



APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **NUGOORU SAIRAM AND SPANDANA DIGVIJAY PODISETTY** under Section 45 of the Planning Act, (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 Lot 286, Plan M-1691 municipally known as **58 SWALES CRESCENT**, Brampton;

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

1. To permit a below grade entrance within a required interior side yard whereas the by-law does not permit a below a grade entrance within a required interior side yard.
2. To permit an interior side yard setback of 0.116m (0.38 ft.) whereas the by-law requires a minimum interior side yard setback of 1.2m (3.94 ft.).

OTHER PLANNING APPLICATIONS:

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

Plan of Subdivision: NO
Application for Consent: NO

File Number: _____
File Number: _____

The Committee of Adjustment has appointed **TUESDAY, March 30, 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 18th day of March, 2021.

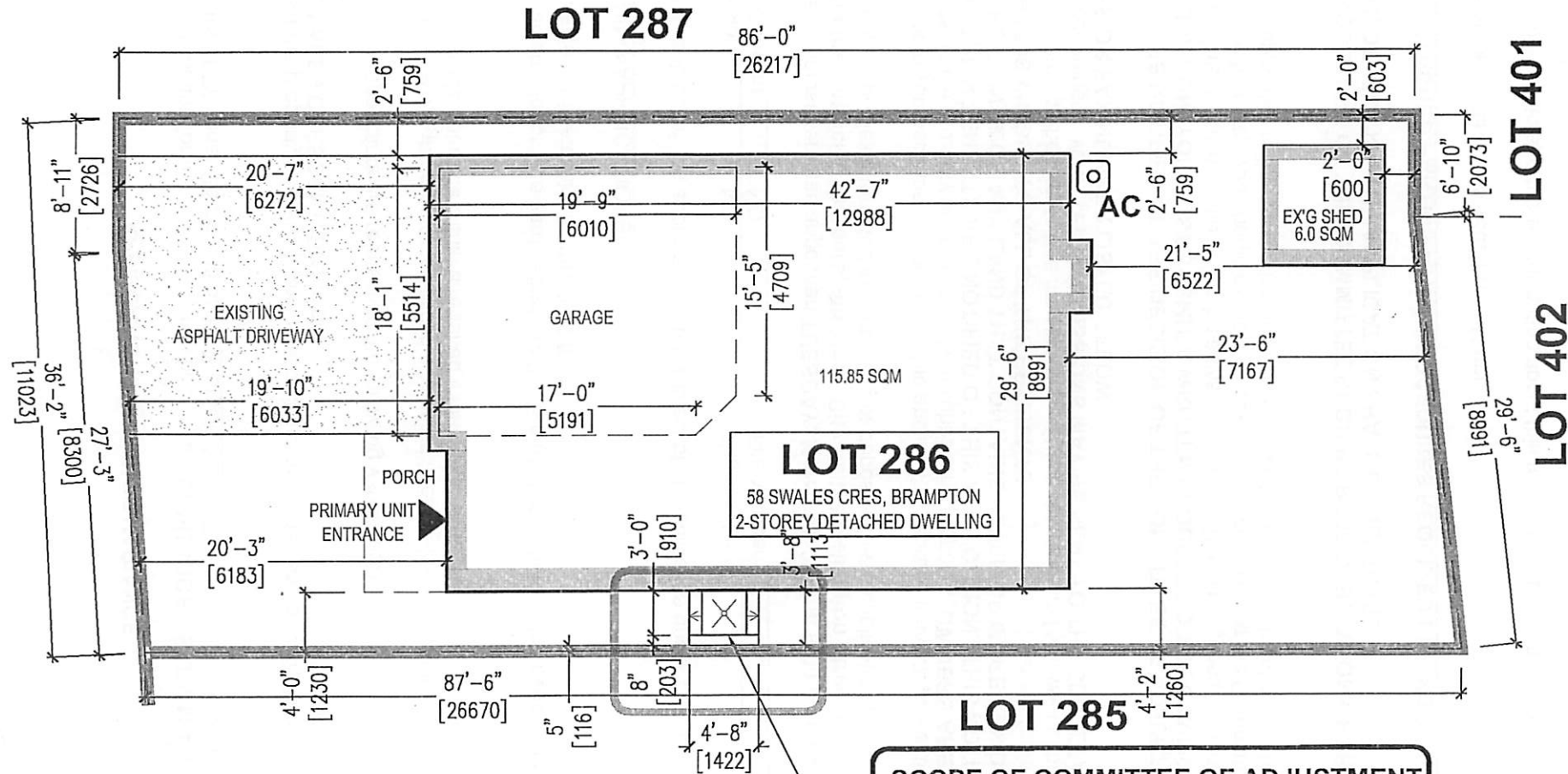
Comments may be sent to and more information about this matter may be obtained between 8:30 a.m. to 4:30 p.m. Monday - Friday from:

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

AS-BUILT BELOW GRADE ENTRANCE @ INTERIOR SIDE LOT

58 SWALES CRES, BRAMPTON

SWALES CRESCENT



| No. | Description | Date |
|-----|-------------|------|
| | | |
| | | |
| | | |
| | | |
| | | |

AS-BUILT BELOW GRADE ENTRANCE @ INTERIOR SIDE LOT

58 SWALES CRES, BRAMPTON

Drawing by:
NESTA DESIGN CO.
48 COVEBANK CRESCENT
BRAMPTON, ON, L6P 2Y1
PHONE: 647-741-4552
EMAIL: amir@nestadesign.ca

Checked by:

Drawn by
Date 15/03/2021
DRAWING NAME
SITE PLAN
SHEET NUMBER
COA

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 25, 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 Thursday, March 25, 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 26, 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.

58 SWALES CRES, BRAMPTON



Drawn by _____
Date 15/03/2021
DRAWING NAME
SITE PLAN
SHEET NUMBER
COA

1 SITE PLAN
3/32" = 1'-0"

SURVEYOR'S REAL PROPERTY REPORT-PART 1
 PLAN OF LOTS 282, 283, 284
 285, 286, 287 AND 288
 REGISTERED PLAN 43M-1691
 CITY OF BRAMPTON
 REGIONAL MUNICIPALITY OF PEEL
 SCALE 1:300

0 1 2 3 4 5 10 20 metres

© COPYRIGHT

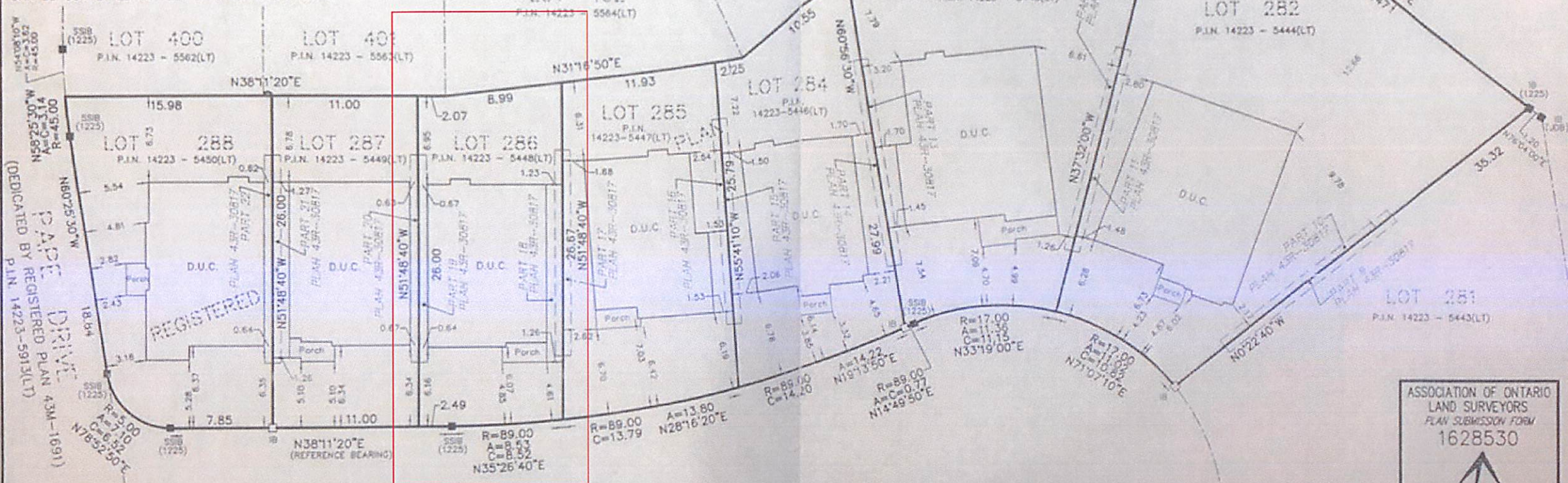
ertl surveyors 2006

Ontario Land Surveyors

Metric

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

Part 2
 NO REGISTERED EASEMENTS OR RIGHT OF WAYS.
 NO FENCES AT THE TIME OF SURVEY.
 SURVEY PREPARED FOR: PARADISE HOMES



Surveyor's Certificate

I CERTIFY THAT:

- THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
- THE SURVEY WAS COMPLETED ON THE 18th DAY OF AUGUST, 2006.

Oct 27th 2006

Date

Lawrence O. Ertl

Lawrence O. Ertl
 Ontario Land Surveyor

Notes

BEARINGS SHOWN ARE ASTRONOMIC AND ARE REFERRED TO THE NORTH/WESTERLY LIMIT OF SWALES CRESCENT HAVING A BEARING OF N 38°11'20"E AS SHOWN ON REGISTERED PLAN 43M-1691.

- DENOTES SURVEY MONUMENT FOUND
- DENOTES SURVEY MONUMENT SET
- SIB STANDARD IRON BAR
- IB IRON BAR
- D.U.C. DWELLING UNDER CONSTRUCTION
- 1225 DAVID B. SEARLES SURVEYING LTD.-O.L.S.
- JOB J.D. BARNES LTD.-O.L.S.

ALL LOT DIMENSIONS SHOWN ARE PLAN AND MEASURED OR PLAN AND SET UNLESS OTHERWISE NOTED

ASSOCIATION OF ONTARIO
 LAND SURVEYORS
 PLAN SUBMISSION FORM
 1628530



THIS PLAN IS NOT VALID
 UNLESS IT IS AN EMBOSSED
 ORIGINAL COPY
 ISSUED BY THE SURVEYOR.
 In accordance with
 Regulation 1026, Section 29(3).

ertl surveyors
 Ontario Land Surveyors

1234 REID STREET, UNIT 10, RICHMOND HILL L4B 1C1
 TELEPHONE (905) 731-7834 FAX (905) 731-7852 EMAIL info@es-ols.com
 DRAWING: 06023 282-288 DWG PROJECT: 06023



brampton.ca

FILE NUMBER: A-2021-0050

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. 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 Planning Act, 1990, for relief as described in this application from By-Law **270-2004**.

1. Name of Owner(s) NOGOURU SAI RAM & SPANDANA DIGVIJAY PODISETTY
Address 446 DOUGALL AVE, CALEDON, ON L7C 4A L7C 2E9

Phone # (647) 997 - 3363 Fax # _____
Email sairam_nugooru@hotmail.com

2. Name of Agent ISMATULLAH AMIRI & Sai Ram Nugooru
Address 48 COVEBANK CRES, BRAMPTON, ON - L6P 2Y1

Phone # 647-741-4552 Fax # _____
Email amiri@nestadesign.ca

3. Nature and extent of relief applied for (variances requested):

3.1 To permit an exterior stairway leading to a below grade entrance in the required Interior side yard.
THE BELOW GRADE ENTRANCE WILL BE USED AS SEPARATE ENTRANCE TO A 2ND UNIT. SECOND UNIT BUILDING PERMIT APPLICATION TO BE FILED.

3.2 To permit an interior side yard setback of 0.116 metres to the exterior stairway leading to a below grade entrance

4. Why is it not possible to comply with the provisions of the by-law?
THE ZONING BY LAW DOES NOT PERMIT BELOW GRADE STAIRS AT THE INTERIOR SIDE LOT LESS THAN 1.2M

5. Legal Description of the subject land:
Lot Number LOT 286
Plan Number/Concession Number PLAN M1691 LOT 286
Municipal Address 58 SWALES CRES, BRAMPTON

6. Dimension of subject land (in metric units)
Frontage 12.7 M
Depth 25.6 M
Area 326.5 M2

7. Access to the subject land is by:
Provincial Highway ☐ Seasonal Road ☐
Municipal Road Maintained All Year ☒ Other Public Road ☐
Private Right-of-Way ☐ Water ☐

8. Particulars of all buildings and structures on or proposed for the subject 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.)
SINGLE FAMILY DWELLING 12.99 M X 8.9M 2- STOREY (DETACHED) - GROSS FLR AREA =115.85 M2

PROPOSED BUILDINGS/STRUCTURES on the subject land:
BELOW GRADE STAIR WELL 1.42M X 1.18M = 1.67 M2

9. Location of all buildings and structures on or proposed for the subject lands: (specify distance from side, rear and front lot lines in metric units)

| | |
|--------------------|-------------------------|
| EXISTING | |
| Front yard setback | 6.18 M |
| Rear yard setback | 6.5 M |
| Side yard setback | (INTERIOR) 1.2 M LEFT |
| Side yard setback | (INTERIOR) 0.64 M RIGHT |
| PROPOSED | |
| Front yard setback | N/A |
| Rear yard setback | N/A |
| Side yard setback | (INTERIOR) 0.116 M |
| Side yard setback | N/A |

10. Date of Acquisition of subject land: 2006

11. Existing uses of subject property: RESIDENTIAL

12. Proposed uses of subject property: RESIDENTIAL

13. Existing uses of abutting properties: RESIDENTIAL

14. Date of construction of all buildings & structures on subject land: 2006

15. Length of time the existing uses of the subject property have been continued: RESIDENTIAL SINCE CONSTRUCTION

16. (a) What water supply is existing/proposed?

Municipal

Well

☒

☐

Other (specify)

(b) What sewage disposal is/will be provided?

Municipal

Septic

☒

☐

Other (specify)

(c) What storm drainage system is existing/proposed?

Sewers

Ditches

Swales

☒

☐

☐

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 ☒

19. Has the subject property ever been the subject of an application for minor variance?

Yes ☐ No ☒ Unknown ☐

If answer is yes, provide details:

| | | |
|--------------|----------------|--------------|
| File # _____ | Decision _____ | Relief _____ |
| File # _____ | Decision _____ | Relief _____ |
| File # _____ | Decision _____ | Relief _____ |


Signature of Applicant(s) or Authorized Agent

DATED AT THE _____ CITY _____ OF _____ BRAMPTON _____

THIS 2 DAY OF MARCH, 2021.

IF THIS APPLICATION IS SIGNED BY AN AGENT, SOLICITOR OR ANY PERSON OTHER THAN THE OWNER OF THE SUBJECT LANDS, WRITTEN AUTHORIZATION OF THE OWNER MUST ACCOMPANY THE APPLICATION. IF THE APPLICANT IS A CORPORATION, THE APPLICATION SHALL BE SIGNED BY AN OFFICER OF THE CORPORATION AND THE CORPORATION'S SEAL SHALL BE AFFIXED.

SN SAIRAM NUGOORU
I, ISMATULLAH AMIRI, OF THE CITY _____ OF BRAMPTON

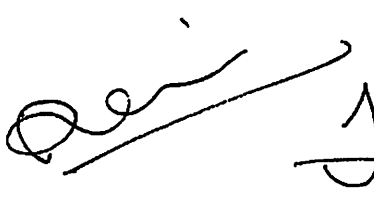
IN THE REGION OF PEEL SOLEMNLY DECLARE THAT:

ALL OF THE ABOVE STATEMENTS ARE TRUE AND I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY BELIEVING IT TO BE TRUE AND KNOWING THAT IT IS OF THE SAME FORCE AND EFFECT AS IF MADE UNDER OATH.

DECLARED BEFORE ME AT THE

City OF Brampton
IN THE Region OF _____
Peel THIS 2nd DAY OF
March, 2021.

April Dela Cerna
Commissioner etc.

 SN

Signature of Applicant or Authorized Agent

ad April Dela Cerna,
a Commissioner, etc.,
Province of Ontario,
for the Corporation of the
City of Brampton.
Expires May 8, 2021.

FOR OFFICE USE ONLY

Present Official Plan Designation:

Present Zoning By-law Classification:

R1D - 1257

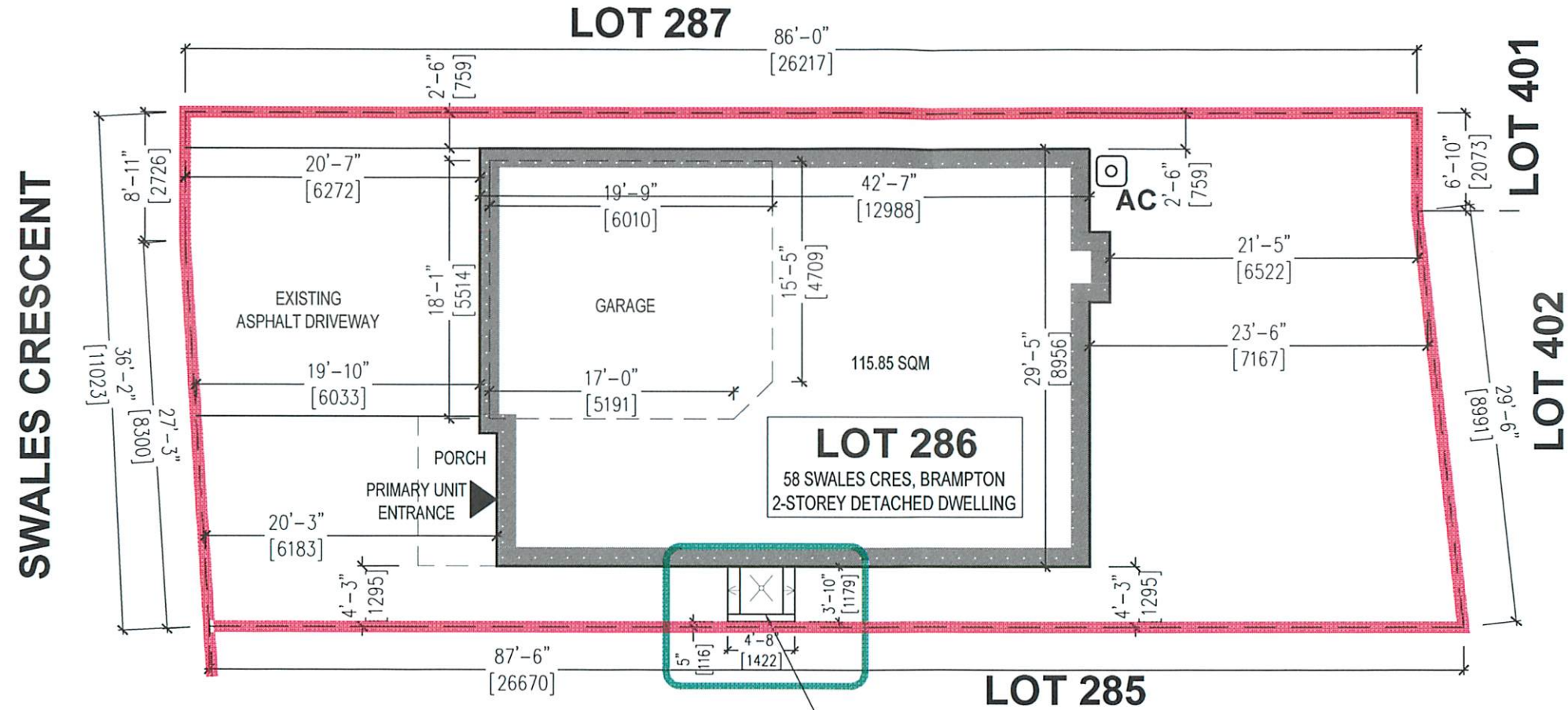
This application has been reviewed with respect to the variances required and the results of the said review are outlined on the attached checklist.

HOTHI S.
Zoning Officer

MARCH 03 2021
Date

DATE RECEIVED March 02, 2021

58 SWALES CRES, BRAMPTON



1 SITE PLAN

| No. | Description | Date |
|-----|-------------|------|
| | | |
| | | |
| | | |
| | | |
| | | |

58 SWALES CRES,
BRAMPTON

Drawing by:
NESTA DESIGN CO.
48 COVEBANK CRESCENT
BRAMPTON, ON, L6P 2Y1
PHONE: 647-741-4552
EMAIL: amini@nestadesign.ca

Checked by:

| | |
|--------------|------------|
| Drawn by | |
| Date | 27/02/2021 |
| DRAWING NAME | |

SITE PLAN

SHEET NUMBER

COA

A-2021-0050

K1

Countr

a

b

c

d

e

K2

K3

