

Public Notice

Committee of Adjustment

APPLICATION # A16-186 WARD #3

DEFERRED APPLICATION FOR MINOR VARIANCE

WHEREAS an **amended** application for minor variance has been made by **2378682 ONTARIO CORPORATION** 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 1, Concession 2 EHS, Part 1, Plan 43R-27481 municipally known as **12 HALE ROAD**, Brampton;

AND WHEREAS the applicant is requesting the following variance(s):

- 1. To permit motor vehicles sales in conjunction with a motor vehicle repair shop whereas the by-law does not permit motor vehicles sales;
- 2. To permit a motor vehicle washing establishment (car detailing) in conjunction with a motor vehicle repair shop whereas the by-law does not permit a motor vehicle washing establishment;
- 3. To permit 0 stacking spaces whereas the by-law requires a minimum of 10 stacking spaces;
- 4. To permit 0.0 metres landscaped open space strip whereas the by-law requires a minimum 3.0m (9.84 ft.) wide landscaped open space strip along any lot line abutting a street;
- 5. To permit a drive aisle width of 6.21m (20.37 ft.) whereas the by-law requires a minimum drive aisle width of 6.6m (21.65 ft.) leading to parking spaces;
- 6. To permit outside storage of motor vehicles in the front yard whereas the by-law permits outside storage only within a rear yard or interior side yard, screened from view by a solid fence from a street.

OTHER PLANNING APPLICATIONS:

Plan of Subdivision:	NO	File Number:	
Application for Consent:	NO	File Number:	
The Committee of Adjustm	ent has appointed TUI	ESDAY, March 9, 2021 at 9:00 A.M. by electronic me	aatin
the committee of Augustin		-ODAT, march 5, 2021 at 5.00 A.M. by electronic me	eetiii;

The land which is subject of this application is the subject of an application under the Planning Act for:

The Committee of Adjustment has appointed TUESDAY, March 9, 2021 at 9:00 A.M. by electronic meeting broadcast from the Council Chambers, 4th Floor, City Hall, 2 Wellington Street West, Brampton, for the purpose of hearing all parties interested in 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 a Local Planning Appeal 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 Local Planning Appeal Tribunal by the applicant or another member of the public.

RULES OF PROCEDURE OF THIS COMMITTEE REQUIRE REPRESENTATION OF THE APPLICATION AT THE HEARING, OTHERWISE THE APPLICATION SHALL BE DEFERRED.

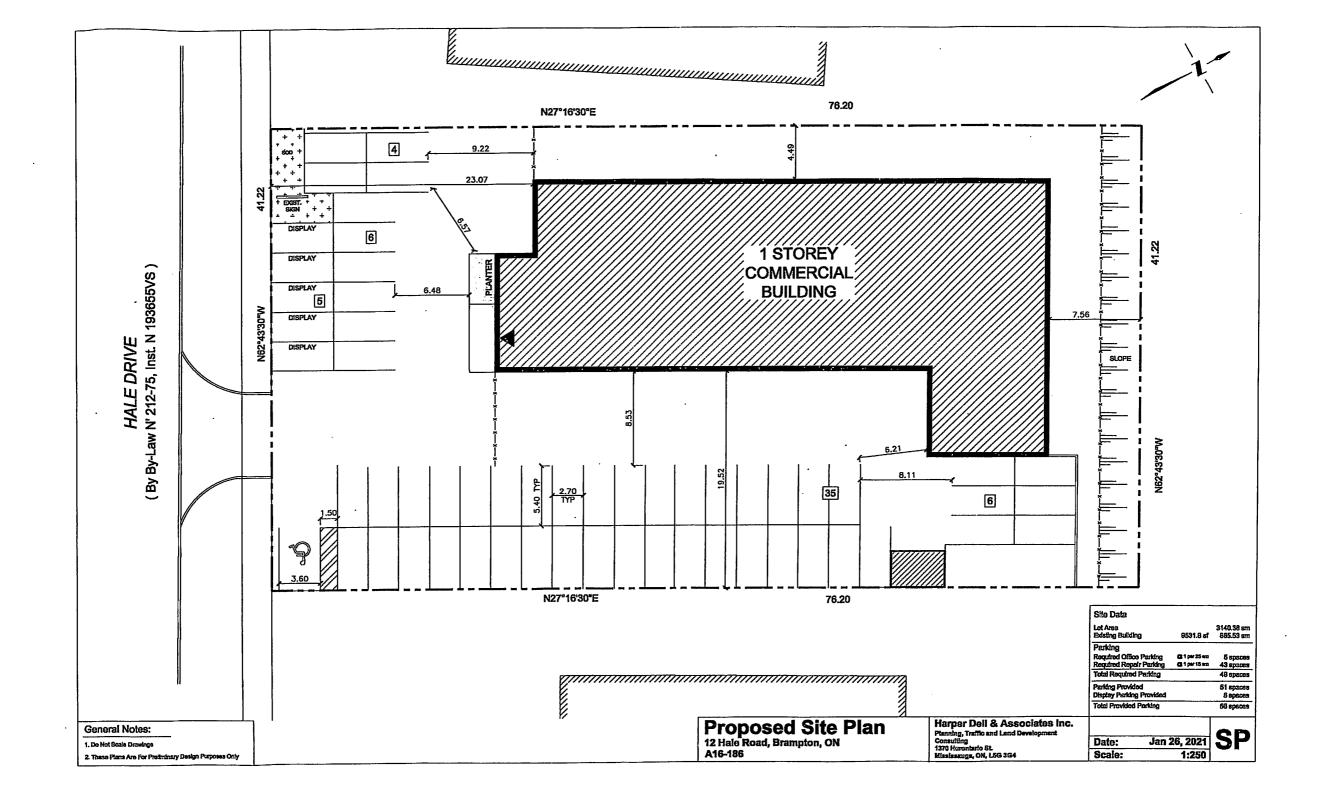
PLEASE SEE ATTACHED PARTICIPATION PROCEDURES REQUIRED DURING THE COVID-19 PANDEMIC

DATED at Brampton Ontario, this 25th day of February, 2021.

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





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 during the COVID-19 Emergency

Electronic Hearing Procedures How to get involved in the Virtual Hearing

Brampton City Hall is temporarily closed to help stop the spread of COVID-19. In-person Committee of Adjustment Hearings have been cancelled since mid-March 2020. Brampton City Council and some of its Committees are now meeting electronically during the Emergency. The Committee of Adjustment will conduct its meeting electronically until further notice.

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 4, 2021.
- Advance registration for applicants, agents and other interested persons is required to
 participate in the electronic hearing using a computer, smartphone or tablet by emailing the
 Secretary—Treasurer at cityclerksoffice@brampton.ca or jeanie.myers@brampton.ca by
 4:30 pm, Friday, March 5, 2021.
 - Persons without access to a computer, smartphone or tablet can participate in a meeting via telephone. 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 Friday, March 5, 2021. City staff will contact you and provide you with further details.
- 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 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 cityclerksoffice@brampton.ca or jeanie.myers@brampton.ca. 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.



February 25th 2021

City of Brampton Clerk's Department 2 Wellington Brampton, ON

Amendment Letter 'A'16-186

Re: Deferred Application Sine Die – Reactivation of Variance File for 12 Hale Rd.

Attn: Jeanie Meyers, Legislative Coordinator & Secretary Treasurer Committee of Adjustment

History: Past to Present

Application A16-186 was deferred sine die so that the applicant could complete their Landscaping and approved Site Plan works under SP04-087.

This revised application seeks to encroach into the front yard landscape buffer in order to add more parking spaces for motor vehicle sales. It continues to seek the previous 2 variances on file, also.

Variances

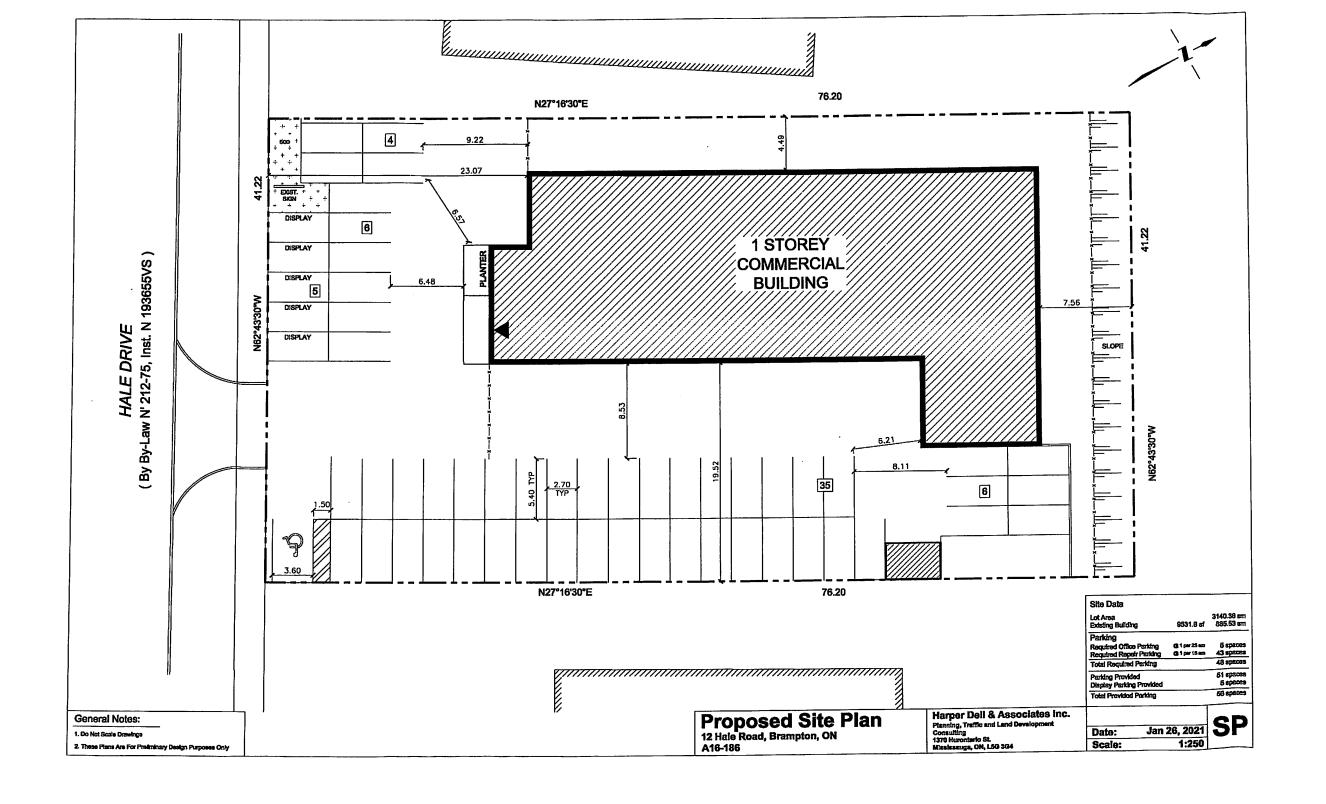
Therefore, the following variances are being requested of the Committee:

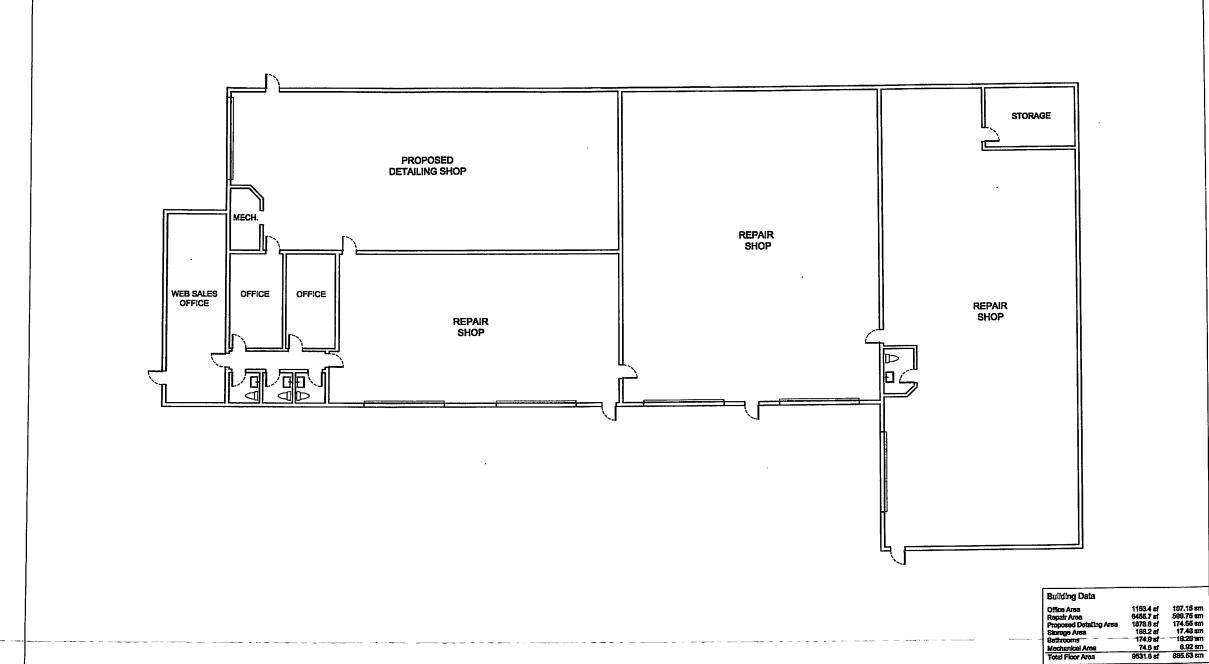
- 1. To permit motor vehicles sales in conjunction with a motor vehicle repair shop whereas the by-law does not permit motor vehicles sales;
- 2. To permit a motor vehicle washing establishment (car detailing) in conjunction with a motor vehicle repair shop whereas the by-law does not permit a motor vehicle washing establishment;
- 3. To permit 0 stacking spaces whereas the by-law requires a minimum of 10 stacking spaces;
- 4. To permit 0.0 metres landscaped open space strip whereas the by-law requires a minimum 3.0m (9.84 ft.) wide landscaped open space strip along any lot line abutting a street;
- 5. To permit a drive aisle width of 6.21m (20.37 ft.) whereas the by-law requires a minimum drive aisle width of 6.6m (21.65 ft.) leading to parking spaces;
- 6. To permit outside storage of motor vehicles in the front yard whereas the by-law permits outside storage only within a rear yard or interior side yard, screened from view by a solid fence from a street.

Please let me know if any further information is required of my office;

Yours truly,

Nicholas H. Dell BA.H.





General Notes:

1. Do Not Scale Drawings

2. These Plans Are For Pretminary Design Purposes Only

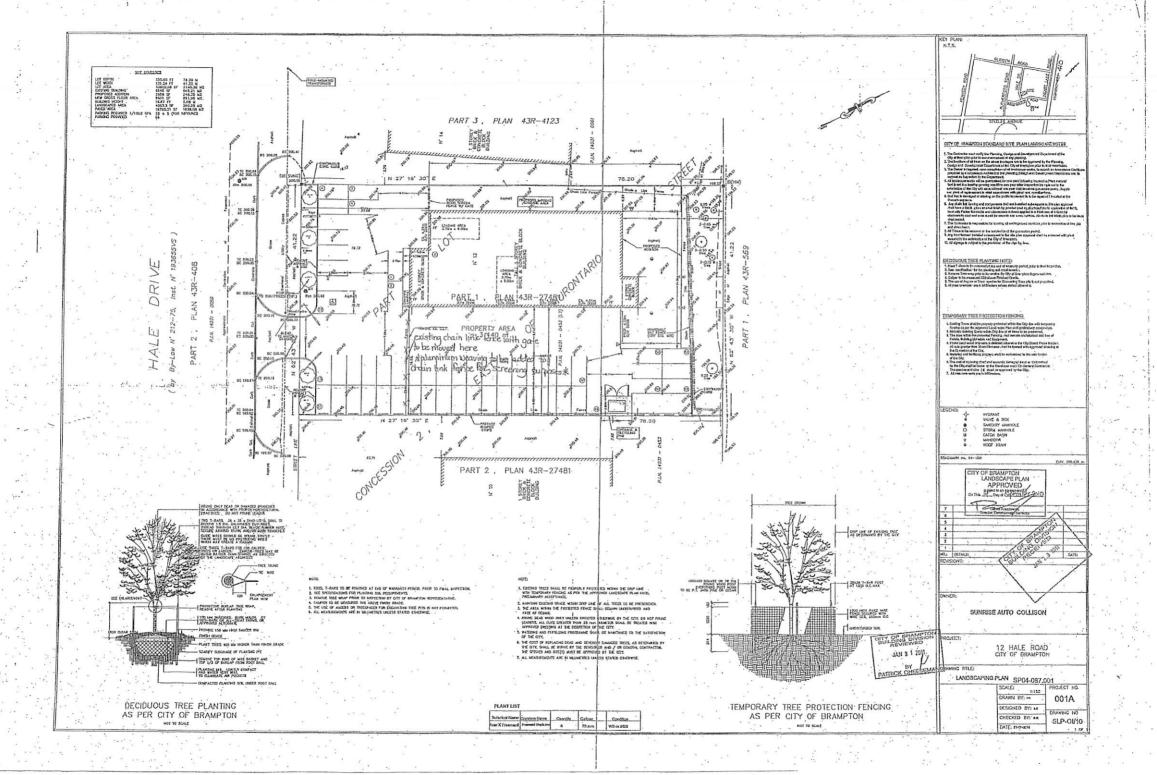
Existing Floor Plan
12 Hale Road, Brampton, ON

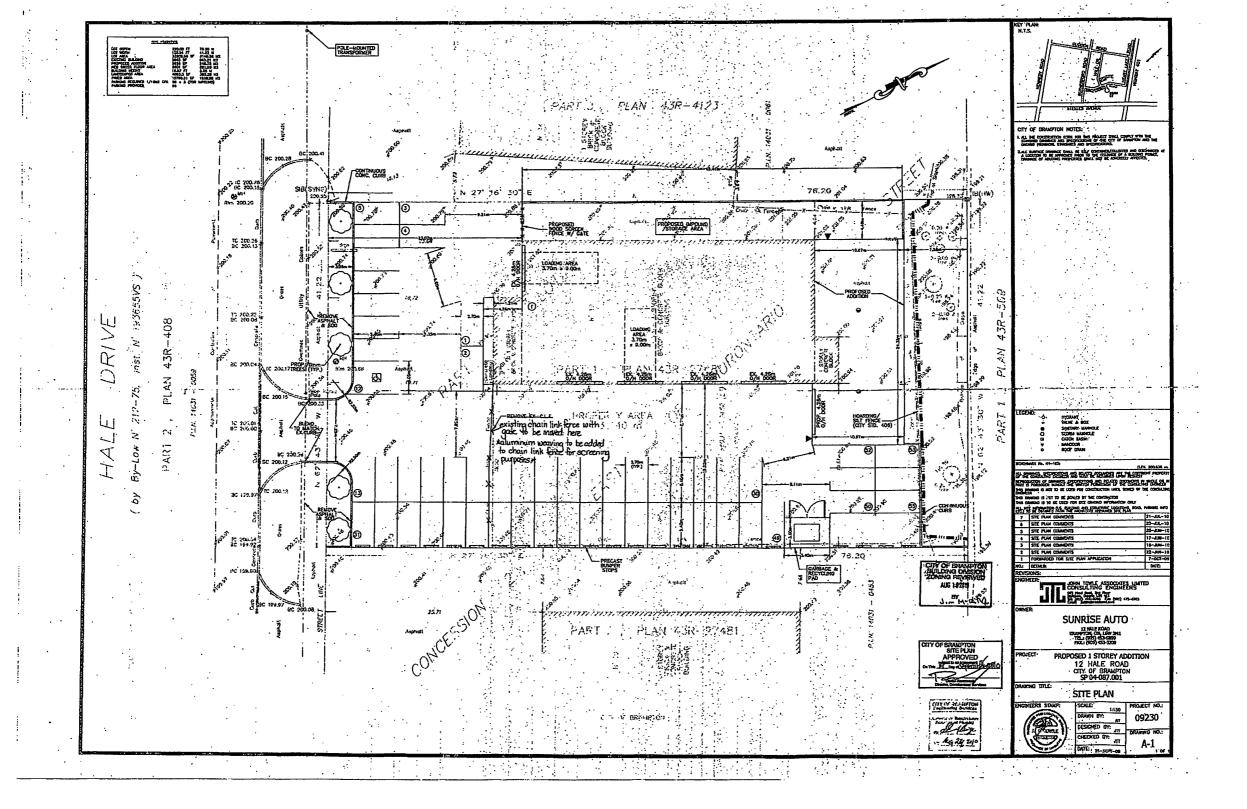
Harper Dell & Associates Inc. Planning, Traffic and Land Development Consulting 1370 Humontario St. Mississauga, ON, LSG 3G4

Jan 29, 2021 Date: Scale:

Mechanical Area Total Floor Area

1:150







DESIGN PLAN SERVICES

TOWN PLANNING CONSULTANTS

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

A16-186

September 22nd 2016

DPS File: 1662

RE:

MINOR VARIANCE APPLICATION
12 HALE ROAD, BRAMPTON
SUNRISE AUTOMOTIVE (2378682 ONTARIO INC.)

On behalf of our client, Sunrise Automotive, we would like to apply for a use variance on the subject property, 12 Hale Road, Brampton. Our proposal is to allow vehicle sales on the subject property, whereas the applicable zoning by-law does not allow for this use. There are no physical changes proposed as part of this application, as the proposed vehicle sales use will be situated in existing offices that are currently used for vehicle sales.

The property owner would like to open another vehicle sales business on the subject property in tandem with an existing vehicle sales business that currently operates there. The property owner has received licenses to permit vehicle sales from both OMVIC and the City of Brampton in the past (find attached to this application).

According to the subject property owner, other properties on Hale Road have been granted use variances for vehicle sales, and considering this use has existed on the subject property for at least 20 years without any complaints from the public, it is reasonable to determine that there will be little-to-no adverse impact to the surrounding area from granting this use.

It is our opinion that this minor variance application meets the four tests of the Planning Act, and should be granted as such. Please feel free to contact us with any further questions or clarifications you may have.

The follow information is included as part of this application:

- 1. Committee of Adjustment Application Form
- 2. Site Plan from previous Site Plan application in 2010 (12x copies)
- 3. Fee cheque
- 4. Past licenses granted to Sunrise Automotive for Vehicle Sales

Sincerely,

DESIGN PLAN SERVICES INC.

Brandon Kashin, BA

Flower City



brampton.ca

FILE NUMBER:

A16-186

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)

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.

1.	Name of 0	Owner(s) 2378682 ON	TARIO INC.		
	Address	12 HALE ROAD, BRAMP	TON		
		L6W 3M1	·		
	Db #	(647) 909 4444		F#	
	Phone # Email	(647) 898-4141	auto@hotmail.com	Fax #	
	EIIIaii	34111300	adto@notman.com		
2.	Name of A	.90	ASHIN, DESIGN PLAN	SERVICES INC.	
	Address	900 THE EAST MALL #100	0		
		ETOBICOKE, M9B 6K2			
	Phone #	(416) 626-5445 x1		Fax #	
	Email	brandon@designplan			
	Liliali	brandon@designplan	i.ca		
3.		nd extent of relief applied f			
				o physical changes to building	ng
	proposed.	See cover letter for more de	etails.		
	-4/-	. /. 04 /			
	-100 VE	wicle display proposed			

,	\//h!= :4.	ant manaible to somely wit	b the provisions of th	a bu law?	
4.		not possible to comply wit		pperty, though existing use o	f vehicle sales
		red on site for at least 20 year		perty, though existing use o	vernole sales
	1140 0004	ou on one for at louet 20 ye			
5.	Logal Doc	scription of the subject lan	d.		
5.		er PART 1, PLAN 43R-2			
		ber/Concession Number		1, CONCESSION 2, EAST	OF HURONTARIO
			OAD, BRAMPTON		
6.		n of subject land (in metric	c units)		
	Frontage	41.22 METRES			
	Depth	76.20 METRES	250		
	Area	3140.96 SQUARE METR	KES		
7.	Access to	the subject land is by:			
		l Highway		Seasonal Road	
		Road Maintained All Year	. 7	Other Public Road	
		ght-of-Way		Water	

	EXISTING BUILDING	EXISTING BUILDINGS/STRUCTURES on the subject land:						
	Existing one-storey b	cal changes proposed as part of this application.						
		· · · · · · · · · · · · · · · · · · ·						
	PROPOSED BUILDIN	IGS/STRUCTURES o	on the subject land:					
	No physical changes proposed as part of this application.							
9.		-	tructures on or proposed for the subject lands:					
	(specify distanc	e from side, rea	ar and front lot lines in <u>metric units</u>)					
	EXISTING	19.71m						
	Front yard setback Rear yard setback	7.56m						
	Side yard setback	4.61m (north-wes						
	Side yard setback	19.52m (south-e	ast)					
	PROPOSED	40.74						
	Front yard setback Rear yard setback	19.71m 7.56m						
,	Side yard setback	4.61m (north-wes	st)					
	Side yard setback	19.52m (south-e	east)					
10.	Date of Acquisition o	of audiant land.	More than 25 years ago					
10.	Date of Acquisition o	i subject land:	•					
11.	Existing uses of subj	iect property:	Motor vehicle repair shop, motor vehicle body shop, vehicle sales establishment					
	Existing uses of subj	ect property.						
	Book and the second second		Motor vehicle repair shop, motor vehicle body shop, vehicle sales					
12	Bronosad wass of au	higgs property.	, , , , , , , , , , , , , , , , , , , ,					
12.	Proposed uses of su	bject property:	establishment					
12. 13.	Proposed uses of su Existing uses of abut		, , , , , , , , , , , , , , , , , , , ,					
	·		Motor vehicle repair, motor vehicle body shop, vehicle sales.					
	Existing uses of abut	tting properties:	Motor vehicle repair, motor vehicle body shop, vehicle sales.					
13.	Existing uses of abut	tting properties:	Motor vehicle repair, motor vehicle body shop, vehicle sales.					
13.	Existing uses of abute Date of construction	tting properties: of all buildings & str	Motor vehicle repair, motor vehicle body shop, vehicle sales.					
13. 14.	Existing uses of abute Date of construction	tting properties: of all buildings & str	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at least 1992 -> Main 1992 -> Main there 20 years					
13. 14. 15.	Existing uses of abute Date of construction Length of time the ex	tting properties: of all buildings & str cisting uses of the su	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at least 1992 -> Malagorium 2010 -> 2011/410 ubject property have been continued: More than 20 years.					
13. 14.	Existing uses of abute Date of construction Length of time the ex What water supply is Municipal	tting properties: of all buildings & str cisting uses of the su	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at least 1992 -> Malagorium 2010 -> 2011/410 ubject property have been continued: More than 20 years.					
13. 14. 15.	Existing uses of abute Date of construction Length of time the ex What water supply is	tting properties: of all buildings & str cisting uses of the su	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at least 1992 -> Malagorium 2010 -> 2010 -> 2010 (+10) ubject property have been continued: More than 20 years.					
13. 14. 15.	Existing uses of abute Date of construction Length of time the existence with the existe	tting properties: of all buildings & str tisting uses of the su	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at least 1992 -> Mala 2010 -> 2010 -> 2010 (+100 ubject property have been continued: More than 20 years.					
13. 14. 15. 6. (a)	Existing uses of abute Date of construction Length of time the existing water supply is Municipal Well What sewage dispose Municipal	tting properties: of all buildings & str tisting uses of the su	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at least 1992 -> Mala 2010 -> 2010 -> 2010 (+100 ubject property have been continued: More than 20 years.					
13. 14. 15. 6. (a)	Existing uses of abute Date of construction Length of time the existence with the existe	of all buildings & straight straig uses of the surexisting/proposed?	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at lenst 1992 -> Mala, 2010 -> 2010 -> 2010 (410) ubject property have been continued: Other (specify) Other (specify)					
13. 14. 15. 6. (a)	Existing uses of abute Date of construction Length of time the ex What water supply is Municipal Well What sewage dispos Municipal Septic What storm drainage	of all buildings & straight straig uses of the surexisting/proposed?	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at lenst 1992 -> Mala, 2010 -> 2010 -> 2010 (410) ubject property have been continued: Other (specify) Other (specify)					
13. 14. 15. (a)	Existing uses of abute Date of construction Length of time the existence with the existe	of all buildings & straight straig uses of the surexisting/proposed?	Motor vehicle repair, motor vehicle body shop, vehicle sales. ructures on subject land: Since at lenst 1992 -> Mala, 2010 -> 2010 -> 2010 (410) ubject property have been continued: Other (specify) Other (specify)					

17.	Is the subject property the subject of an application under the Planning Act, for approval of a plan of subdivision or consent?				
	Yes No				
	If answer is yes, provide details: File # Status				
18.	Has a pre-consultation application been filed?				
	Yes No V				
19.	Has the subject property ever been the subject of an application for minor variance?				
	Yes No Unknown V				
2	If answer is yes, provide details:				
	File # Decision Relief File # Decision Relief File # Decision Relief				
	Signature of Applicant(s) or Authorized Agent				
DATI	ED AT THE C179 OF TORONTO				
	S 22 DAY OF SEPTEMBER , 20 16.				
	APPLICATION IS SIGNED BY AN AGENT, SOLICITOR OR ANY PERSON OTHER THAN THE OWNER OF				
THE SUB	JECT LANDS, WRITTEN AUTHORIZATION OF THE OWNER MUST ACCOMPANY THE APPLICATION. IF PLICANT IS A CORPORATION, THE APPLICATION SHALL BE SIGNED BY AN OFFICER OF THE ATION AND THE CORPORATION'S SEAL SHALL BE AFFIXED.				
1	BRANDON KACHIAI DETHE CTTY DE TORONTO				
IN THE	BRANDON KASHIN, OF THE CITY OF TORONTO				
ALL OF T	THE ABOVE STATEMENTS ARE TRUE AND I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY G IT TO BE TRUE AND KNOWING THAT IT IS OF THE SAME FORCE AND EFFECT AS IF MADE UNDER				
	D BEFORE ME AT THE				
141	OF Toronto				
IN THE					
IN THE					
EMI.	THIS DAY OF Some				
Sept	Signature of Applicant or Authorized Agent				
_//	A Commissioner etc.				
	FOR OFFICE USE ONLY				
	Present Official Plan Designation:				
Present Zoning By-law Classification:					
	This application has been reviewed with respect to the variances required and the results of the said review are outlined on the attached checklist.				
	Zoning Officer SET 23/16				
	DATE RECEIVED September 23, 2016				

Nadine Cieciura, a Commissioner, etc., Province of Ontario, for Design Plan Services Inc. Expires March 11, 2017

