

Public Notice

Committee of Adjustment

APPLICATION # A-2023-0120 WARD #10

APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **MARK GREG SAMAROO AND CINTRA SAMAROO** 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 212, Plan 43M-1865 municipally known as **30 MELTWATER CRESCENT** Brampton;

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

- To permit a rear yard encroachment of 3.58m (11.75ft) for a deck resulting in a rear yard setback of 3.92m (12.86ft) whereas the by-law permits a maximum rear yard encroachment 3.0m (9.84ft), resulting in a rear yard setback of 4.5m (14.76 ft.);
- To permit a rear yard encroachment of 3.86m (12.66ft) for an unenclosed roof over a deck resulting in a rear yard setback of 3.64m (11.94ft) whereas the by-law permits a maximum rear yard encroachment of 2.0m (6.5ft), resulting in a rear yard setback of 5.5m (18.20ft).

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: <u>NO</u> Application for Consent: <u>NO</u> File Number: ______ 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.

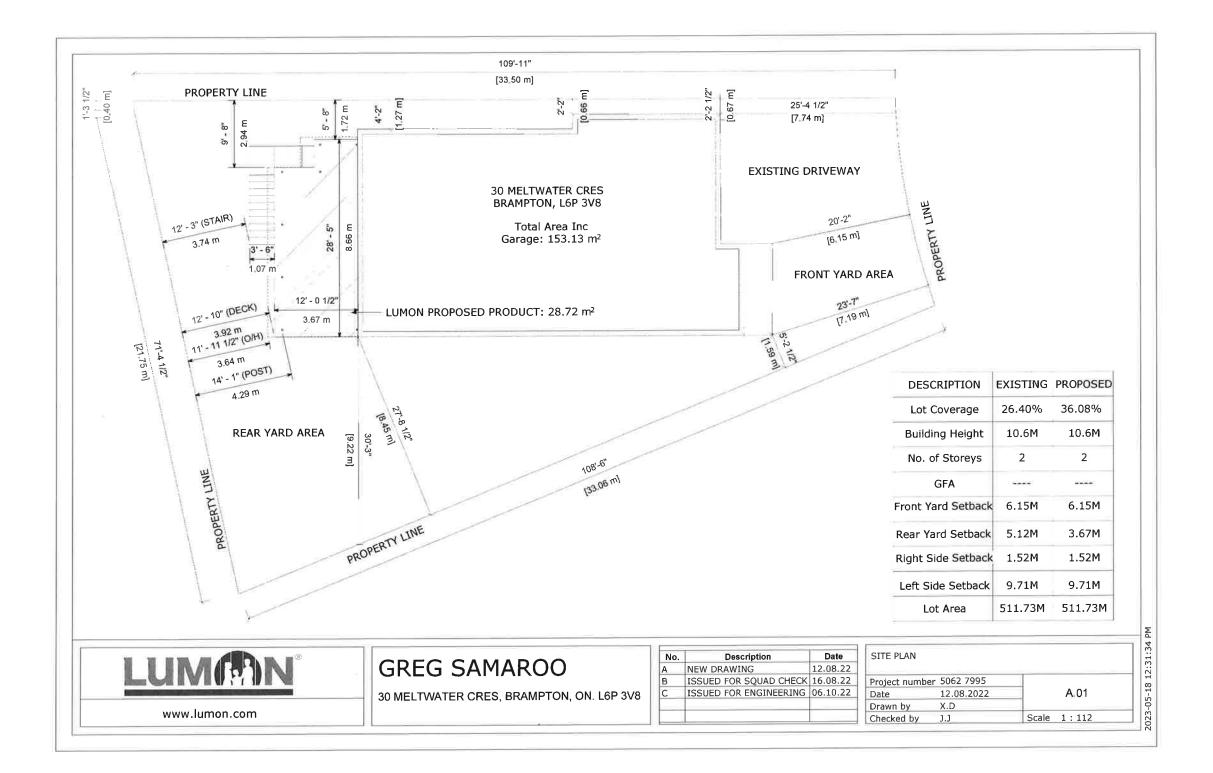
RULES OF PROCEDURE OF THIS COMMITTEE REQUIRE REPRESENTATION OF THE APPLICATION AT THE HEARING, OTHERWISE THE APPLICATION SHALL BE DEFERRED.

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 <u>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 18, 2023

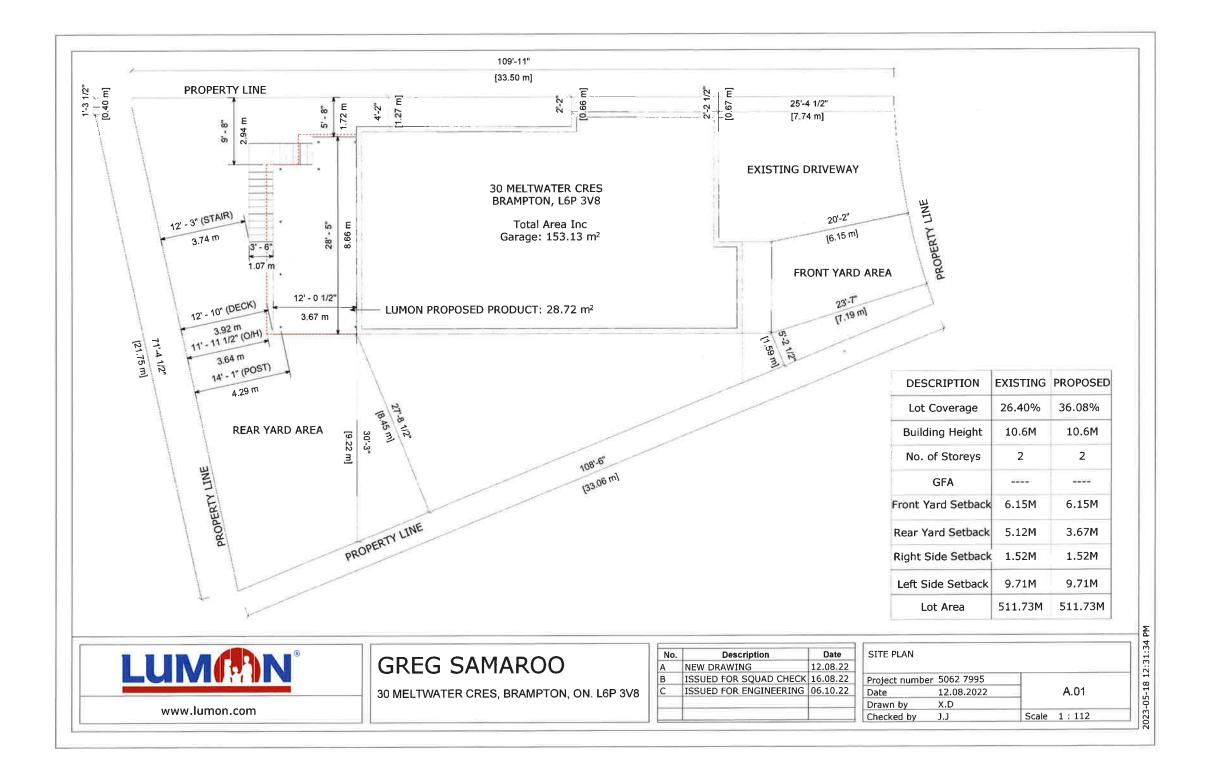
To: Committee of Adjustment MARK GREG SAMAROO AND CINTRA SAMAROO LOT 212, PLAN M-865 A-2023-0120 – 30 MELTWATER CRESCENT

Please **amend** application A-2023-0120 to reflect the following:

- 1. To permit a rear yard encroachment of 3.58m (11.75ft) for a deck resulting in a rear yard setback of 3.92m (12.86ft) whereas the by-law permits a maximum rear yard encroachment 3.0m (9.84ft), resulting in a rear yard setback of 4.5m (14.76 ft.);
- 2. To permit a rear yard encroachment of 3.86m (12.66ft) for an unenclosed roof over a deck resulting in a rear yard setback of 3.64m (11.94ft) whereas the bylaw permits a maximum rear yard encroachment of 2.0m (6.5ft), resulting in a rear yard setback of 5.5m (18.20ft).

Tarunpreet	Digitally signed by Tarunpreet Kaur DN: cn=Tarunpreet Kaur, c=CA, o=Lumon Canada, email=Tarunpreet kaur@lumon.com
Kaur	Reason: Tarumpreet Kaur Location: Lumon Canada Date: 2023 05 19 09:43:54 -04'00'

Applicant/Authorized Agent





FILE NUMBER: A- 2023-0120

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.

APPLICATION **Minor Variance or Special Permission**

(Please read Instructions)

It is required that this application be filed with the Secretary-Treasurer of the Committee of Adjustment and be NOTE: accompanied by the applicable fee.

The undersigned hereby applies to the Committee of Adjustment for the City of Brampton under section 45 of the Planning Act, 1990, for relief as described in this application from By-Law 270-2004.

1.	Name of C Address		MARK GREG SAMAROO TWATER CRES, BRAMPTON, I	CINTRA SAMAROO L6P 3V8
	Phone # Email	4165672 GANDS	2865 WINDOWS@GMAIL.COM	Fax #
2.	Name of A Address	-	TARUNPREET KAUR 500 ZENWAY BVD, VAUGHAN,	L4H3M9
	Phone # Email	226821 TARUN	4294 PREET.KAUR@LUMON.COM	Fax #

3. Nature and extent of relief applied for (variances requested):

> To permit a rear yard encroachment of 3.83 metres resulting in a rear yard setback of 3.67 metres to a proposed deck whereas the by-law permits a maximum rear yard encroachment of 3.0 metres resulting in a rear yard setback of 4.5 metres to the proposed deck.

4. Why is it not possible to comply with the provisions of the by-law?

THE DECK IS AS BUILT AND SEEKING A BY LAW RELIEF.

Legal Description of the subject land: Lot Number	212
Plan Number/Concession Number	PLAN M1865
Municipal Address	30 MELTWATER CRES
Dimension of subject land (<u>in metric ur</u> Frontage	8.94M
	8.94M 33.06M 511.73 SQM

Provincial highway		3
Municipal Road Maintained All Year	X	0
Private Right-of-Way		w

ther Public Road Vater



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

EXISTING BUILDINGS/STRUCTURES on the subject land: EXISTING SINGLE DETACHED DWELLING UNIT	<u>o, etc.)</u>
1ST FLOOR=113.43 SQM	
2ND FLOOR=143.07 SQM	
PROPOSED BUILDINGS/STRUCTURES on the subject land:	
WOODEN DECK ATTACHED TO THE EXISTING HOUSE.	
LUMON PATIO COVER IN THE WOODEN DECK	

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

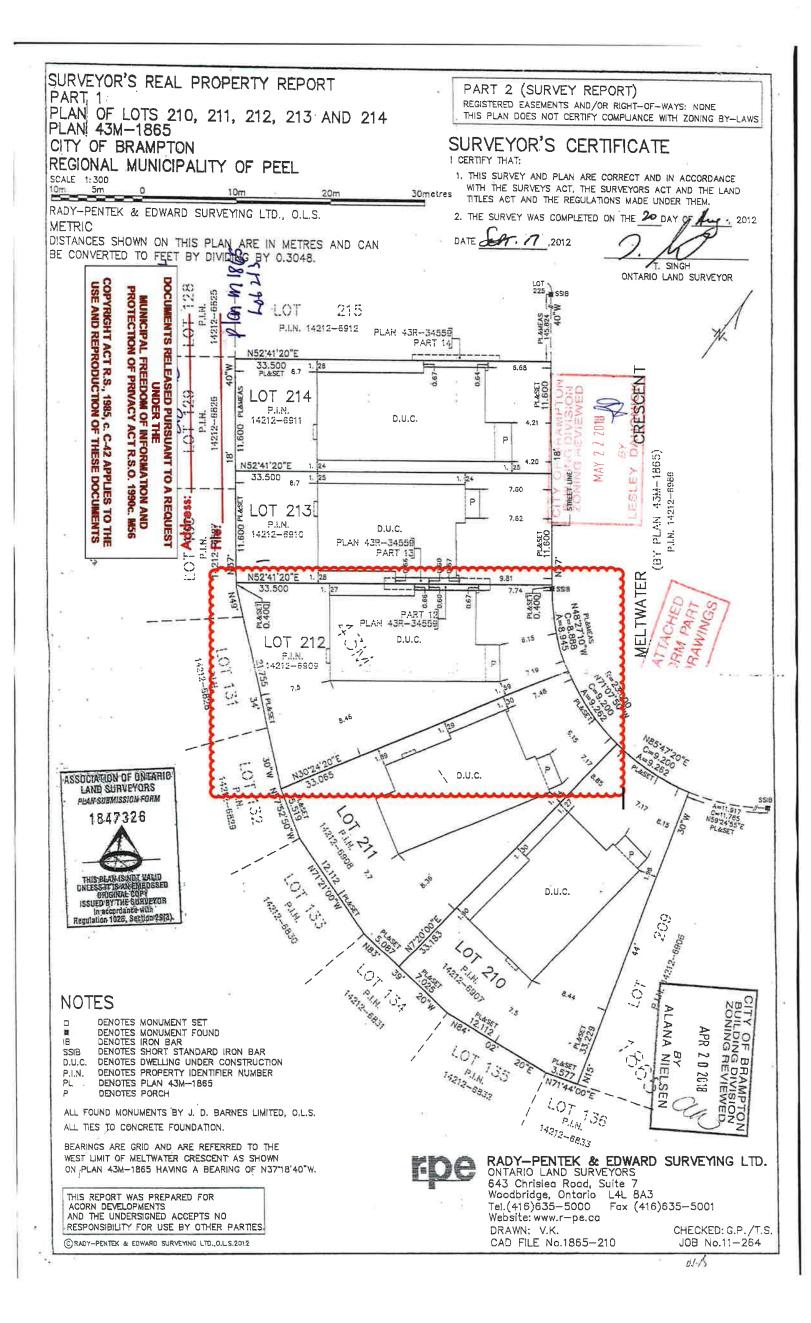
	EVICTING				
	EXISTING Front yard setback	6.15 M			
	Rear yard setback	7.5 M			
	Side yard setback	0.60 M			
	Side yard setback	1.59 M			
	PROPOSED				
	Front yard setback	6.15M			
	Rear yard setback	4.5 M			
	Side yard setback	0.60 M			
	Side yard setback	1.59 M			
10.	Date of Acquisition o	f subject land:	DECEMBER 15, 2	015	
11.	Existing uses of subj	ject property:	DETACHED RESID	DETIAL D	WELLING
12.	Proposed uses of su	bject property:	DETACHED RESID	ETIAL DW	/ELLING
13.	Existing uses of abut	tting properties:	DETACHED RESIDEN	TIAL UNIT	
14.	Date of construction	of all buildings & stru	ctures on subject land:	NOVEME	BER 2011
15.	Length of time the ex	kisting uses of the sub	ject property have been cor	ntinued:	12 YEARS
16. (a)	What water supply is Municipal X Well		Other (specify)		
(b)	What sewage dispos Municipal X Septic	al is/will be provided?]]	? Other (specify)		
(c)	What storm drainage Sewers X Ditches Swales	e system is existing/pr]]]	oposed? Other (specify)		

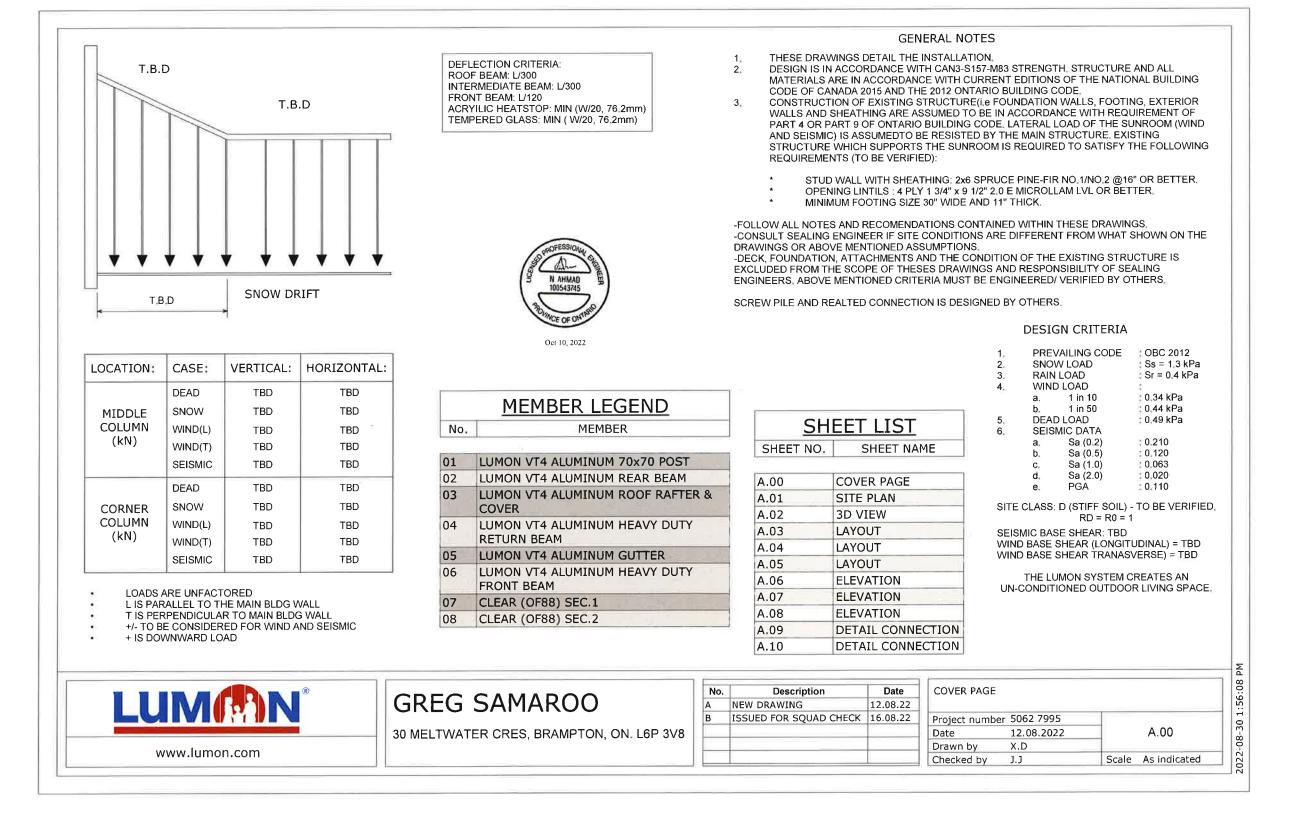
17.	Is the subject property the subject of an subdivision or consent?	application under the Planning Act, for approval of a plan of
	Yes No X	
		e # Status
18.	Has a pre-consultation application been	
10.	Yes No X	
19.		ubject of an application for minor variance?
10.	Yes No X	
	If answer is yes, provide details:	
	File # Decision File # Decision	Relief Relief
	File # Decision	Relief
		Tarunpreet Departs grand by Tanupeter Kaur occumen Canada. Kaur Restore Tanupeter Kaur Restore Tanupeter Kaur Restore Tanupeter Kaur
		Signature of Applicant(s) or Authorized Agent
DAT	TED AT THE OF	APRIL
	s 21 DAY OF APRIL	
THE SUE THE AP CORPOR	BJECT LANDS, WRITTEN AUTHORIZATION PLICANT IS A CORPORATION, THE AP RATION AND THE CORPORATION'S SEAL	CITY
	I. MARK SAMAROO	
	E <u>REIGON</u> OF <u>PEEL</u>	SOLEMNLY DECLARE THAT:
		ID I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY IT IS OF THE SAME FORCE AND EFFECT AS IF MADE UNDER
	ed BEFORE MEAT THE y OF <u>Region</u> OF this 1St DAY OF	Jeanie Cecilia Myers a Commissioner, etc., Province of Ontario for the Corporation of the City of Brampton Explices April 8, 2024.
m	ay , 20 2 3	Signature of Applicant or Authorized Agent
3 	A Commissioner etc.	

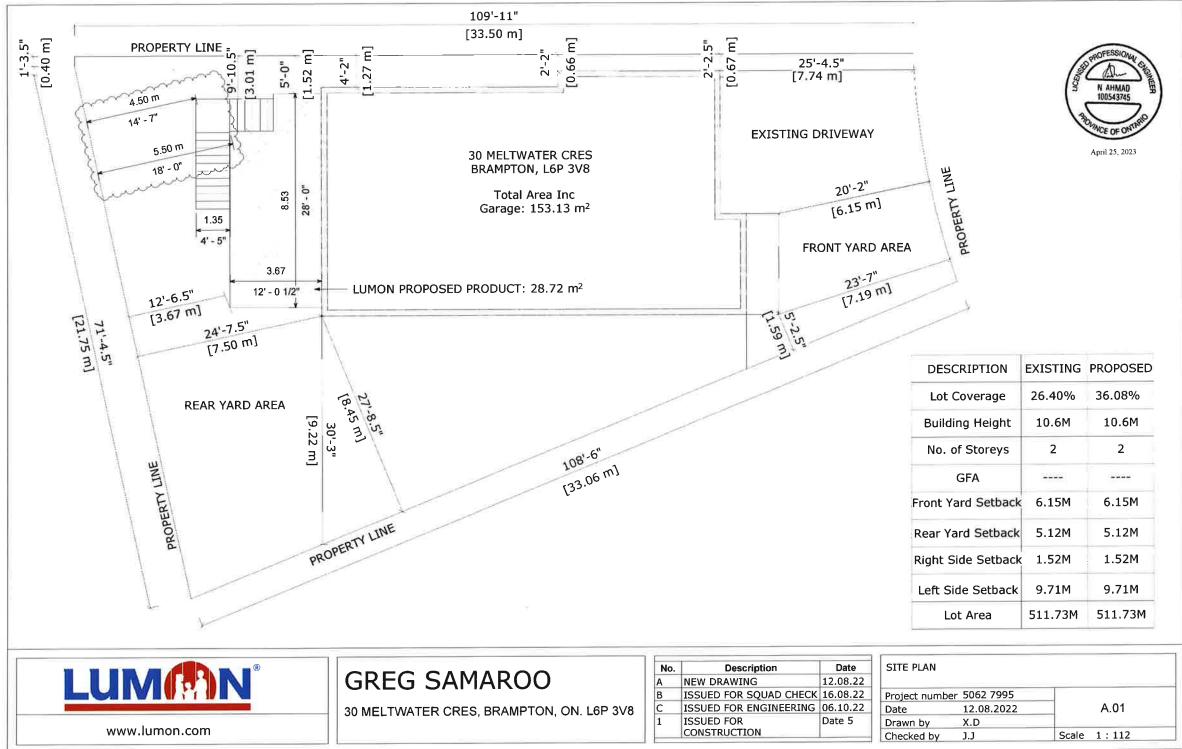
FOR OFFICE USE C	NLY	
Present Official Plan Designation:		
Present Zoning By-law Classification:	R1F - 11.6	
This application has been reviewed with respect to the said review are outlined on the a	variances required and the results of the tached checklist.	
L.barbuto	April 27, 2023	
Zoning Officer	Date	
DATE RECEIVED May 12	202 ³ Revised 2020/01/	07

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