

October 25, 2024

By Email: coa@brampton.ca; clara.vani@brampton.ca

Clara Vani
Legislative Coordinator & Secretary-Treasurer Committee of Adjustment
Committee of Adjustment
2 Wellington Street West
Brampton, ON L6Y 4R2

Dear Clara Vani,

Re: Minor Variance Application – A-2024-0313
40 Bellini Avenue
City of Brampton, Region of Peel
Owner: Pardeep Singh, Pawnjot Dhanoa
Agent: Justin Sherry Design Studio

This letter will acknowledge receipt of the City's circulation of the above noted Minor Variance Application received by Toronto and Region Conservation Authority (TRCA) on October 11, 2024. A list of materials reviewed by TRCA is included in Appendix "A".

TRCA staff have reviewed the application in accordance with the Conservation Authorities Act (CA Act) and its associated regulations, which require TRCA to provide programs and services related to the risk of natural hazards within its jurisdiction. Whether acting on behalf of the Ministry of Natural Resources (MNR) or as a public body under the Planning Act, Conservation Authorities (CAs) must help ensure that decisions under the Planning Act are consistent with the natural hazards policies of the Provincial Policy Statement (PPS) and conform to any natural hazard policies in a Provincial Plan.

In addition, TRCA staff have also reviewed these applications in accordance with TRCA's permitting responsibilities under Section 28.1 of the CA Act. Where development activities are proposed within a TRCA Regulated Area (i.e., river or valley, wetlands, hazardous lands, etc.), a permit is required from TRCA. TRCA must ensure that where a proposal is within an area regulated by TRCA, that the proposal conforms with the appropriate policies of Section 8 of TRCA's Living City Policies (LCP), which evaluate a proposal's ability to meet the tests of the CA Act and regulation.

Purpose of the Application

TRCA staff understand that the purpose of the Minor Variance Application is to:

1. To permit an interior side yard setback of 7.2 metres to a proposed attached garage, whereas the by-law requires a minimum interior side yard setback of 7.5 metres;
2. To permit a two-storey addition to an existing single detached dwelling having a building height of 11.12 metres, whereas the by-law permits a maximum building height of 10.6 metres;

3. To permit an accessory structure (proposed cabana) in the interior side yard, whereas the by-law does not permit an accessory structure in the interior side yard;
4. To permit an accessory structure (proposed cabana) having a gross floor area of 67 square metres, whereas the by-law permits a maximum gross floor area of 23 square metres for an individual accessory structure;
5. To permit an accessory structure (proposed shed) having a gross floor area of 45 square metres, whereas the by-law permits a maximum gross floor area of 23 square metres for an individual accessory structure; and
6. To permit a combined gross floor area of 112 square metres for two accessory structures, whereas the by-law permits a maximum combined gross floor area of 40 square metres.

O. Reg. 41/24 and CA Act

A significant portion of the subject lands are located within TRCA's Regulated Area of the Humber River Watershed and are subject to O. Reg. 41/24 and the CA Act. Based on our review of the proposed development, the proposal is not located within the regulation portion of the subject lands.

Application Specific Comments

Based on our review of the plans provided in support of this Minor Variance Application, the works associated with the Minor Variance Application is appropriately setback all erosion hazards associated with the valley corridor adjacent to the subject site.

As noted above, no new development is being proposed within TRCA's Regulated Area. Therefore, a TRCA permit in accordance with Section 28.1 of the CA Act will not be required in this instance. Notwithstanding, TRCA has an interest in all future development on the above-mentioned property as it may be subject to a TRCA permit in accordance with Section 28.1 of the CA Act. Given the above, staff have no concerns with the Minor Variance Application as currently proposed.

Recommendation

As currently submitted, TRCA staff are of the opinion that the Minor Variance Application assigned City File No. A-2024-0313 is consistent with Provincial policy. Specifically, Section 3 (Natural Hazards) of the PPS. Additionally, it is staff's position that these applications are in conformity with TRCA's LCP policies.

As such, TRCA has **no objection** to the approval of the application subject to the following conditions:

1. That the applicant provides the required \$660.00 planning review fee.

We thank you for the opportunity to comment. We trust these comments are of assistance. Should you have any additional questions or comments, please contact the undersigned.

Sincerely,

Colleen Bonner
Senior Planner
Development Planning and Permits | Development and Engineering Services
Toronto and Region Conservation Authority
Email: colleen.bonner@trca.ca

On behalf of:
Marina Janakovic
Planner I
Development Planning and Permits | Development and Engineering Services
Toronto and Region Conservation Authority
Email: Marina.Janakovic@trca.ca

cc: Pardeep Singh & Pawanjot Dhanoa - psingh@gappexpress.com
Justin Sherry Design Studio – info@justinsherry.ca

Appendix 'A' Materials Received by TRCA

- Circulation Letter
- Site Plan, Prepared by Justin Sheery Design Studio