

May 16, 2025

**By Email: [coa@brampton.ca](mailto:coa@brampton.ca); [clara.vani@brampton.ca](mailto: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-2025-0037**  
**5 Kings Cross Road**  
**City of Brampton, Region of Peel**  
**Owner: Capreit Ltd. Partnership & Accounts Payable Dept**  
**Agent: Kelsey Moir c/o Baudit Interior Design**

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 April 24, 2025. 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 Planning 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 Minor Variance Application is to:

1. To vary Schedule 'C' – Section 149 of the by-law to permit 212 units in Building C, whereas the by-law permits Building C a maximum of 196 in accordance to Schedule 'C' – Section 149 of the by-law.

TRCA staff understand there are three existing buildings on site.

### **O. Reg. 41/24 and CA Act**

Given the above noted natural features and natural hazards, the subject lands are partially located within TRCA's Regulated Area of the Etobicoke Creek Watershed and are subject to O. Reg. 41/24 and the CA Act. Based on our review, the proposed development is located outside of the regulation portion of the subject lands. As such, TRCA Permits will not be required from TRCA prior to any works commencing within the TRCA Regulated Area. However, TRCA is interested in future development and site alteration and should be contacted prior to any changes.

### **Recommendation**

As currently submitted, TRCA staff are of the opinion that the Minor Variance Application assigned City File No. **A-2025-0037** is consistent with Provincial policy. Specifically, Section 5 (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 condition:

1. That the applicant provides the required \$1,250.00 planning review fee

### **Fee**

By copy of this letter, the applicant is advised that the TRCA has implemented a fee schedule for our planning application review services. This application is subject to a \$1,250.00– Minor Variance review fee. The applicant is responsible for fee payment and should forward the application fee to this office as soon as possible.

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,

Marina Janakovic  
Planner I

Development Planning and Permits | Development and Engineering Services  
Toronto and Region Conservation Authority  
Telephone: (437) 880-2368  
Email: Marina.Janakovic@trca.ca

#### **Appendix 'A' Materials Received by TRCA**

- Zoning Non-compliance Checklist, prepared by Zoning, dated March 6, 2025
- Drawing no. ID1, Ground Floor Plan, prepared by Baudit Interior Design, dated April 3, 2025
- Drawing no. SP1, Site Plan, Baudit Interior Design, dated April 3, 2025
- Minor Variance Application Form