

## **Public Notice**

Committee of Adjustment
APPLICATION # A-2023-0051
WARD #9

#### APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **PARTH SHAH AND HINAL PARTH SHAH** 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 Part of Lot 65, Plan M-1114, Part 16, Plan 43R-20429 municipally known as **4 RAIN LILY LANE**, Brampton;

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

- 1. To permit a below grade entrance on a lot containing a quattroplex whereas the by-law only permits a below grade entrance in a single detached, semi detached or townhouse dwelling;
- 2. To permit a side yard setback of 1.29m (4.23 ft.) to a below grade entrance whereas the by-law requires a minimum interior side yard setback of 1.8m (5.91 ft.).

#### OTHER PLANNING APPLICATIONS:

The land which is subject of	this application i	s the subject of an application under the Planning Act for:
Plan of Subdivision: Application for Consent:	NO NO	File Number: File Number:
broadcast from the Counc	il Chambers, 4t	d TUESDAY, March 28, 2023 at 9:00 A.M. by electronic meeting the Floor, City Hall, 2 Wellington Street West, Brampton, for the 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.

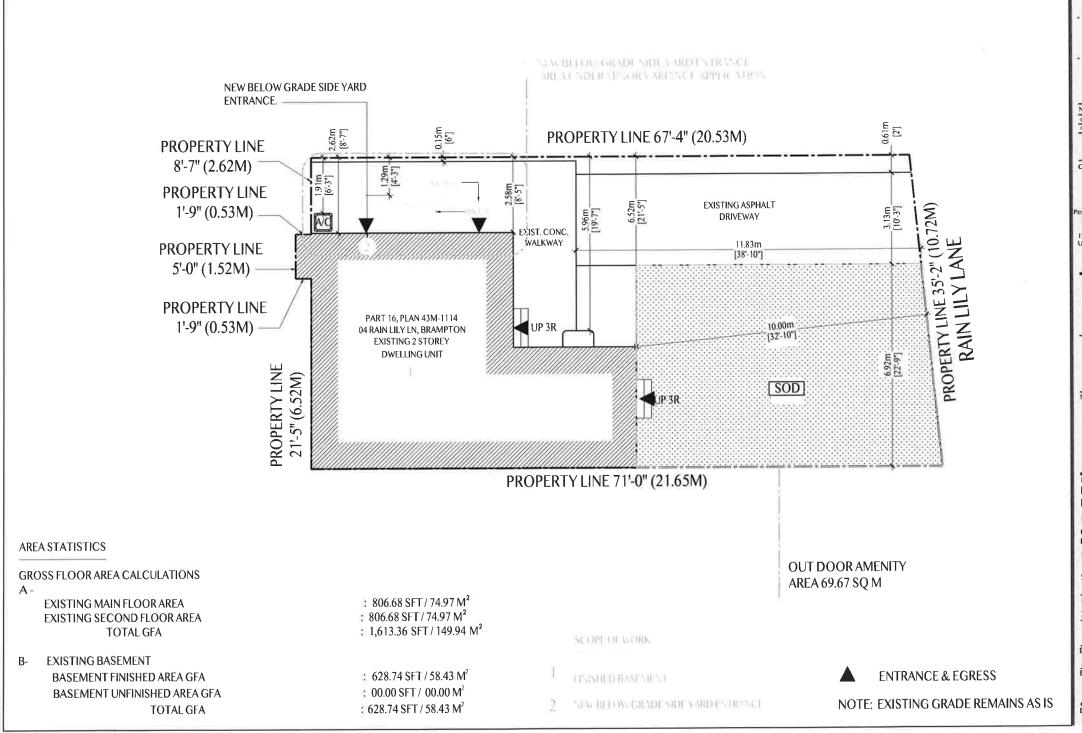
#### PLEASE SEE ATTACHED PARTICIPATION PROCEDURES REQUIRED DURING THE COVID-19 PANDEMIC

DATED at Brampton Ontario, this this 16th Day of March, 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



GENERAL NOTES

COPY RIGHT REPAIRS THE PROPERTY OF BALE PRIC THESE PLANS, DEBISON AND WIGLIEC HAM, CONTINUED AND SOFTEN FOR PROPERTY SHATE ONC. AND MUST NOT BE LEAT, RESOLD, WHETO HAT ORD THERWISE COPIED OFF HAVING THE

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No	Date	Revision/Issued
00	2023.01.05	Schematic Design
91	2023.07.25	NY Application

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BUILDING FOR FUTUR

Permit Drawings | Construction | Project Management | Developments

126 Burnhamthorpe Rd East | Unit A | Oakville | ON | L6H 0X9 m: 647,471,7441 e:info@shafeinc.com www.shafeinc.com





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Project Title: FINISHED BASEMENT

Project Address : 04 Rain Lily Ln, Brampton

Drawing title:

SITE PLAN

Project: 22-240 Scale:

½"=1'-0" Drawn

AK YK

Drawing number:

A-01

Date Modified

V17



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 **March 28, 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**, **March 23**, **2023**.

- Advance registration for applicants, agents and other interested persons is required by one or two options:
  - 1. Participate remotely in the electronic hearing using a computer, smartphone or tablet by emailing the Secretary–Treasurer at <a href="mailto:cityclerksoffice@brampton.ca">cityclerksoffice@brampton.ca</a> or <a href="mailto:jeanie.myers@brampton.ca">jeanie.myers@brampton.ca</a> by 4:30 pm Thursday, March 23, 2023.
  - 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, March 23, 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, March 23, 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 <a href="mailto:cityclerksoffice@brampton.ca">cityclerksoffice@brampton.ca</a> or <a href="mailto:jeanie.myers@brampton.ca">jeanie.myers@brampton.ca</a>. 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**

March 14, 2023

To: Committee of Adjustment

RE: PARTH SHAH AND HINAL PARTH SHAH

PART OF LOT 65, PLAN M-1114 PART 16, PLAN 43R-20429 A-2023-0051 – 4 RAIN LILY LANE

Please amend application A-2023-0051 to reflect the following:

 To permit a below grade entrance on a lot containing a quattroplex whereas the bylaw only permits a below grade entrance in a single detached, semi detached or townhouse dwelling;

2. To permit a side yard setback of 1.29m (4.23 ft.) to a below grade entrance whereas the by-law requires a minimum interior side yard setback of 1.8m (5.91 ft.).

DATED: Mar 15, 2023.

Applicant/Authorized Agent

### **Flower City**



FILE NUMBER: A- 2023-0051

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 files is considered public information and is available to anyone upon request. Questions about the collection of personal information should be directed to the Freedom of Information and Privacy Coordinator, 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**.

1	Name of (	Ownorle)	PARTH SHAH & HI	NAL PARTH SHAH	
	Name of Owner(s)  Address 04 RAIN LILY LANE, BRAMPTON, ON L6R 1S2				
	Phone # Email	+1.647.717.8136 shahparthk1989@gmail.com	<u> </u>	Fax #	
2.	Name of Address	Agent Salman Ellahi 126 BURNHAMTHORPE RO	OAD EAST. OAKVILLE. I	.6H 0Х9.	
	Phone # Email	647 471 7441 salman@shafeinc.com		Fax #	
3.	Nature ar To create : 1.2 m set b	nd extent of relief applied for a below grade entrance in right back.	(variances requested) t side yard where set ba	: ck of 1.8 required as per by	law. we have only
				8	
4.	Why is it	not possible to comply with zoning by laws below grade si	the provisions of the lide yard is allowed with 1	oy-law? I.8M set back, we have only	/ 1.29 m set back.
5.	Lot Num Plan Nui	escription of the subject land be <u>r 65</u> mber/Concession Number al Address <u>04 RAIN LILY LA</u>	43M - 1114 RP	43R20429 PART 16 6R 1S2	
6.	Dimensi Frontago Depth Area	on of subject land ( <u>in metric</u> e 10.72 M 21.65 M & 20.53 225.64 SM	units)		
7.	Provinci Municip	to the subject land is by: ial Highway al Road Maintained All Year Right-of-Way		Seasonal Road Other Public Road Water	

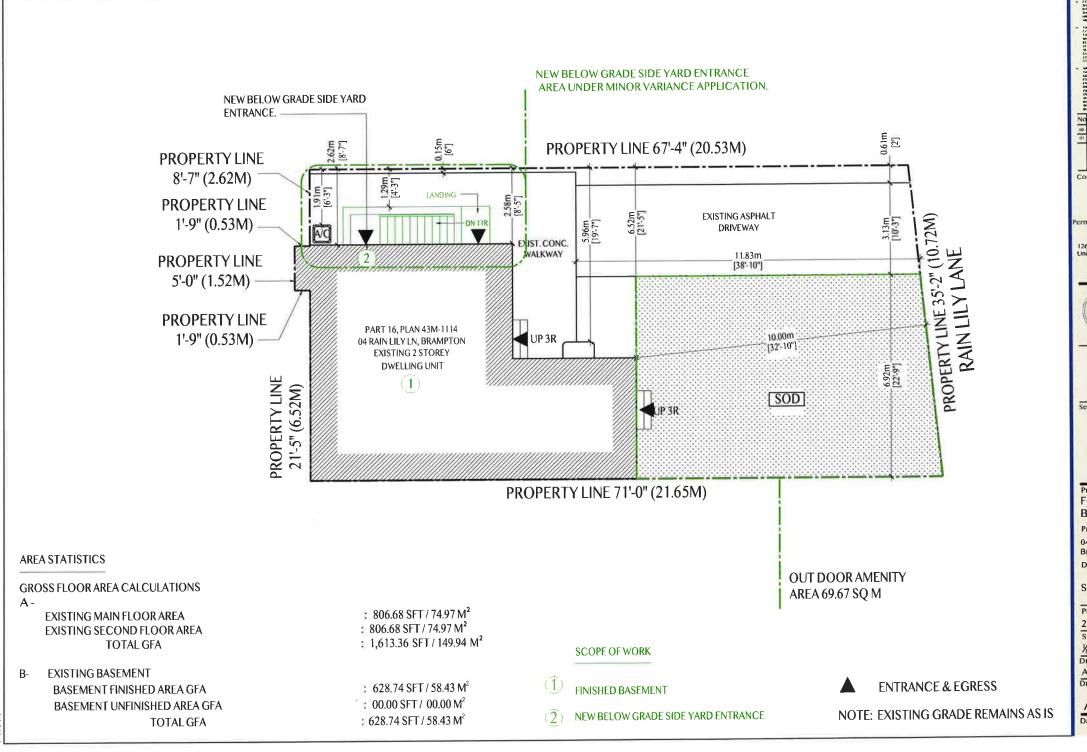
Particulars of all buildings and structures on or proposed for the subject

8.

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.) 2 Storey quattroplex Dwelling unit Basement Area: 54.43 SM Main Floor Area: 74.97 SM Second Floor Area: 74.97 SM Total for Floors Above Grade: 149.94 SM PROPOSED BUILDINGS/STRUCTURES on the subject land: single-Unit Dwelling Unit quattroplex - below grade side yard enterance, entrance and exit for a finished basement. Location of all buildings and structures on or proposed for the subject lands: 9. (specify distance from side, rear and front lot lines in metric units) **EXISTING** 10.0 M Front yard setback Rear yard setback N/A Side yard setback N/A (left side) Side yard setback 2.58 (right side) **PROPOSED** Front yard setback No Change in setback. Rear yard setback No Change No Change (left side) Side yard setback Side yard setback 1.29 (right side) year 2017 10. Date of Acquisition of subject land: Residential 11. Existing uses of subject property: Residential 12. Proposed uses of subject property: Residential 13. Existing uses of abutting properties: 1994 Date of construction of all buildings & structures on subject land: 14. 29 year Length of time the existing uses of the subject property have been continued: 15. 16. (a) What water supply is existing/proposed? Other (specify) Municipal What sewage disposal is/will be provided? Other (specify) Municipal Septic (c) What storm drainage system is existing/proposed? Sewers Other (specify) Ditches Swales

17.		ect property on or consent?		t of an a	application u	nder the	Planning	Act, for ap	proval of a plan of
	Yes	No							
	If answer is	s yes, provide	e details:	File #	<b>#</b>			Status	
18.	Has a pre-	consultation	application	been fi	led?				
	Yes	No							
19.	Has the su	bject propert	y ever beei	n the su	bject of an a	pplication	on for mino	r variance	?
	Yes	N			Unknown				
	lf answer i	s yes, provid	e details:						
	File #		Decision _				Relief_		
	File # File #		Decision _ Decision _				Relief Relief		
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		City				Bram	pton		
	-	DAY OF _							
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IN THE		OF _							
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Peel	- THIS		DAY OF	<b>.</b>					
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//	A Commi	ssioner etc.							
		C		FOR O	FFICE USE C	MI V			
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		Zoning	Officer			-		Date	
		DATE	PECEIVED		100,,,,	-14+	28.20	123	

Revised 2019/01/06



Project Management

126 Burnhamthorpe Rd East Unit A|Oakville|ON|L6H 0X9 m: 647.471,7441 e:info@shafeinc.com www.shafeinc.com





Project Title: FINISHED **BASEMENT** 

Project Address 04 Rain Lily Ln, Brampton

Drawing title:

SITE PLAN

Project:

22-240 Scale:

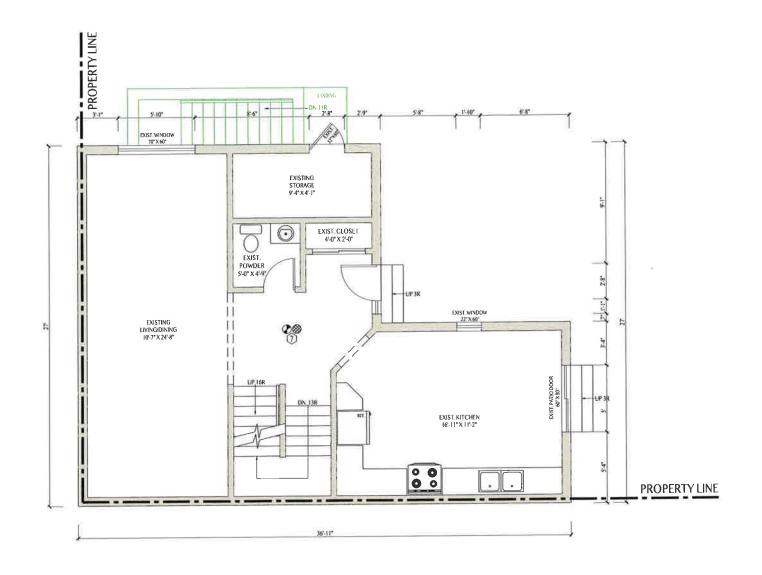
1-0"

Drawn Checked

Drawing number:

A-01

Date Modified



LEGEND: EXISTING WALLS FIRE RATED WALLS REFER TO G-01 FOR DETAILS EXISTING TO BE REMOVED

MAIN FLOOR PLAN

(FOR REFERENCE ONLY)

GROSS FLOOR AREA =  $812.16 \text{ SFT} / 75.47 \text{ M}^2$ 

PLEASE SEE DRAWING NO. G-01 FOR GENERAL NOTES AND SCHEDULES

INTERCONNECTED AND WIRED SMOKE ALARMS AT EACH FLOOR AND EACH UNIT INCLUDING FINISHED BASEMENT AND LEGAL BASEMENT - AS PER OBC 9.10.19

No Date Revision/Issued

rermit Drawings | Construction | Project Management | Developments

126 Burnhamthorpe Rd East| Unit A | Oakville | ON | L6H 0X9 m: 647.471.7441 e:info@shafeinc.com www.shafeinc.com

Seal

Project Title: FINISHED BASEMENT

Project Address:

04 Rain Lily Ln, Brampton

Drawing title:

MAIN FLOOR PLAN

Project: 22-240

Scale:

3/16"=1'-0"

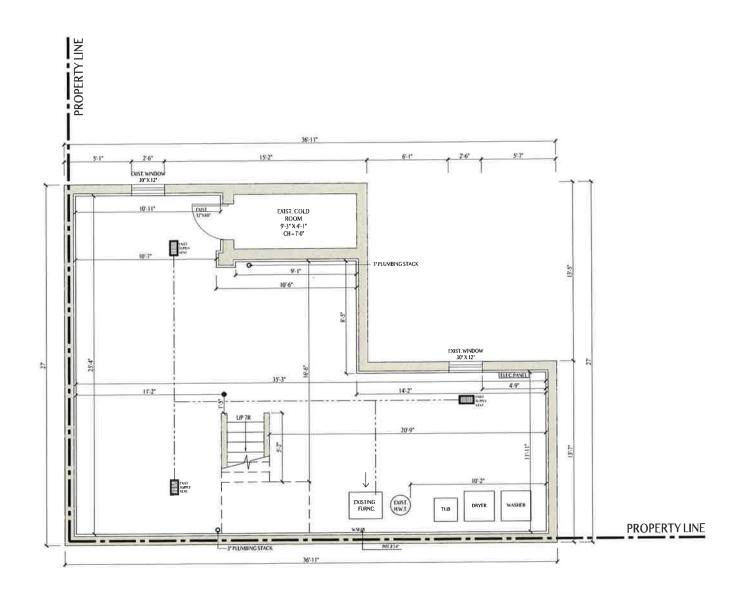
Drawn Checked

Date Modified

FEB 25,2023

EXISTING COLUMNS

CEILING HEIGHT = 8'-10"



#### LEGEND:

**EXISTING** WALLS NEW WALLS

FIRE RATED WALLS REFER TO G-01 FOR DETAILS

EXISTING TO BE REMOVED

EXISTING COLUMNS

#### **EXISTING - BASEMENT PLAN**

GROSS FLOOR AREA CALCULATIONS  $= 0.0 \text{ SFT} / 0.0 \text{ M}^2$ A- BASEMENT FINISHED AREA GFA B-BASEMENT UNFINISHED AREA GFA  $= 651.23 \text{ SFT} / 60.52 \text{ M}^2$  $=651.23 \text{ SFT}/60.52 \text{ M}^2$ TOTAL BASEMENT GFA = 7-8" CEILING HEIGHT

PLEASE SEE DRAWING NO. G-01 FOR GENERAL NOTES AND SCHEDULES

INTERCONNECTED AND WIRED SMOKE ALARMS AT EACH FLOOR AND EACH UNIT INCLUDING FINISHED BASEMENT AND LEGAL BASEMENT - AS PER OBC 9.10.19

#### No Date Revision/Issued

ermit Drawings | Construction | Project Management | Developments

126 Burnhamthorpe Rd East | Unit A | Oakville | ON | L6H 0X9 m: 647.471.744 | e:info@shafeinc.com www.shafeinc.com

Seal

Project Title: FINISHED BASEMENT

Project Address: 04 Rain Lily Ln.

Brampton Drawing title:

EXISTING BASEMENT

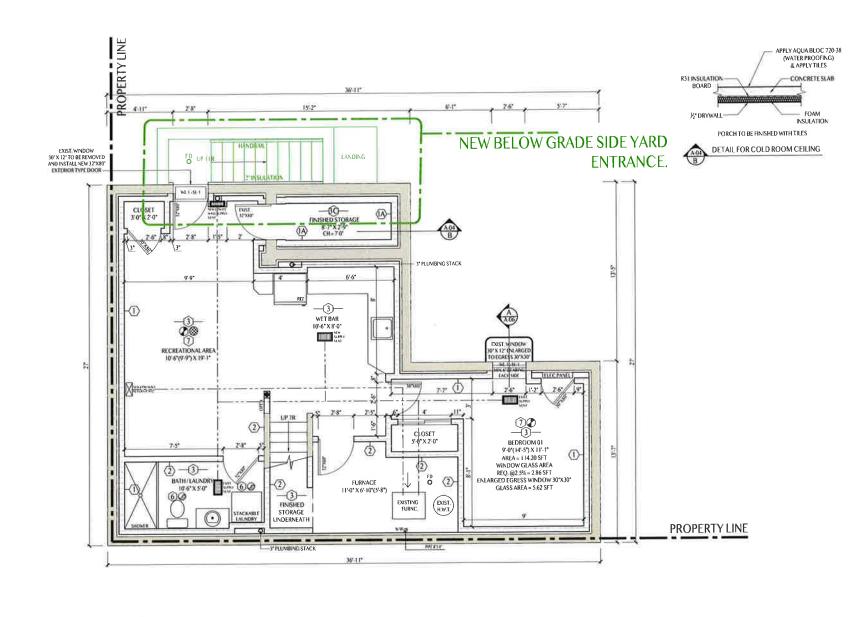
PLAN Project:

22-240

Scale:

3/16"=1'-0" Checked Drawn

Date Modified



#### LEGEND:

EXISTING WALLS NEW WALLS

FIRE RATED WALLS REFER TO G-01 FOR DETAILS

EXISTING TO BE REMOVED

EXISTING COLUMNS

#### PROPOSED - BASEMENT PLAN

GROSS FLOOR AREA CALCULATIONS

A- BASEMENT FINISHED AREA GFA  $= 628.74 \text{ SFT}/58.43 \text{ M}^2$ B-BASEMENT UNFINISHED AREA GFA  $= 00.00 \text{ SFT}/00.00 \text{ M}^2$ TOTAL BASEMENT GFA  $= 628.74 \text{ SFT}/58.43 \text{ M}^2$ 

CEILING HEIGHT = 7-8"

PLEASE SEE DRAWING NO. G-01 FOR GENERAL NOTES AND SCHEDULES

INTERCONNECTED AND WIRED SMOKE ALARMS AT EACH FLOOR AND EACH UNIT INCLUDING FINISHED BASEMENT AND LEGAL BASEMENT - AS PER OBC 9. 10.19. GENERAL NOT

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No Date Revision/Issued

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61 20210225 Mr. Application

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BUILDING FOR FUTURE

Permit Drawings | Construction | Project Management | Developments

126 Burnhamthorpe Rd East | Unit A | Oakville | ON | L6H 0X9 m: 647.47 | 7.44 | e:info@shafeinc.com www.shafeinc.com

Seal

Project Title: FINISHED BASEMENT

Project Address 04 Rain Lily Ln, Brampton

Drawing title: PROPOSED BASEMENT

PLAN

Project: 22-240

Scale:

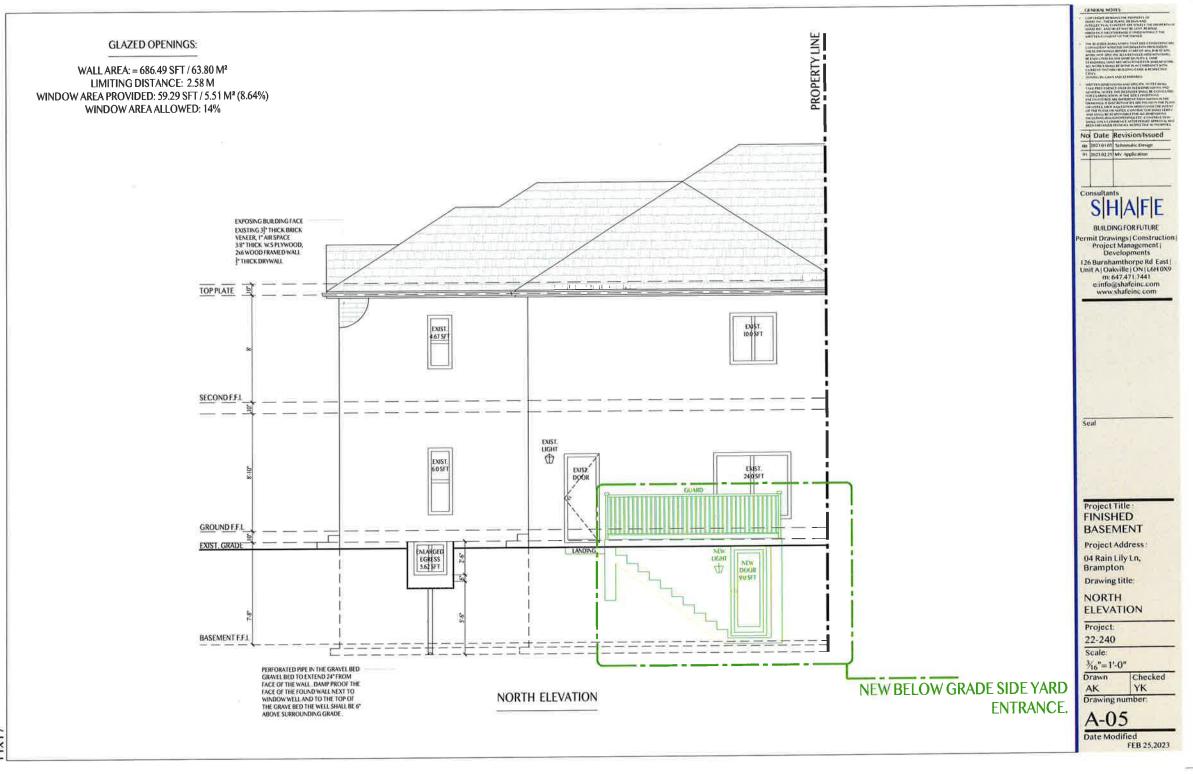
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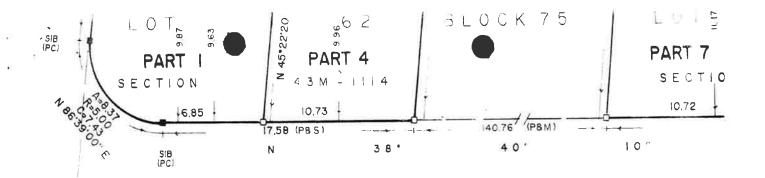
AK YK

Drawing number

A-04

Date Modified

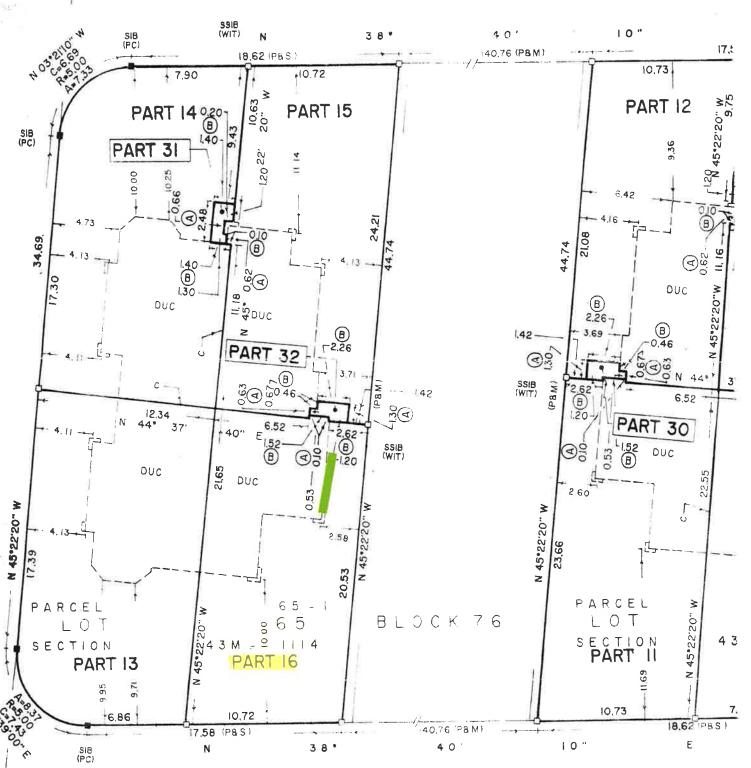




BISON RUN ROAD

(DEDICATED BY REGISTERED PLAN 43M-1114)

PARCEL STREETS AND STREET WIDENING - I SECTION =



RAIN LILY LANE
(DEDICATED BY REGISTERED PLAN 43M-1114)
PARCEL STREETS AND STREET WIDENING - 1 SECTION 43M

DOCUMENTS RELEASED PURSUANT TO A REQUEST UNDER THE MUNICIPAL FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY ACT R.S.O. 1990c. M56

COPYRIGHT ACT R.S., 1985, c. C-42 APPLIES TO THE USE AND REPRODUCTION OF THESE DOCUMENTS

## PLAN 43R-20429

I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT.

DATE JUNE 15,1994\_\_\_

Dan Blad

DAVID A. BLACK ONTARIO LAND SURVEYOR

RECEIVED AND DEPOSITED

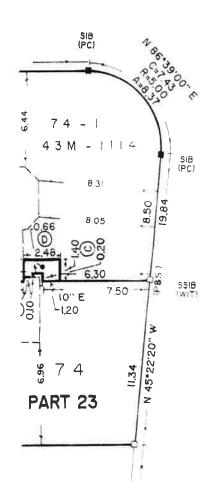
DATE JULE 15, 1994

CAND REGISTRAR FOR THE LAND TITLES DIVISION OF PEEL ( N° 43 )

PARTS 1,2,3,4,25 AND 26 - ALL OF PARCEL. 62 - I SECTION 43M - III4
PARTS 5,6,7,8,27 AND 28 - ALL OF PARCEL 63 - I SECTION 43M - III4
PARTS 9,10,11,2,29 AND 30 - ALL OF PARCEL 64 - I SECTION 43M - III4
PARTS 13,14,15,16,31 AND 32 - ALL OF PARCEL 65 - I SECTION 43M - III4
PARTS 21,22,23,24,35 AND 36 - ALL OF PARCEL 73 - I SECTION 43M - III4

65-92

ESCENT +3M - 1114 ) ECTION 43M - 1114



PLAN OF SURVEY OF

LOTS 62,63,64,65,73 AND 74 REGISTERED PLAN 43M - 1114

CITY OF BRAMPTON REGIONAL MUNICIPALITY OF PEEL

SCALE 1 : 250 5m 0 5 10 19

J. D. BARNES LIMITED 1994

## DOCUMENTS RELEASED PURSUANT TO A REQUEST UNDER THE

MUNICIPAL FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY ACT R.S.O. 1990c. M56

COPYRIGHT ACT R.S., 1985, c. C-42 APPLIES TO THE USE AND REPRODUCTION OF THESE DOCUMENTS

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PLAN

ATHER REGISTERED

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DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

#### NOTES:

BEARINGS HEREON ARE ASTRONOMIC AND ARE REFERRED TO THE NORTHEASTERLY LIMIT OF POPPY BLOOM AVENUE AS SHOWN ON REGISTERED PLAN 43M - 1114 . HAVING A BEARING OF N 45° 22'20" W.

	DENOTES	SURVEY MONUMENT FOUND
0	DENOTES	SURVEY MONUMENT PLANTED
SiB	DENOTES	STANDARD IRON BAR
38	DENOTES	IRON BAR
SSIB	DENOTES	SHORT STANDARD IRON BAR
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PLAN Z

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ARINGS HEREON ARE ASTRONOMIC AND ARE REFERRED TO THE THEASTERLY LIMIT OF POPPY BLOOM A PUE AS SHOWN ON GISTERED PLAN 43M - 1114, HAVING A BELLING OF N 45' 22'20" W.

	DENOTES	SURVEY MONUMENT FOUND
	DENOTES	SURVEY MONUMENT PLANTED
\$18	DENOTES	STANDARD IRON BAR
\$B	DENOTES	IRON BAR
SSIB	DENOTES	SHORT STANDARD IRON BAR
WIT	DENOTES	WITNESS
PC	DENOTES	POINT OF CURVATURE
DUC	DENOTES	DWELLING UNDER CONSTRUCTION
F	DENOTES	FACE OF FOUNDATION WALL
С	DENOTES	CENTRELINE OF FOUNDATION WALL
CFW	DENOTES	CONCRETE FOUNDATION WALL
PAS	DENOTES	REGISTERED PLAN 43M - III4 AND SET
P8M	DENOTES	REGISTERED PLAN 43M - III4 AND MEASURED
0	DENOTES	BEARING

PLANTED MONUMENTS ARE IRON BARS UNLESS SHOWN OTHERWISE. FOUND MONUMENTS SET BY MARSHALL MACKLIN MONAGHAN ONTARIO LIMITED UNLESS SHOWN OTHERWISE .

CAUTION

THIS PLAN IS NOT A PLAN OF SUBDIVISION WITHIN THE MEANING OF THE PLANNING ACT.

#### SURVEYOR'S CERTIFICATE

I CERTIFY THAT

- I. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE THEREUNDER.
- 2 THE SURVEY WAS COMPLETED ON THE 20th DAY OF MAY

DATE JUNE 13, 1994\_\_



SURVEYING

MAPPING

#### LAND INFORMATION SERVICES

OFFICE OF ORIGIN

450 BRITANNIA ROAD EAST, SUITE 450B MISSISSAUGA, ONTARIO L4Z IX9 TELEPHONE (905) 507 - 6767 FAX (905) 507-6977

DRAWN BY

CHECKED BY

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REFERENCE NO.: 94-28-986-00-A

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