Flower City



For Office Use Only (to be inserted by the Secretary-Treasurer after application is deemed complete)

FILE NUMBER: A - 2023 - 0384

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)

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

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

Address	Owner(s) 1335338 Ontario Limited, Will 12700 McLaughlin Road Caledon, ON	N. L7C 2A1
Phone #	905 843 2542 & (561) 306 1764	Fax #
Email	bill.hewson@bellnet.ca, wgreenspoon@mpnhold	ings.com
Name of	Agent Glen Schnarr and Associates	Inc.
Address	10 Kingsbridge Garden Circle, Missis	sauga ON L5R 3K6
	Suite 700	
Phone #	416-648-2111	Fax #
Email	patrickp@gsai.ca	
N. t		
	nd extent of relief applied for (variance	
	` '	orey higher than 12m above grade to have a
		up to a building height of 27 metres, whereas a
maximu	m of 800m2 is permitted for each	n storey above 12m (not shown on plan);
2 Sootie	on 2013 2(15) - To allow a mayin	num building width of 66m for the portion of the
		rs above grade, whereas the width of any portio
		pove grade shall not exceed 50% of the building
drade. a		ove grade shall not exceed 50 % of the building
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Refer to Legal De Lot Num Plan Num	justification outlined in the Cove scription of the subject land: ber 23 & 24	ETS 23 & 24 BLK C PL BR13 AS IN VS264092 SAVE & EXCEPT PT 1 EXPRO. PL PR1617325, BRAN
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Legal De Lot Num Plan Nun Municipa Dimension Frontage Depth	scription of the subject land: ber 23 & 24 nber/Concession Number al Address 174, 178, and 180 Queen Street on of subject land (in metric units) 11.6 m 57.75 m	ETS 23 & 24 BLK C PL BR13 AS IN VS264092 SAVE & EXCEPT PT 1 EXPRO. PL PR1617325, BRAM
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Legal De Lot Num Plan Num Municipa Dimensia Frontage Depth Area Access t	scription of the subject land: ber 23 & 24 nber/Concession Number 174, 178, and 180 Queen Street pon of subject land (in metric units) 11.6 m 57.75 m 0.0669 hectares (669 sq.m)	ETS 23 & 24 BLK C PL BR13 AS IN VS264092 SAVE & EXCEPT PT 1 EXPRO. PL PR1617325, BRAN

8.	Particulars of all buildings and structures on or proposed for the subjection land: (specify in metric units ground floor area, gross floor area, number estoreys, width, length, height, etc., where possible)				
	EXISTING BUILDINGS/STRUCTURES on the subject land: List all structures (dwelling, shed, gazebo, etc.)				
	None.				
	PROPOSED BUILDINGS/STRUCTURES on the subject land:				
	20 storey mixed us	se development (res	sidential/retail). See Cover Letter for details.		
9.		_	ructures on or proposed for the subject lands: r and front lot lines in <u>metric units</u>)		
	EXISTING				
	Front yard setback	N/A			
	Rear yard setback Side yard setback	N/A N/A			
	Side yard setback	N/A			
	PROPOSED Front yard setback Rear yard setback Side yard setback Side yard setback	0m 3m 0m			
10.	Date of Acquisition	of subject land:	July 3, 2007		
11.	Existing uses of sub	pject property:	Vacant		
12.	Proposed uses of s	ubject property:	Mixed use (Res/Commercial)		
13.	Existing uses of abo	utting properties:	Commercial		
14.	Date of construction	n of all buildings & str	uctures on subject land: N/a		
15.	Length of time the e	existing uses of the su	bject property have been continued: N/a		
16. (a)	What water supply i Municipal	is existing/proposed?]]	Other (specify)		
(b)	What sewage dispo Municipal	sal is/will be provided	Other (specify)		
(c)	What storm drainag Sewers	ge system is existing/p	oroposed? Other (specify)		

17.	subdivision or consent?	ct of an application unde	er the Planning Act, for a	ipproval of a plan of
	Yes No	Unknown		
	If answer is yes, provide details:	File #	Status_	
18.	Has a pre-consultation applicatio	n been filed?		
	Yes No			
19.	Has the subject property ever bee	en the subject of an appli	cation for minor variance	e?
	Yes No	Unknown 🕒	4	
	If answer is yes, provide details:			
	File # Decision _		Relief	
	File # Decision Decision		Relief Relief	
			DA -	
			Janua	
		Signat	ture of Applicant(s) or Auth	norized Agent
	ED AT THE City	OF <u>Mississauga</u>	brompton.	
THIS	DAY OF November	ecember, 2023	•	
	APPLICATION IS SIGNED BY AN A			
THE APP	PLICANT IS A CORPORATION, T	HE APPLICATION SHA	LL BE SIGNED BY AN	
CORPOR	ATION AND THE CORPORATION'S	SEAL SHALL BE AFFIX	ED.	Vacle
	, Anu Sasi Kuun	of the	City OF	Mississauga
IN THI	Region OF Peel	SOLEMNLY D	ECLARE THAT:	
	THE ABOVE STATEMENTS ARE TI			
	ED BEFORE ME AT THE Brampton OF Mississauga			
City			3	
IN THE	Region OF		AV	
Peel	_ THIS DAY OF		Manus	
Dec	ember, 2023	Sign	ature of Applicant or Author	orized Agent
	Clara Vani	sioner, etc.,		
(A Commissioner etc. Province of	•		
	for the Cor	poration of the		
	City of Bra	FOR OFFICE USE ONLY ptember 20, 2020	1	
	Present Official Plan Designation			
	Present Zoning By-law Classific			
	This application has been review	ed with respect to the varia	nces required and the res	ults of the
said review are outlined on the attached checklist.				
	Zoning Officer		Date	
	DATE RECEIVED	Dec 5)	2023	
	Date Application Deemed	1/1		Revised 2022/02/17
	Complete by the Municipality	V	i	1

APPOINTMENT AND AUTHORIZATION OF AGENT

LOCATION OF THE SUBJECT LAND: 174, 178, and 180 Queen Street East
I/We, 1335338 Ontario Umited, William Robert Hewson, & 6602142 Canada Inc.
please print/type the full name of the owner(s)
the undersigned, being the registered owner(s) of the subject lands, hereby authorize
Gien Schnarr and Associates Inc.
please print/type the full name of the agent(s)
to make application to the City of Brampton Committee of Adjustment in the matter of an application for minor variance with respect to the subject land. Dated this day of November , 2023.
(signature of the owner[s], or where the owner is a firm or corporation, the signature of an officer of the owner.)
(where the owner is a firm or corporation, please print or type the full name of the person signing.)

 ${\it NOTE:}\ \ \textit{if the owner is a firm or corporation, the corporate seal shall be \textit{ affixed here} to. \\$

NOTE: Unit owners within a Peel Standard Condominium Corporation are to secure authorization from the Directors of the Condominium Corporation in a form satisfactory to the City of Brampton, prior to submission of an application. Signatures from all Members of the Board of Directors are required.

PERMISSION TO ENTER

To: The Secretary-Treasurer
Committee of Adjustment
City of Brampton
2 Wellington Street West
Brampton, Ontario
L6Y 4R2

coa@brampton.ca

I/We, 1335338 Ontario Limited, William Robert Hewson, & 6602142 Canada Inc.

please print/type the full name of the owner(s)

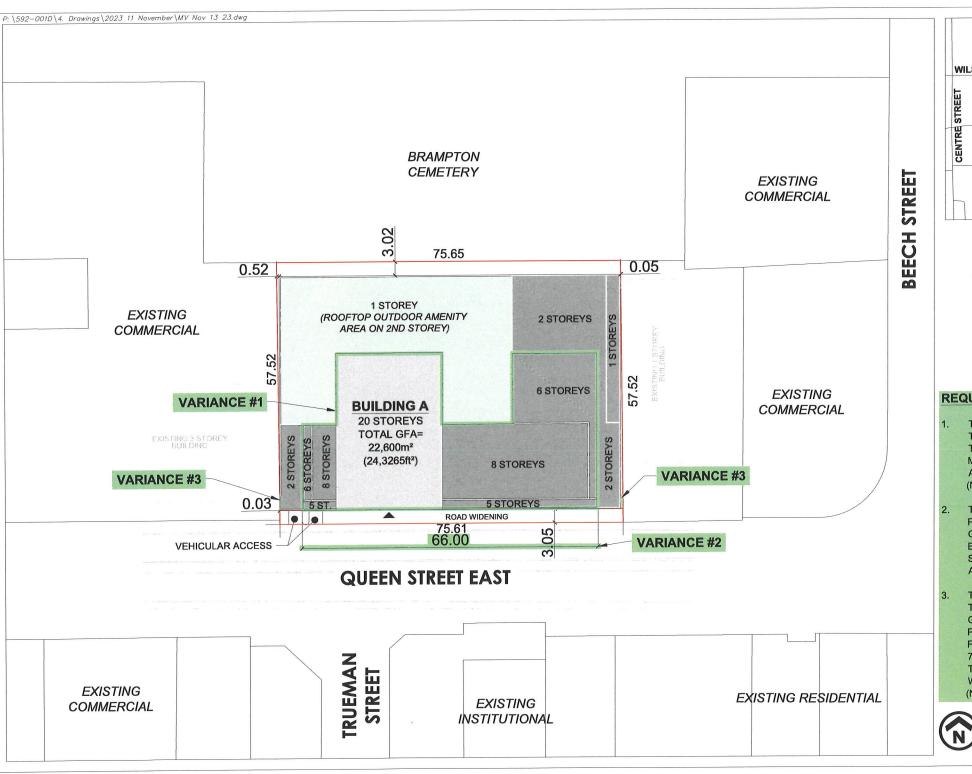
the undersigned, being the registered owner(s) of the subject land, hereby authorize the Members of the City of Brampton Committee of Adjustment and City of Brampton staff members, to enter upon the above noted property for the purpose of conducting a site inspection with respect to the attached application for Minor Variance and/or consent.

Dated this Aday of November , 2023.

(signature of the owner(s), or where the owner(s) a firm or corporation, the signature of an officer of the owner.)

NOTE: If the owner is a firm or corporation, the corporate seal shall be affixed hereto.

NO DISCUSSION SHALL TAKE PLACE BETWEEN THE COMMITTEE MEMBERS AND THE APPLICANT DURING THE SITE INSPECTION





MINOR VARIANCE SKETCH 1335338 ONTARIO LIMITED, WILLIAM ROBERT HEWSON & 790788 ONTARIO LIMITED

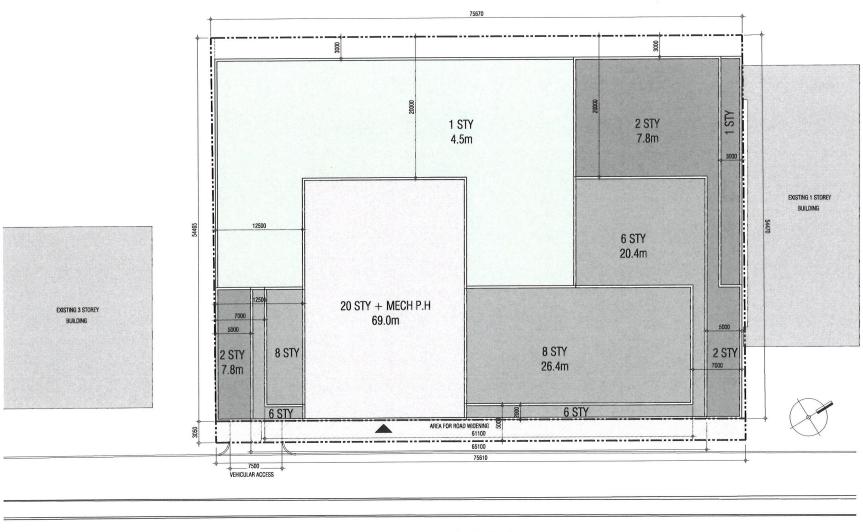
174-184 QUEEN STREET EAST
PART OF LOTS 23 & 24,
BLOCK C, REGISTERED PLAN BR13
CITY OF BRAMPTON
REGIONAL MUNICIPALITY OF PEEL

REQUESTED VARIANCES

- I. TO ALLOW EACH STOREY HIGHER THAN 12m ABOVE GRADE TO HAVE A MAXIMUM GROSS FLOOR AREA OF 1,900m² UP TO A BUILDING HEIGHT OF 27 METRES WHEREAS A MAXIMUM OF 800m² IS PERMITTED FOR EACH STOREY ABOVE 12m. (NOT SHOWN ON PLAN)
- 2. TO ALLOW A MAXIMUM BUILDING WIDTH OF 66m FOR THE PORTION OF THE BUILDING BETWEEN 12m AND 27m ABOVE GRADE WHEREAS THE WIDTH OF ANY PORTION OF THE BUILDING GREATER THAN 12.0 METRES ABOVE GRADE SHALL NOT EXCEED 50% OF THE WIDTH OF THE BUILDING AT GRADE.
- 3. TO ALLOW 0% OF THE SIDE WALLS WITHIN 6 METRES OF THE FRONT LOT LINE LESS THAN 4.0 METRES ABOVE GRADE TO HAVE WINDOWS AND DOORS WHEREAS THE PORTION OF BOTH SIDE WALLS WITHIN 6.0 METRES OF THE FRONT LOT LINE ARE REQUIRED TO HAVE A MINIMUM OF 70% OF THE GROSS AREA OF THE PORTION OF THE WALL THAT IS LESS THAN 4.0 METRES ABOVE GRADE TO HAVE WINDOWS AND DOORS. (NOT SHOWN ON PLAN)



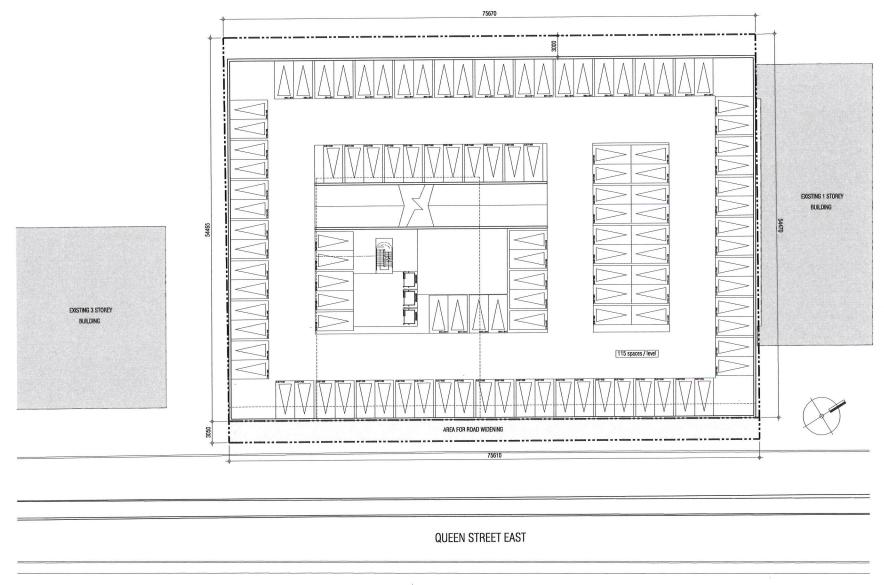




1. SITE A	REA			
	site area			8 m2 (48,847 ft2)
	road widening			9 m2 (2465 ft2)
	NET Site Area		430	9 m2 (46,382 ft2)
2. GFA		COMMERCIAL GFA	RESIDENTIAL GFA	TOTAL GFA
	ground	600 m2	240 m2	840 m2
	2nd		2000 m2	2000 m2
	3rd-6th (1825 m2 x 4)		7300 m2	7300 m2
	7th-8th (1430 m2 x 2)		2860 m2	2860 m2
	9th-20th (800 m2 x 12)		9600 m2	9600 m2
	Total	600 m2	22 000 m2	22 600 m2
3. FSI				5.2
4. Unit (Count			304 units
5. Unit B	Breakdown	1 he	droom	215
			droom	89
		2.00	Jarouni	
6. Parkii	ng Required			
	residential	0.0	0	= 0 cars
	residential visitors	0.2 x	304	= 60 cars
			total	= 60 cars
7. Parki	ng Provided			= 295 cars
				- 275 CUIS
8. Buildi	ng Height			20 STY
	ers and Bicycle Storage	bicycle storag		= 304

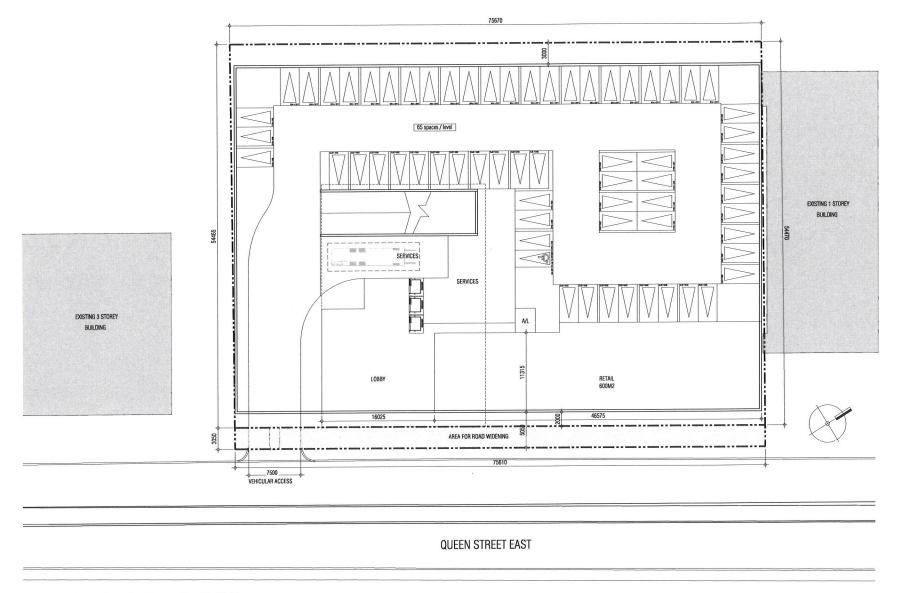
QUEEN STREET EAST

SITE PLAN

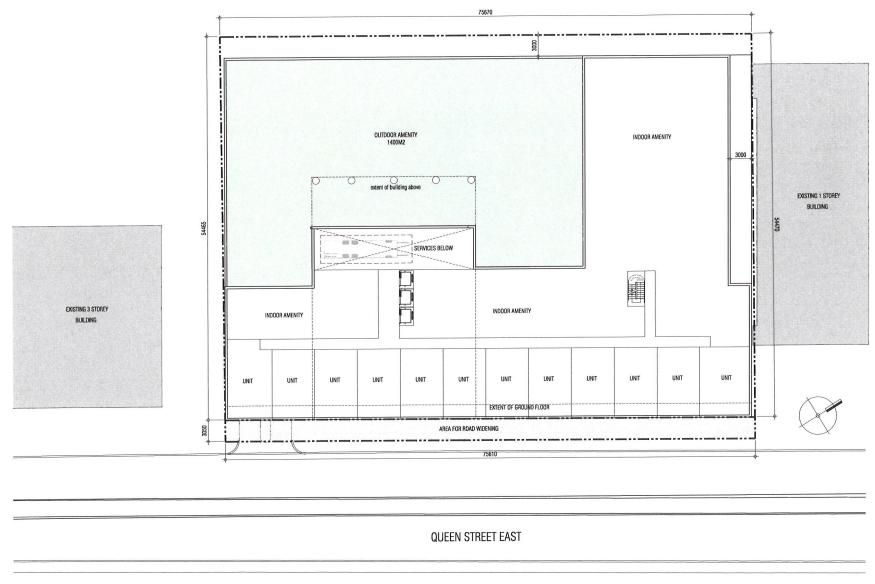


UNDERGROUND



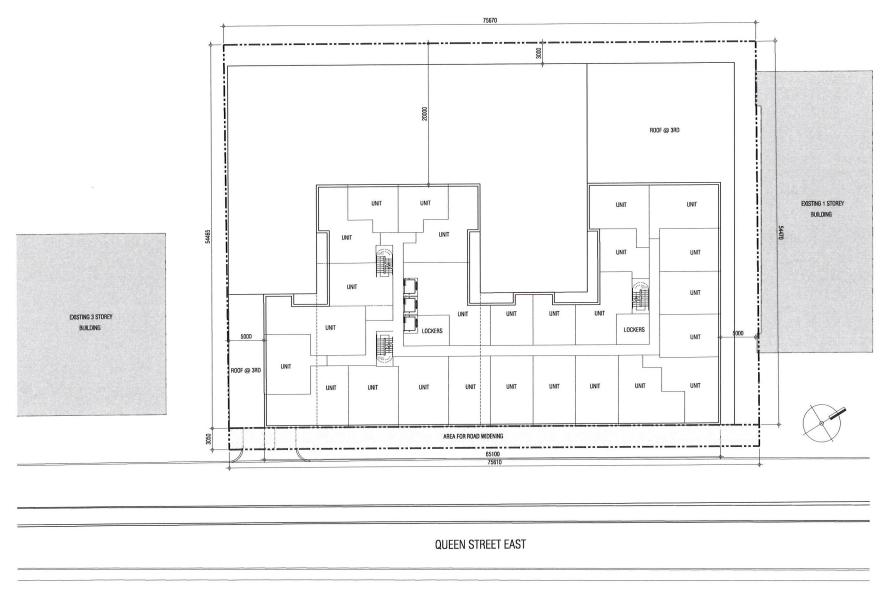


GROUND FLOOR

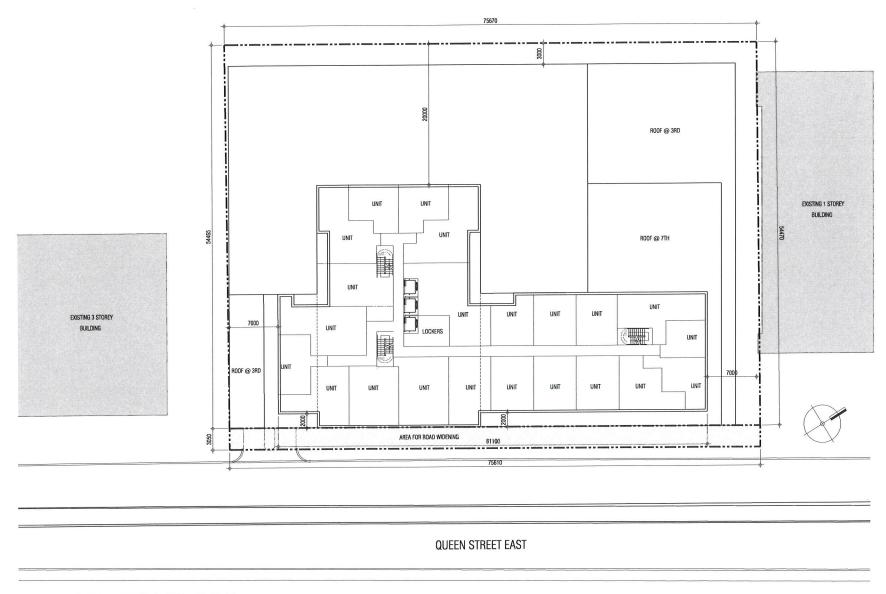


SECOND FLOOR

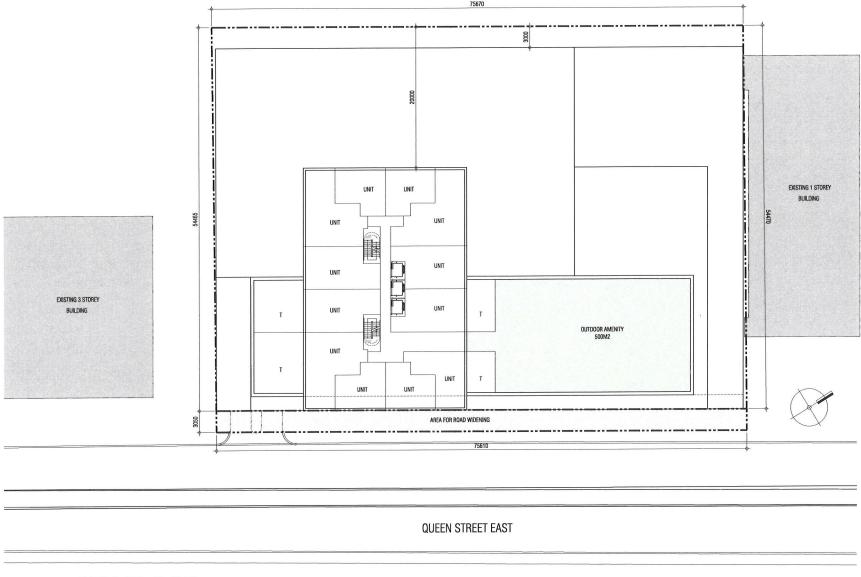




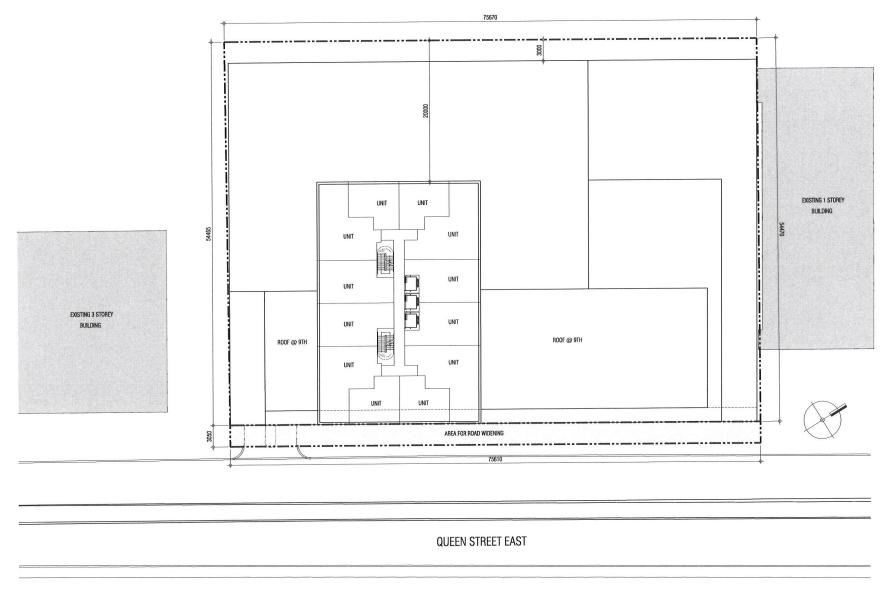
3RD-6TH FLOOR



7TH-8TH FLOOR

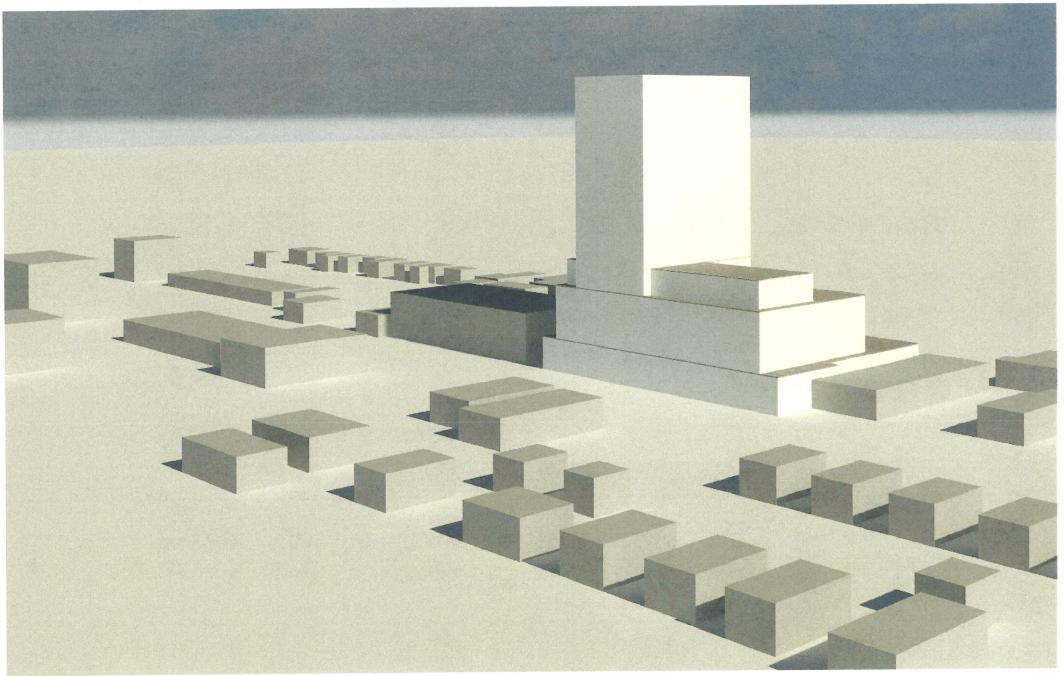


9TH FLOOR

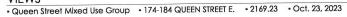


10TH-20TH FLOOR

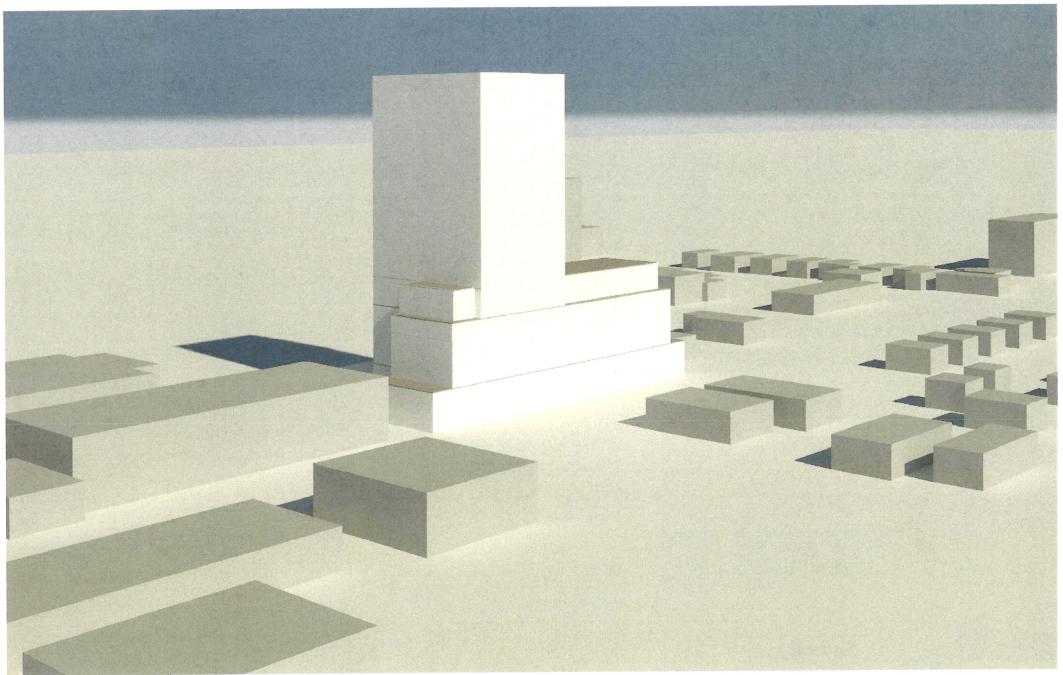




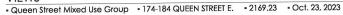














Zoning Non-compliance Checklist

File No. A-2023-@384

Applicant: 13335338 Ontario Limited, William Hewson and 6602142 Ontario Inc.

Address: 174, 178, 180 Queen St. East

Zoning: DC1-2913

By-law 270-2004, as amended

Category	Proposal	By-law Requirement	Section #
MAXIMUM RESIDENTIAL FOOTPRINT	To permit a gross floor area of 1900 square metres for each storey greater than 12m above grade containing residential dwelling units	Whereas the by-law permits a maximum gross floor area of 800m for each storey greater than 12 metres above grade containing residential dwelling units	
MAXIMUM TOWER WIDTH	To permit a maximum tower width of 66m (87.2% of the width of the building at grade) for the portion of the building greater than 12m above grade	Whereas the by-law requires that the maximum tower width for any portion of the building greater than 12 metres above grade shall not exceed 50% of the width of the building at grade	
WINDOWS AND DOORS AT GRADE	To permit 0% of the gross area of the side walls within 6m of the front lot line and less than 4m above grade will have windows and/or doors	Whereas the by-law requires that a minimum 70% of the gross area of the side walls within 6m of the front lot line and less than 4m above grade shall have windows and/or doors	
USE			
LOT DIMENSIONS AREA / DEPTH / WIDTH			
BUILDING SETBACKS FRONT / SIDE / REAR			
BUILDING SIZE			
BUILDING HEIGHT			
COVERAGE			
LANDSCAPED OPEN SPACE			
ENCROACHMENTS			
OTHER			

Elizabeth Corazzola
Reviewed by Zoning

November 28, 2023

Date





Partners:
Glen Broll, MCIP, RPP
Colin Chung, MCIP, RPP
Jim Levac, MCIP, RPP
Jason Afonso, MCIP, RPP
Karen Bennett, MCIP, RPP

In Memoriam, Founding Partner: **Glen Schnarr**

GSAI File: 592-001D

November 13th, 2023

Committee of Adjustment City of Brampton 2 Wellington Street West Brampton, ON L6Y 4R2

Attention:

Clara Vani

Secretary-Treasurer

Re:

Minor Variance Application

174, 178, and 180 Queen Street East

1335338 Ontario Limited, William Hewson and 6602142 Canada Inc.

City of Brampton, Region of Peel

Glen Schnarr & Associates Inc. (GSAI) are the planning consultants for 13335338 Ontario Limited. (174 Queen Street East), Mr. William Hewson (178 Queen Street East), and 6602142 Canada Inc. (180 Queen Street East), the registered owners of the above-noted lands (herein referred to as the 'subject lands'). In this capacity, we are pleased to submit the enclosed Minor Variance Application to facilitate a proposed twenty (20) storey mixed-use development consisting of 304 units, and 600m^2 of grade-related commercial retail (herein referred to as the 'proposed development').

Site Description & Land Use Context

The subject lands are comprised of three adjacent lots municipally known as 174, 178, 180, and 184 Queen Street East and are legally described as Part of Lots 23 & 24 Block C, Plan BR13 as in VS264092, save and except Part 1 on Expropriation Plan PR1617325: Brampton. The combined area of the three lots is approximately 0.43 hectares (1.06 acres), with approximately 11.6 meters of frontage along Queen Street East. The lands are located north of Queen Street East, west of Beech Street, and east of Wilson A venue. The subject lands are currently vacant, with no existing structures, and abut a 3-storey commercial development to the east and Brampton Cemetery to the North.

The lands are currently designated "Central Areas" in the City of Brampton Official Plan, which intends to serve as a significant location for free-standing or mixed-use development, including a full range of office and retail activities and a variety of residential uses. The lands are designated "Commercial – Central Area Mixed Use" within the Queen Street Corridor Secondary Plan, which promotes redevelopment in the form of mixed-use commercial/residential projects that front



Queen Street East. Moreover, the lands are subject to a site-specific Official Plan and Zoning Bylaw Amendment (City File: OP2006-157 & By-law 53-2019 – herein referred to as the 'OPA/ZBA'). Through the site-specific amendment, the site was zoned to "Downtown Commercial One – Special Section 2913" (DC1-2913). The site-specific amendments were approved in 2019 and include site-specific regulations for a mixed-use, high-density development.

Proposed Development:

The original concept approved in the 2019 OPA/ZBA contemplated a twenty (20) storey mixed-use development that included a built form made up of a three (3) storey podium, with a seventeen (17) storey block tower. This included two (2) storeys of retail, six (6) storeys of office space, and twelve (12) storeys of residential. See the rendering below from the original approval for reference.

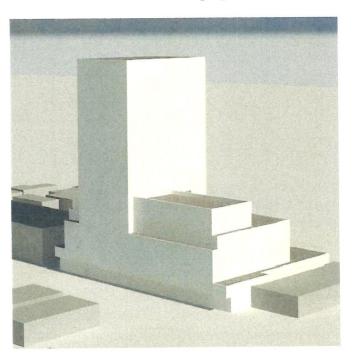




Since 2019, market conditions have changed and as a result, the owner has undertaken some slight revisions to the proposed building design. Namely, the owner has decided to remove the office uses and replace them with residential uses. As a result, the internal layout of the proposed building will need to be revised so it's more suitable to accommodate residential uses. These revisions have altered the revised building massing by increasing the base podium size, while decreasing the block tower size. It's important to note that the revisions to the proposal are in keeping with the height and density permissions applicable to the site. However, the revisions to the proposed built form have triggered a number of variances to the site specific zoning standards, which are outlined below.

The proposed development maintains a total building height of twenty (20) storeys. However, the revised proposal now contemplates a two-storey base podium, a three (3) storey U-shaped block tower (floors 3-5) that is terraced back from adjacent properties, a one (1) storey U-shaped block tower (floor 6) that is terraced back from Queen Street East, a two (2) storey block tower (floors 7-8) that is terraced back from the from adjacent properties, and a twelve (12) storey block tower. The proposed development comprises 304 units, including 215 one-bedroom and 89 two-bedroom units. The buildings contain a residential GFA of approximately 22 600 sq.m with a commercial GFA of 600 sq.m on the ground floor. The GFA will be finalized at the detailed design stage through a Site Plan application.

One level of underground and at-grade parking is proposed for the development, consisting of 295 parking spaces and 60 visitor parking spaces. Underground parking contains 115 parking spaces and 65 at-grade parking spaces. The development will provide 304 lockers and bicycle storage spaces. One (1) vehicle access is proposed from Queen Street East at the west of the site to facilitate underground parking access for residents and visitors. A rendering of the proposed developments massing has been included below to demonstrate the proposed description above.





Proposed Variance(s):

The proposed variances that are required to facilitate the proposed development are outlined as follows:

- 1. Section 2913.2(14) To allow each storey higher than 12m above grade to have a maximum Gross Floor Area of 1,900m2 up to a building height of 27 metres, whereas a maximum of 800m2 is permitted for each storey above 12m (not shown on plan);
- 2. Section 2913.2(15) To allow a maximum building width of 66m for the portion of the building between 12 meters and 27meters above grade, whereas the width of any portion of the building greater than 12 meters above grade shall not exceed 50% of the building at grade; and,
- 3. Section 2913.2(16) To allow 0% of the side walls within 6 meters of the front lot line less than 4.0 meters above grade to have windows and doors, whereas the portion of both side walls within 6.0 meters of the front lot line are required to have a minimum of 70% of the gross area of the portions of the wall that is less than 4.0 meters above grade to have windows and doors (not shown on plan).

Planning Rationale for the Proposed Variances:

The following section provides an analysis demonstrating how the variances satisfy the four tests of a minor variance as set out in Section 45 of the *Planning Act*, R.S.O 1990, c. P.13, as amended:

1. Meets the general intent and purpose of the Official Plan:

The "Central Area" designation in the City of Brampton Official Plan permits a range of uses, including residential and retail. This designation is intended to protect nearby neighborhoods, while also increasing the number of dwelling units to provide people the opportunity to live and work in the same area. Moreover, the site-specific Official Plan Amendment on the subject lands (City File No.: OP2006-157) indicates that development shall demonstrate a high level of design, including a strong definition of the podium/tower, and site elements that contribute to a strong pedestrian streetscape.

The proposed development will facilitate the permissions for much-needed additional dwelling units within the City. Additionally, the proposed development will not increase the overall height, nor will the massing of the building be brought any closer to the cemetery lands to the north, which will help maintain an appropriate transition to its surroundings. Lastly, the overall size of the podium will help create a strong street wall along Queen Street East, which will also help animate the street by providing retail uses at grade. These items are all in keeping with the applicable Official Plan policies.

Moreover, there have been multiple discussions with City staff to discuss the appropriateness of the proposed development's revised massing. The proposed development is a result of



collaboration with our team and City staff and further design details will be determined through the Site Plan Application process. For these reasons, we are of the opinion that the requested variances meet the general intent and purpose of the Brampton Official Plan.

2. Meets the general intent and purpose of the Zoning By-Law:

Podium Gross Floor Area (Section 2913.2(14)) & Building Width (Section 2913.2(15)):

The purpose and intent of these site-specific zoning provisions are intended to regulate the specific built form which was shown on the plans included in the approved OPA/ZBA on the subject lands. Specifically, these regulations are intended to control the size of the podium and block tower shown on the plans from the originally approved concept. Considering the proposed development is contemplating a larger podium (height, area, and width), we are seeking relief from these site-specific regulations.

The revised building massing shown on the proposed development (specifically the increased podium) will help reinforce the street wall along Queen Street East on a scale that is sensitive to the neighbourhood context. The decrease in block tower size will allow for the preservation of sky views, while also reducing the potential shadow impact on adjacent lands. Moreover, it should be noted that the revised proposal is still in keeping with the height and density permissions applicable to the site. In other words, the overall podium size has increased, but the block tower size has decreased proportionally. For these reasons, we are of the opinion that the proposed development is appropriate and is in keeping with the general intent of the Zoning By-law.

Side Walls Windows and Doors (Section 2913.2(16)):

The purpose and intent of this site-specific zoning provision is to regulate the amount of windows and/or doors that should be provided along the building walls. However, as shown on the Minor Variance Sketch (and the proposed building rendering), the proposed development has zero (0) meter setbacks to the adjacent properties to the east and west. Therefore, the proposed development will abut any future developments along Queen Street East. It will be impossible to have windows/doors on the side walls of the proposed development, therefore we are of the opinion that this development standard is no longer relevant and should be revised. For these reasons, we are of the opinion that the proposed development meets the general intent of the Zoning By-law.

3. Desirable for the appropriate development of the land:

The proposed variances are desirable as they will facilitate a development concept that is consistent with the intent and vision of the Official Plan, Secondary Plan, and Zoning By-law. Approval of the requested variances will allow for the proposed development, as shown on the Minor Variance Sketch. While a similar site-specific development has already been approved on the site through the OPA/ZBA noted above, the proposal represents a development that is more appropriate to the current day market conditions, which is desirable for future growth within the City of Brampton.



Overall, it is our opinion that the proposed variances have been designed to be in keeping with the existing character of the subject lands and will not negatively affect surrounding uses and represent an efficient, compatible and appropriate development.

4. The Variance is Minor in Nature:

It is our opinion the requested variances are minor in nature, as the proposed development remains compatible with the surrounding uses and can be appropriately integrated into the previously approved OPA/ZBA. The variances requested will not result in an adverse impact on adjoining properties or the surrounding area. Overall, the variances will allow for the development of much-needed residential units and commercial retail space, which will contribute to the social and economic vitality of the area. Collectively and individually, it is our opinion that the proposed variances are minor in nature.

Application Materials:

In support of the application, please find enclosed the following materials:

- One completed Minor Variance Application Form and authorization;
- One copy of the Minor Variance Sketch Plan, prepared by Glen Schnarr & Associates Inc., dated November 13th, 2023; and,
- One cheque in the amount of \$2838.00 made payable to the City of Brampton.

We trust this completes the Application for Minor Variance and we look forward to being considered for the December 19th, 2023 hearing date. Please feel free to contact us if you have any questions or require more information.

Respectfully submitted,

GLEN SCHNARR & ASSOCIATES INC.

Patrick Pearson, MCIP, RPP

Associate