall of a	a dwelling and a front of flankage lot line.	
	Variance	e #2: Front yard setback. The minimum required front yard set	etback is 3.0 m & we
		bosing 1.96m	-
	are prop		
4.	Why is it	not possible to comply with the provisions of the by-law?	
	Becaus	e the entrance is located at the front of a flankage lot line an	d no where else a
		ent entrance can be proposed.	
	Daserine		
5	Lonel D-	escription of the subject land:	
5.	Legal De		
		mber/Concession Number 43M-1878	
		al Address 14 Dublin Road, Brampton, ON, L7A 0T6	C
	Municip		
6.	Dimensi	ion of subject land (<u>in metric units</u>)	
0.	Frontage		
	Depth	27.00m	
	Area	355.30m2	
7.	Access	to the subject land is by:	—
	Provinci	ial Highway 📃 Seasonal Road	. 님
	Municip	al Road Maintained All Year 🧹 Other Public Ro	ad 🛁
	Private	Right-of-Way Water	

8. Particulars of all buildings and structures on or proposed for the subject land: (specify in metric units ground floor area, gross floor area, number of storeys, width, length, height, etc., where possible)

EXISTING BUILDINGS/STRUCTURES on the subject land: List all structures (dwelling, shed, gazebo, etc.) Dwelling Footprint area including porches & garage: 154.42 m2

G.F.A: 301.92 m2

PROPOSED BUILDINGS/STRUCTURES on the subject land:

below grade entrance at the front of the house

9. Location of all buildings and structures on or proposed for the subject lands: (specify distance from side, rear and front lot lines in metric units)

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			2	¥.			
	EXISTING						
	Front yard setback	2.07m	1				
	Rear yard setback	6.90m			1		
	Side yard setback	0.66m					
	Side yard setback	÷					
	PROPOSED						
	Front yard setback	1.96m					
	Rear yard setback	6.90m		500			
	Side yard setback	0.66m					
	Side yard setback						
10.	Date of Acquisition of	foubiost land	2016				
10.	Date of Acquisition of	or subject land:	2010		_		
11.	Existing uses of sub	iect property:	Residential				
•••	Existing uses of sub	jeet property.					
12.	Proposed uses of su	biect property:	Residential	Ψ.		12	
	100000000000	bjeet propertyr	16	2	V		
13.	Existing uses of abu	tting properties:	Residential				
		31					
14.	Date of construction	of all buildings & strue	ctures on subje	ect land:	10 years old	l house	
15.	Length of time the ex	kisting uses of the sub	ject property h	ave been con	tinued:	6 years	
16. (a)		s existing/proposed?		,			
	Municipal 🔽		Other (specify	")			
	Well						
163		The familie is a second and a					
(b)		al is/will be provided?		۵			
	Municipal 🗠	1	Other (specify				
	Septic						
(α)	What storm drains	e system is existing/pro	chosod?				
(c)	Sewers	o system is existing/pro 1	oposeu :				
	Ditches	1	Other (specify	2			
	Swales	i	oner (abecny	· · · · · · · · · · · · · · · · · · ·			
		2					

2.

17.	Is the subject prope subdivision or cons	-	e subjec	t of an a	application u	inder the	e Planning Act, for approval of a plan	of
	Yes	No	\checkmark		2 R			
	If answer is yes, pro	ovide d	etails:	File	#	14.457	Status	
18.	Has a pre-consultat	ion apı	plication	been fi	led?			
	Yes 🔲	No						
19.	Has the subject pro	perty e	ver beei	n the su	bject of an a	pplicatio	on for minor variance?	
	Yes	No			Unknown	7		
	If answer is yes, pro	ovide d	etails:					
	File #	De	cision				Relief	
	File #	De	cision				Relief	_
	File #	De	cision _				Relief	
						t	Autor	
					Si	gnature ø	Applicant(s) or Authorized Agent	
DAT	ED AT THE city			OF	Brampton		<u> </u>	
тна	S 27 DAY OF	Octob	ber		, 20 22	5.E		

IF THIS APPLICATION IS SIGNED BY AN AGENT, SOLICITOR OR ANY PERSON OTHER THAN THE OWNER OF THE SUBJECT LANDS, WRITTEN AUTHORIZATION OF THE OWNER MUST ACCOMPANY THE APPLICATION. IF THE APPLICANT IS A CORPORATION, THE APPLICATION SHALL BE SIGNED BY AN OFFICER OF THE CORPORATION AND THE CORPORATION'S SEAL SHALL BE AFFIXED.

1, Marwan AL-Farraji					OF THE	city	OF	Brampton	
IN THE Region		OF	Peel	S		CLARE THA	T:		

ALL OF THE ABOVE STATEMENTS ARE TRUE AND I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY BELIEVING IT TO BE TRUE AND KNOWING THAT IT IS OF THE SAME FORCE AND EFFECT AS IF MADE UNDER OATH.

DECLARED BEFORE ME AT THE	
Cityof Brampton	
IN THE Region OF	10
Tuel THIS 16Th DAY OF	111 AL
1 o v	ute of Applicant or Authorized Agent
Jeanie Ny see	Submit by Email
A Commissioner etc.	
FOR OFFICE USE ONLY	
Present Official Plan Designation:	
Present Zoning By-law Classification:	R1F-9 2201
This application has been reviewed with respect to the variance said review are outlined on the attached	
Rose Bruno	October 28, 2022
Zoning Officer	Date
DATE RECEIVED November	16,2022
Date Application Deemed Complete by the Municipality	Revised 2022/02/17

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