# Flower City



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

FILE NUMBER:

ER: A-2075-0007

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. Name of Owner(s) A&V CAVALLO INVESTMENTS LTD(c/o Anthony Cipriani)
Address 180 BOVAIRD DRIVE W, BRAMPTON ON. L7A 0H3 Phone # 416-618-6238 Fax # **Email** cavallom@hotmail.com MAINLINE PLANNING SERVICES INC. (C/O JOSEPH PLUTINO) Name of Agent Address PO BOX 319, VAUGHAN ON. LOJ 1C0 Phone # 905-893-0046 Fax # NMOORE@MAINLINEPLANNING.COM Email Nature and extent of relief applied for (variances requested):

To permit the use of a 'Motor Vehicle Sales Establishment' with an accessory 'Motor Vehicle Repair Shop' on the site, whereas Zoning By-law 270-2004 does not list a 'Motor Vehicle Sales Establishment' or a 'Motor Vehicle Repair Shop' as a permitted use in a M1A-160 zone. Why is it not possible to comply with the provisions of the by-law?

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

Exception 160 states that the site shall only be used for the following purposes:

- the retailing and indoor and outdoor storage of building equipment and supplies.

5. Legal Description of the subject land:

Lot Number LOT 11

Plan Number/Concession Number

CON 1

Municipal Address

180 BOVAIRD DRIVE WEST

6. Dimension of subject land (in metric units)

Frontage 61.0 m

Depth 292.6 m

Area 16,485.9 m²

7. Access to the subject land is by:

Seasonal Road Other Public Road

Provincial Highway
Municipal Road Maintained All Year

Private Right-of-Way

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 BUILDING	SS/STRUCTURES on 1	the subject land: List all structure	es (dwelling, shed, gazebo, etc.)	
	Two (2) one-store	y commercial buildi	ngs.		
	PROPOSED BUILDII	NGS/STRUCTURES o	n the subject land:		
	N/A.				
9.			ructures on or proposed r and front lot lines in <u>m</u>		
	EXISTING				
	Front yard setback		G 'A': 40.3m,	BLDG 'B': 188.5 m	
	Rear yard setback		'A': 165.5m,	BLDG 'B': 30.4m	
	Side yard setback		'A': 17.1m,	BLDG 'B': 14.3m	
	Side yard setback	EAST - BLDG	'A': 7.0m,	BLDG 'B': 8.0m	
	PROPOSED				
	Front yard setback	N/A			
	Rear yard setback	N/A			
	Side yard setback	N/A			
	Side yard setback	N/A			
10.	Date of Acquisition	of subject land:	1976		
11.	Existing uses of sul	bject property:	Commercial		
12.	Proposed uses of s	ubject property:	Commercial		
13.	Existing uses of abo	utting properties:	Commercial		
14.	Date of construction	n of all buildings & st	ructures on subject land: <u>ci</u>	rca 1976	
15.	Length of time the	existing uses of the s	ubject property have been conti	nued: circa 1976	
16. (a)	What water supply Municipal	is existing/proposed? ] ]	Other (specify)		
(b)	What sewage dispo	sal is/will be provided	d? Other (specify)		
	What storm drainag				

17.	Is the subject proper subdivision or conse	-	ct of an a	pplication und	ler the Planning	Act, for approval of a plan of
	Yes	No 🔽				
	If answer is yes, prov	ide details:	File #			Status
18.	Has a pre-consultation	n applicatio	n been file	ed?		
	Yes	No 🔽				
19.	Has the subject prope	erty ever be	en the sub	ject of an app	lication for mino	r variance?
	Yes	No 🗆		Unknown	~	
	If answer is yes, prov	ide details:				
	File #	Decision				
	File #				Relief Relief	
					M.	
					Mikm	
				Sign	ature of Applicant	(s) or Authorized Agent
DAT	ED AT THE City		OF	Vaughan		
THIS	S 25th DAY OF	September		_, <b>20</b> <u>24</u>		
THE SUB	JECT LANDS, WRITTE	N AUTHOR	IZATION C	OF THE OWNE	R MUST ACCOM ALL BE SIGNED	THER THAN THE OWNER OF IPANY THE APPLICATION. IF D BY AN OFFICER OF THE
	I, Joseph Plutino			, OF THE	City	OF Vaughan
IN THI	E Region OF					
BELIEVIN OATH.		KNOWING				ARATION CONSCIENTIOUSLY EFFECT AS IF MADE UNDER
City	OF Vaughan					
	_	0.5			nn	
IN THE	Region	. OF			MALL	
York	THIS <u>25th</u>	DAY OF		1	Mugan	
Septembe	er, <b>20</b> 24			Sig	nature of Applicar	nt or Authorized Agent
٠			Nic	holas Georg	e Moore,	
	A Commissioner etc.		for Ma	ssioner, etc., Pro ainline Planning pires December		
			FOR OFF	FICE USE ONL	Y	
	Present Official Plan	Designation	n:			
	Present Zoning By-la	w Classific	ation:			
	This application has			pect to the vari ned on the attac		nd the results of the
	Zoning	g Officer				Date
	201111		_		0.	
V.	DATE	RECEIVED	Dece	ember 1	74 , 208	4
	Date Applicati Complete by the I		4	ember (	tun	Revised 2022/02/17

# **APPOINTMENT AND AUTHORIZATION OF AGENT**

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

LOCATION OF THE SUBJECT LAND: 180 Bovaird Drive W
I/We, A&V_CAVALLO_INVESTMENTS_LTD. (c/o Anthony Cipriani)  please print/type the full name of the owner(s)
please printiple the full finance of the owner(s)
the undersigned, being the registered owner(s) of the subject lands, hereby authorize
MAINLINE PLANNING SERVICES INC.
please print/type the full name of the agent(s)
product printers and can real action of the agentical
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 25th day of September , 2024 .
(signature of the owner[s], or where the owner is a firm or corporation, the signature of an officer of the owner.)
Anthony Cipriani
(where the owner is a firm or corporation, please print or type the full name of the person signing.)
NOTE: If the owner is a firm or corporation, the corporate seal shall be affixed bereto

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

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

LOCATION OF THE SUBJECT LAND: 180 Bovaird Dr W

I/We, A&V CAVALLO INVESTMENTS LTD. (c/o Anthony Cipriani)
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 25th	day of s	September		, <b>20</b> <u>24</u> .		
	=:-					
(signature of the	owner[s], or v	where the owner is a f	irm or corporation	, the signature	of an officer of	the owner.)
	7					
Anthony Cipriani						
(where the	owner is a fi	rm or corporation, plea	ase print or type th	ne full name of	the person sign	ning.)

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

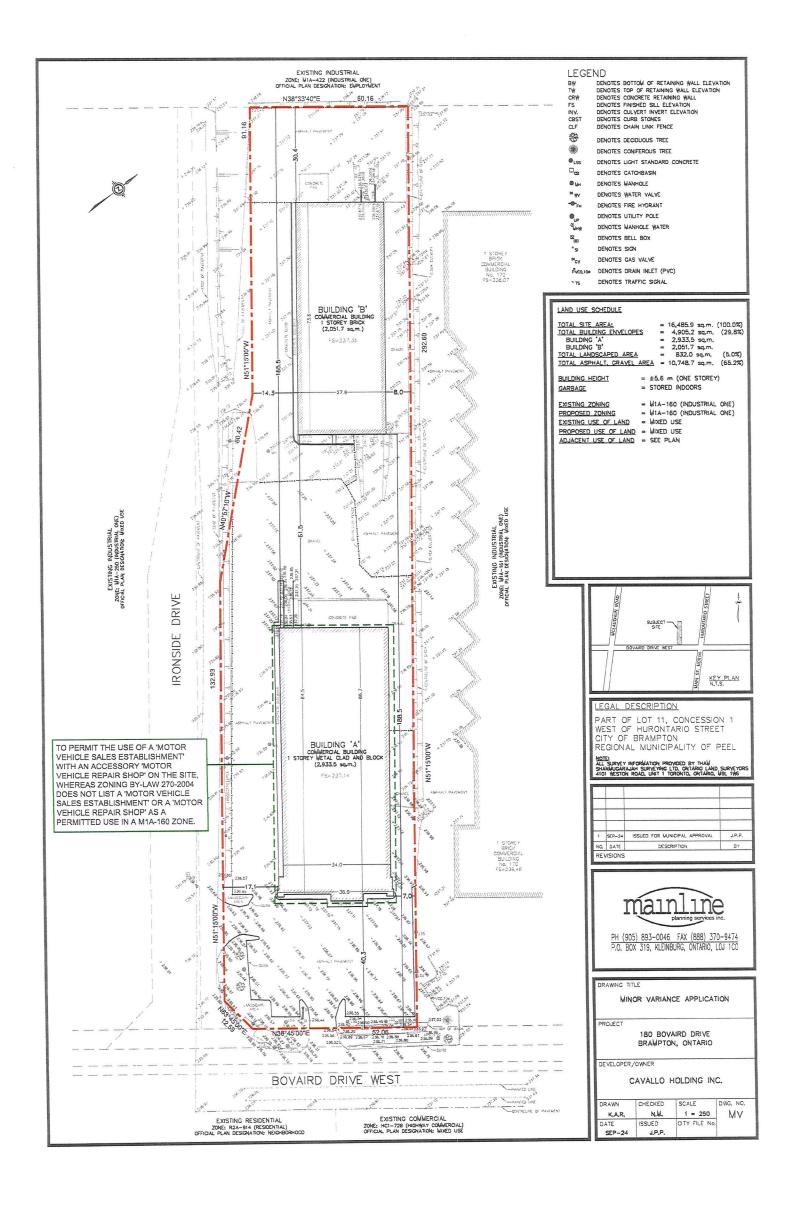


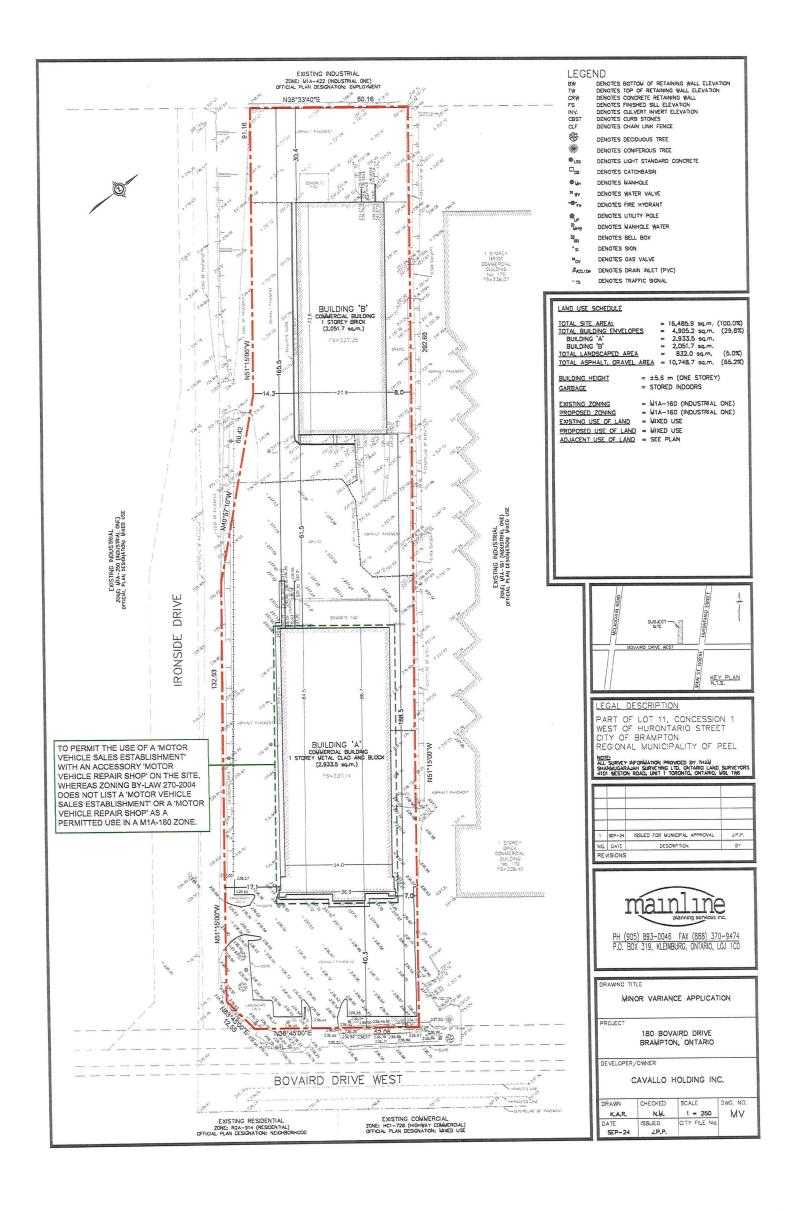
NEWPORT 180 Bovaird Dr W File #: XX.

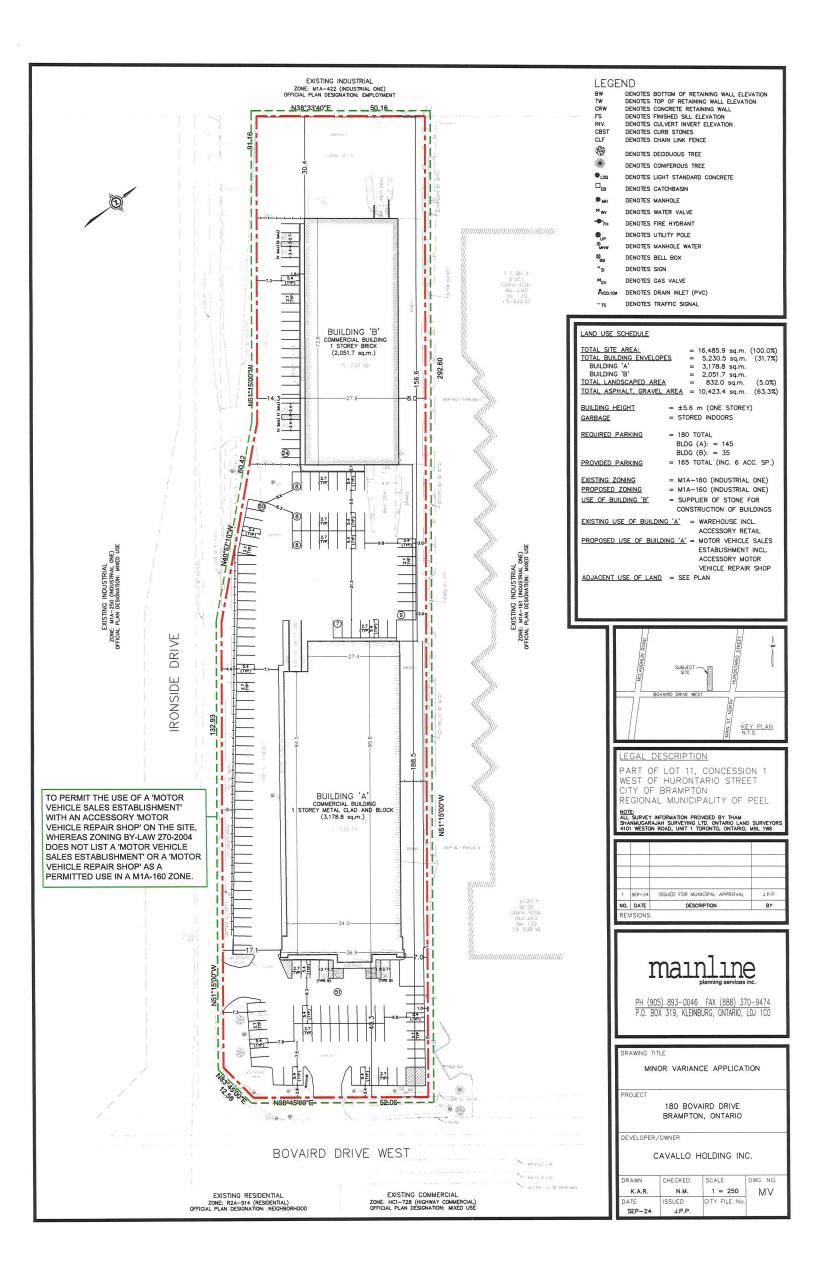
# **Parking Table**

Updated: Dec 18, 2024

Building	Use	Sq.ft (approx.)	Sq.m (approx.)	Rate	Spaces Required
	Showroom	15,000	1,393.5	1 / 23m² GFA	60.59
	Office	5,000	464.5	1 / 30m² GFA	15.48
	Body Shop	7,500	696.8	1 / 18m² GFA	38.71
				5 parking + 10	
Α	Detailing	2,800	260.1	stacking	5
	Tire / Rim Area	2,800	260.1	1 / 18m² GFA	14.45
	Other (remaining space not listed in markup)	1,117	103.8	1 / 60m² GFA	1.73
В	Industrial	22,084	2,051.7	1 / 60m² GFA	34.20
TOTAL					170.16







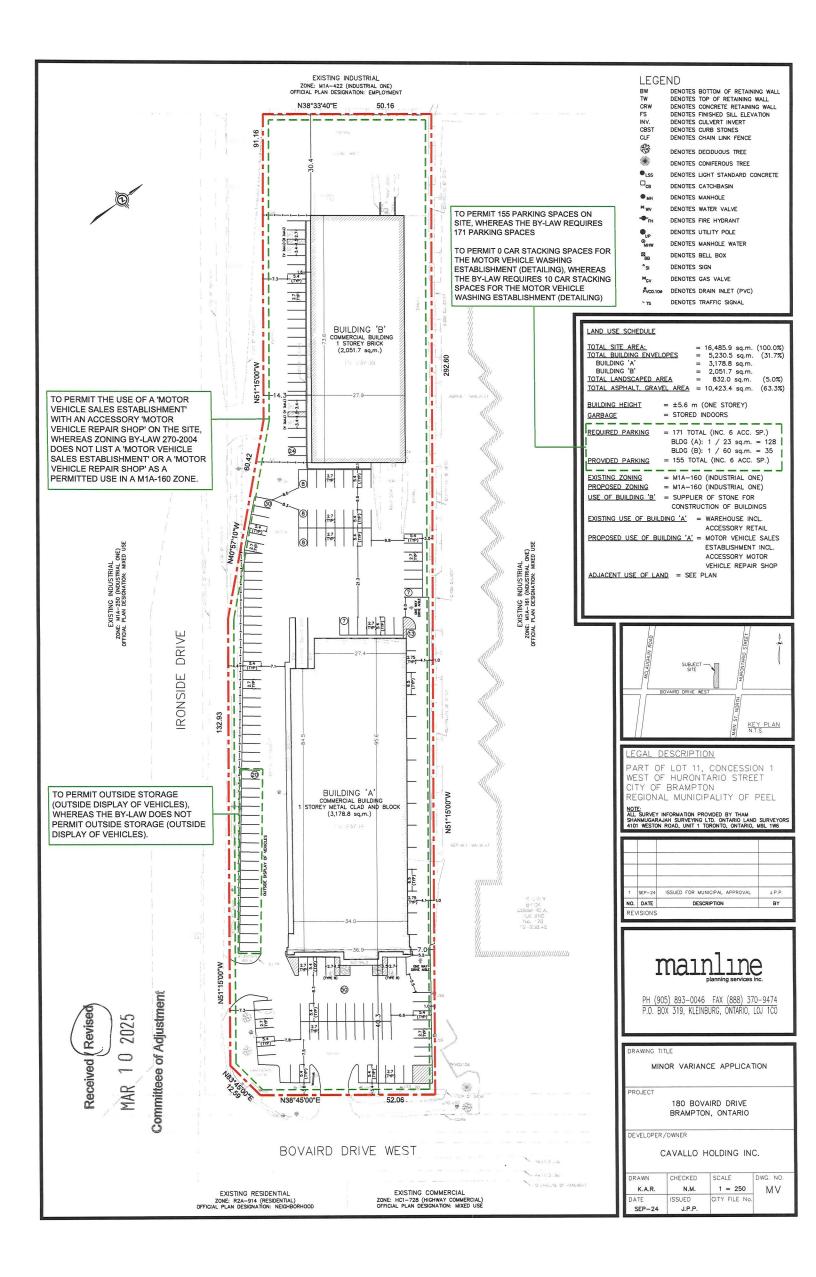


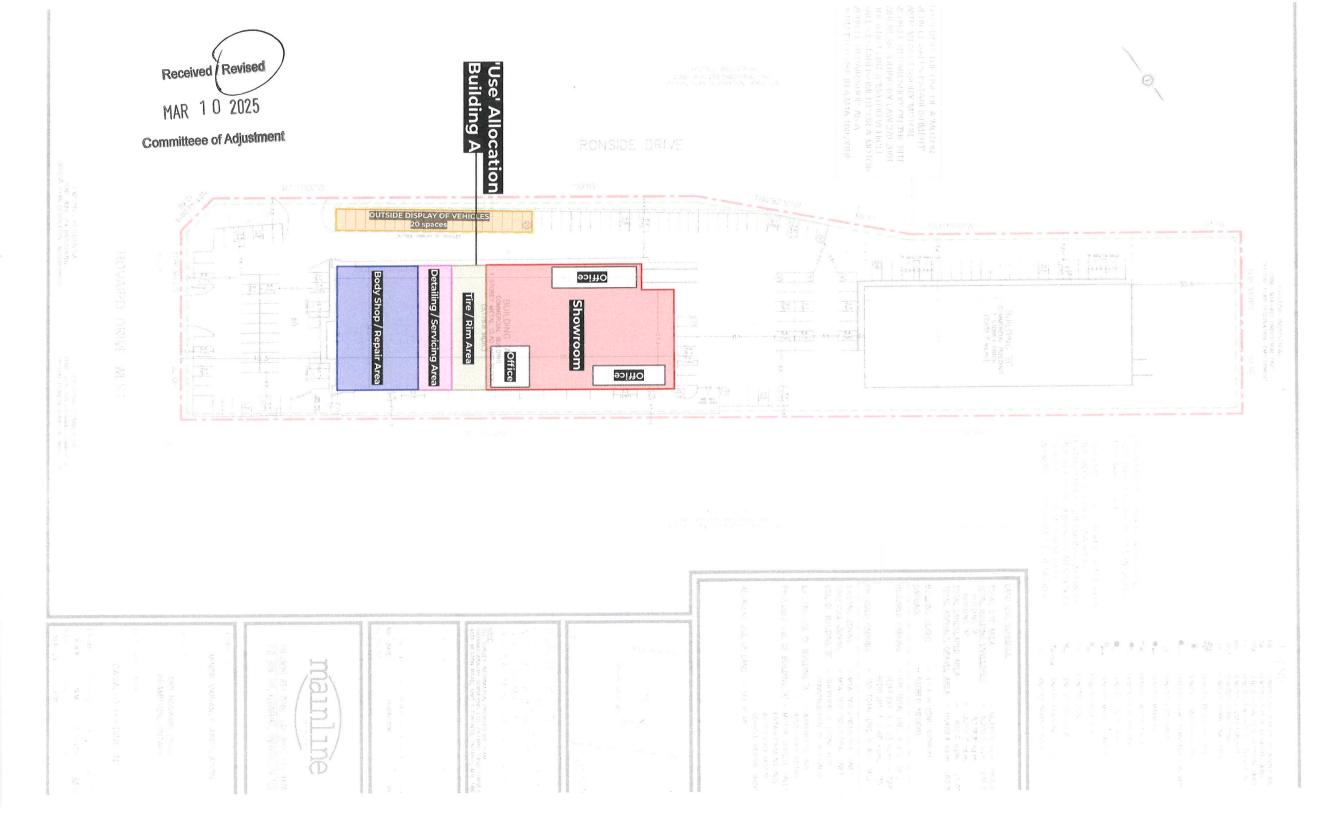
NEWPORT 180 Bovaird Dr W File #: XX.

# **Parking Table**

Updated: Dec 18, 2024

Building	Use	Sq.ft (approx.)	Sq.m (approx.)	Rate	Spaces Required
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	Body Shop	7,500	696.8	1 / 18m² GFA	38.71
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	Tire / Rim Area	2,800	260.1	1 / 18m² GFA	14.45
	Other (remaining space not listed in markup)	1,117	103.8	1 / 60m² GFA	1.73
В	Industrial	22,084	2,051.7	1 / 60m² GFA	34.20
TOTAL					170.16







February 18, 2025

Committee of Adjustment City of Brampton 2 Wellington Street W, 1st Floor Brampton, Ontario, L6Y 4R2

RE: Minor Variance – 180 Bovaird Drive West – File: A-2005-0007, Owner: A&V CAVALLO INVESTMENTS LTD.

Mainline Planning Services Inc. is authorized by A&V Cavallo Investments Ltd. ('the owner') to act as their agent with respect to the above-referenced matter.

#### **City Staff Direction**

We are instructed by planning staff to apply to the Committee of Adjustment to allow the proposed 'motor vehicles sales establishment' including accessory land uses, parking and stacking space relief noted below.

#### The Proposed Variances:

- To permit a motor vehicle sales establishment including the following accessory uses: office, motor vehicle repair shop, and motor vehicle washing establishment (detailing), whereas Bylaw 270-2004 is site specific to allow a Building Supply and Lumber Store at this location (see M1A-160 zone).
- 2. To allow 165 parking spaces on the site, whereas Bylaw 270-2004 requires 171 parking spaces on the site.
- 3. To permit 0 car stacking spaces for the motor vehicle washing establishment (detailing), whereas Bylaw 270-2004 requires 10 car stacking spaces for the motor vehicle washing establishment (detailing).

# **Executive Summary: Planning Opinion**

It is our considered and professional planning opinion that the Committee has the authority to approve this proposal as the variance requested is minor in nature and meets the four tests as required by Section 45. (1) of the Planning Act. Our opinion is further supported by the planning merits as follows.

### The Four Tests

### 1. The Variances are Minor in Nature:

# Variance 1: To Permit a Motor Vehicle Sales Establishment Use

- ✓ The subject property is surrounded by commercial uses including several 'motor vehicle sales establishments' including Chevrolet, Hyundai, Toyota, Chrysler, and Nissan Dealerships. [see Figure 1]
- ✓ The site-specific component of the Zoning By-law permits a commercial establishment
  (a 'building supplies and equipment' use including 'retail' and 'indoor and outdoor storage'
  uses).
- ✓ The existing Lumberland tenant will be vacating the premises, leaving the property underutilized.
- ✓ The proposal is similar to the permitted existing commercial use and other commercial uses near the property. [see Figure 1]
- It is our considered and professional planning opinion that the proposal is minor and will not cause an impact on adjacent properties that is not otherwise contemplated in the By-law.

# Variance 2: Parking Variance

√ The proposal provides 165 parking spaces whereas the By-law requires 171 parking spaces.

- ✓ The parking reduction is minor as 50 to 70 indoor parking spaces are provided within the retail showroom and within the auto service area of the building.
- ✓ It is our considered and professional planning opinion that the proposal is minor as the
  parking reduction is small in number and represents a parking space shortfall of 4% (6
  parking spaces).

#### Variance 3: Car Stacking Variance

- ✓ The vehicle 'detailing' space accessory to the auto service area of the car dealership.
- ✓ A technical variance is needed as the 'detailing space' is NOT associated with an automatic 'car wash', which requires 10 car stacking spaces.
- ✓ It is our considered and professional planning opinion that a variance to provide 0 car stacking spaces whereas the By-law requires 10 is minor and will not cause any adverse impact on adjacent properties than would otherwise be permitted by the By-law.

# 2. The Proposal is Desirable for the Appropriate Development of Land, Building and Structure:

- √ The proposal is desirable to the owner as the building will be leased to a Car Dealership.
- ✓ The proposal is desirable to Bramptonians as the Car Dealership will bring significant new
  and stable jobs to the surrounding residential community.
- ✓ The proposal is desirable to the City of Brampton as the property will be improved and
  productive providing additional tax revenue needed by the City to support the high quality
  services Bramptonians expect.
- ✓ It is therefore our considered and professional planning opinion that the proposal is desirable and appropriate for the planned function of the property.

### 3. The Proposal Maintains the General Intent and Purpose of the Official Plan ('OP'):

- ✓ The proposal is allow a car dealership within an OP designated 'Mixed-Use Employment'
  area where commercial and service commercial uses are permitted.
- ✓ **OP Policy 2.2.8.13.e)** supports the proposal to install a 'Car Dealership' ... "along the edge of the Mixed-Use Employment designation abutting Neighbourhoods."
- ✓ It is therefore our considered and professional planning opinion that the proposal maintains the general intent and purpose of the OP.

### 4. The Proposal Maintains the General Intent and Purpose of the Zoning By-law ('ZBL'):

- ✓ The subject property is zoned M1A-160 (Industrial One).
- ✓ Exception 160 states that the property shall only be used for ... "the retailing and indoor and outdoor storage of building equipment and supplies".
- √ The proposed car dealership business is similar to permitted commercial and service commercial uses also fronting along Bovaird Drive and near the subject property.
- ✓ It is therefore our considered and professional planning opinion that the proposal maintains the general intent and purpose of the ZBL.

In conclusion, it is our considered and professional planning opinion that the proposal is minor in nature and satisfies the 4 tests in the Planning Act. We respectfully request the Committee's approval as the proposal is justified and represents good planning.

Thank you in advance for your considerate attention to this matter. Should you require anything further, kindly contact the undersigned or my colleague Nicholas Moore at 905-893-0046 or by email at <a href="maintenance-mai

Sincerely,

mainline planning services inc.

Mahn

Joseph P. Plutino, M.C.I.P., R.P.P.





# **Memorandum**

To: Huzefa Ansari

Traffic Planning Analyst, City of Brampton

From: Nicholas Moore

Junior Planner, Mainline Planning Services Inc.

Date: February 11, 2025

Subject: 180 Bovaird Drive W (A-2025-0007)

#### Comments:

The incoming business to 180 Bovaird Drive W is a motor vehicle sales company. The type of services provided by the business are car and light truck sales and servicing. The business hours of operation are 8am to 8pm.

The City of Brampton's Zoning Bylaw 270-2004, as amended, requires the following parking allocation (Rates confirmed by Lesley Barbuto – Plans Examiner, City of Brampton on December 18<sup>th</sup> 2024):

Building	Use	Sqm (approx.)	Rate	Spaces Required
A	Showroom	1,393.5	1 / 23m² GFA	60.59
	Office	464.5	1 / 30m² GFA	15.48
	Repair Shop	696.8	38.7° 38.7° 38.7°	
	Servicing	260.1	5 parking + 10 stacking	5.00
	Tire / Rim Area	260.1	1 / 18m² GFA	14.45
	Other (remaining area)	103.8	1 / 60m² GFA	1.73
В	Industrial	2,051.7	1 / 60m² GFA	34.20
TOTAL	A STATE OF THE PARTY OF THE PAR			170.16

The site will provide 165 parking spaces. As such, a minor variance is required to allow 165 parking spaces, whereas the Bylaw requires 171 parking spaces (a 4% [6 parking spaces] reduction).

The dealership will provide a repair service for their customers as an accessory to their primary business function, which is to sell cars.

cc: Lesley Barbuto (Plans Examiner, City of Brampton)

Megan Fernandes (Planner I, City of Brampton)

Allan Parsons, MCIP, RPP (Director of Planning, City of Brampton)
Joseph Plutino, MCIP, RPP (Principal, Mainline Planning Services Inc.)



January 29, 2025

Committee of Adjustment City of Brampton, Clerks Office 2 Wellington Street West, 1st Floor Brampton, ON L6Y 4R2

Attention: Clara Vini, Secretary Treasurer, Committee of Adjustment

Re: Committee of Adjustment File No. B-2024-0008. 21 Van Kirk Drive, Brampton.

Mainline Planning Services Inc. is retained by Mantella Corporation ('owner') to act as their agent for the above-referenced matter.

On behalf of the owner, we respectfully request a deferral of the above-referenced application until May as the owner is working with city staff to register the condominium (File: DPC-2023-0004) in April.

Thank you in advance for your considerate attention to this matter.

Sincerely,

mainline planning services inc.

Joseph P. Plutino, M.C.I.P, R.P.P

cc. client

EXISTING INDUSTRIAL
ZONE MIA-422 (INDUSTRIAL ONE)
OFFICIAL PLAN DESIGNATION: EMPLOYMENT N38"33"40"E 50.16 0 1.6 (TYP) 727 BUILDING 'B' COMMERCIAL BUILDIN 1 STOREY BRICK (2,051 7 sq.m) -3.4-4.3-3.4-(24) 5.4 (TMP) 7.5 0 2.7 % (a) Typ o L Office (TYP)-1 RONSIDE 2.7 PMP Office 132 93 Showroom Office 'Use' Allocation: Building 'A' Tire / Rim Area **Detailing Area Body Shop** 727

BOVAIRD DRIVE WEST

EXISTING RESIDENTIAL ZONE: R2A-914 (RESIDENTIAL) OFFICIAL PLAN DESIGNATION. NEIGHBORHGOD

EXISTING COMMERCIAL ZONE HCT-728 (HIGHWAY COMMERCIAL) OFFICIAL PLAN DESIGNATION, MIXED USE

DENOTES DECIDUOUS TREE DENOTES CONFEROUS TREE DENOTES LIGHT STANDARD CONCRETE DENOTES MANHOLE DENOTES WATER VALVE DENOTES FIRE HYDRANT DENOTES MANHOLE WATER DENOTES BELL BOX DENOTES SIGN DENOTES GAS VALVE DENOTES DRAIN INLET (PVC) DENOTES TRAFFIC SIGNAL

LAND USE SCHEDULE TOTAL SITE AREA:
TOTAL BUILDING ENVELOPES
BUILDING 'A'
BUILDING 'B'
TOTAL LANDSCAPED AREA = ±5.6 m (ONE STOREY) = STORED INDOORS BUILDING HEIGHT GARBAGE = 180 TOTAL BLDG (A): - 145 BLDG (B): = 35 = 165 TOTAL (INC. 6 ACC SP PROVIDED PARKING = M1A-160 (INDUSTRIAL ONE) = M1A-160 (INDUSTRIAL ONE) = SUPPLIER OF STONE FOR CONSTRUCTION OF BUILDINGS USE OF BUILDING 'B' EXISTING USE OF BUILDING 'A' = WAREHOUSE INCL.
ACCESSORY RETAIL
PROPOSED USE OF BUILDING 'A' = MOTOR VEHICLE SALES
ESTABLISHMENT INCL
ACCESSORY MOTOR
VEHICLE REPAIR SHOP ADJACENT USE OF LAND = SEE PLAN

mainline

MINOR VARIANCE APPLICATION

180 BOVAIRD DRIVE BRAMPTON, ONTARIO

CAVALLO HOLDING INC.

KAR

N.M.

# **Zoning Non-compliance Checklist**

File No. A- 2025-0007

Applicant: Cavallo Holdings Inc. (c/o Anthony Cipriani)

Address: 180 Bovaird Dr. W

Zoning: M1A - 160

By-law 270-2004, as amended

Category	Proposal	By-law Requirement	Section #
USE	To permit motor vehicles sales establishment with accessory Office, Motor vehicle repair shop and motor vehicle washing establishment (detailing)	Whereas the by-law does not permit the use	160.1
LOT DIMENSIONS AREA / DEPTH / WIDTH			
BUILDING SETBACKS FRONT/ SIDE / REAR		·	
BUILDING SIZE			
SIDE DOOR			
COVERAGE			
PARKING	To allow 165 parking spaces on site  To permit 0 car stacking spaces for the motor vehicle washing establishment (detailing)	Whereas the by-law requires 171 parking spaces  Whereas the by-law requires 10 car stacking spaces for the motor vehicle washing establishment (detailing)	20 & 30
DRIVEWAY	Cotabiloriment (actaining)	octabilitiment (detailing)	
ACCESSORY STRUCTURE			
ACCESSORY STRUCTURE SIZE / HEIGHT			
MULTIPLE ACCESSORY STRUCTURES			
GARAGE WIDTH			
LANDSCAPE OPEN SPACE			ī
SCHEDULE 'C'		*	
FENCE			
OUTSIDE STORAGE			

L.Barbuto
Reviewed by Zoning

December 18, 2024 Date