



APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **SCOTTISH HEATHER DEVELOPMENT INC.** 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 Part of Lots 3 and 4, Concession 5, WHS. (Lot 80 on Draft Plan of Subdivision 21T-06024B) located on a street municipally known as **MERRIMAC DRIVE**, Brampton;

AND WHEREAS the applicant is proposing construction of a single detached dwelling and is requesting the following variance(s):

1. To permit a rear yard setback of 6.69m (21.95 ft.) whereas the by-law requires a minimum rear yard setback of 7.5m (24.60 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: YES
Application for Consent: NO

File Number: 21T-06024B
File Number: _____

The Committee of Adjustment has appointed **TUESDAY, September 29, 2020 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.

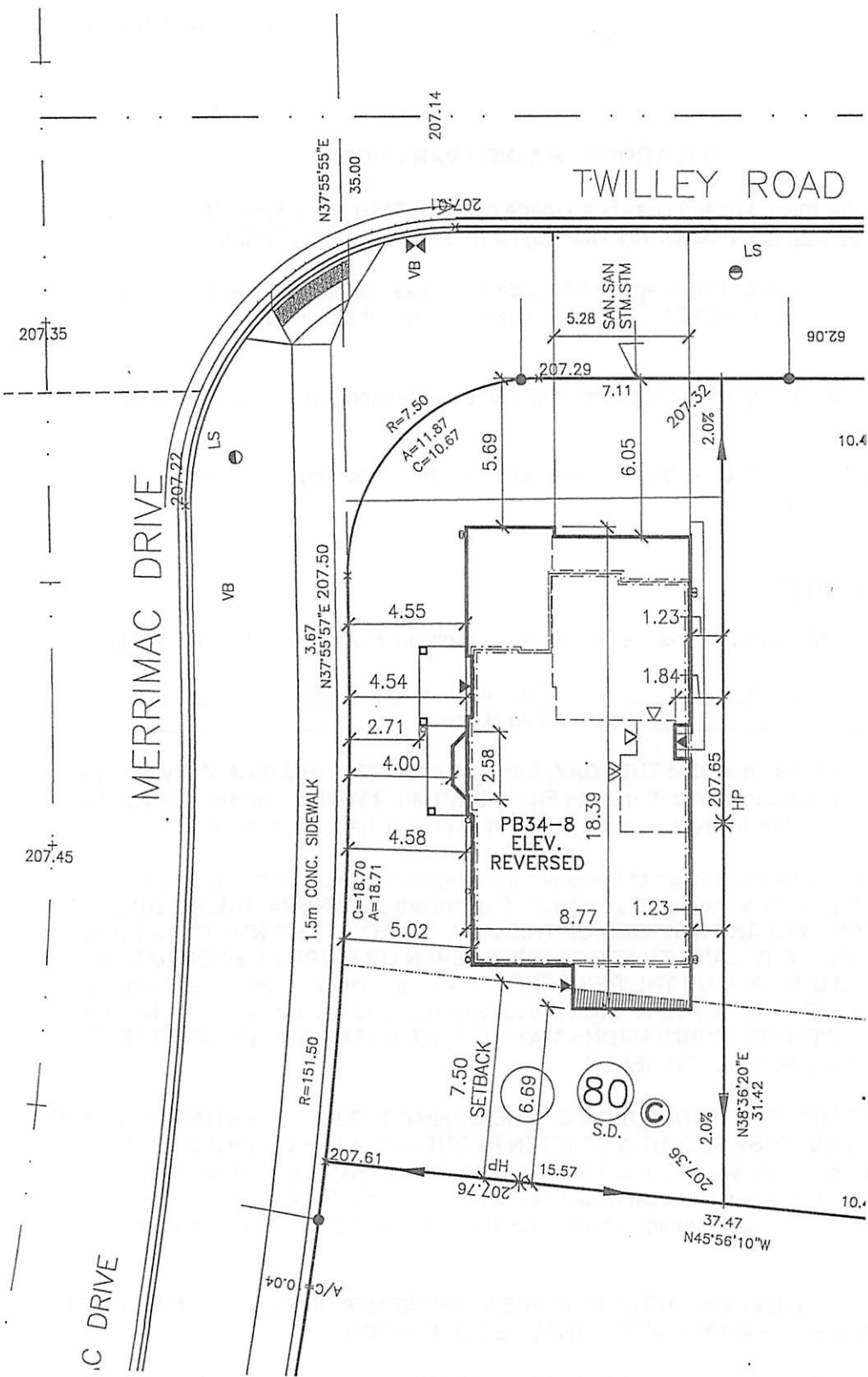
RULES OF PROCEDURE OF THIS COMMITTEE REQUIRE REPRESENTATION OF THE APPLICATION AT THE HEARING, OTHERWISE THE APPLICATION SHALL BE DEFERRED.

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

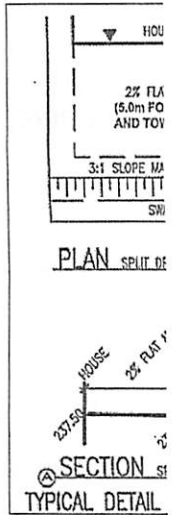
DATED at Brampton Ontario, this 17th day of September, 2020.

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



9. ALL LOT GRADING SHALL BE TO THE 421 UNLESS OTHERWISE SPECIFIED.
10. DRIVEWAYS SHALL HAVE A MINIMUM WIDTH OF 3.0M.
11. A 0.6M SEPARATION SHALL BE MAINTAINED BETWEEN THE DRIVEWAY AND THE PROPERTY LINE.
12. ALL AREAS BEYOND THE DRIVEWAY SHALL BE CONSTRUCTED TO THE STANDARD SPECIFICATIONS FOR BRAMPTON AT THE TIME OF THE SUBDIVISION.
13. ALL OPEN SPACE SHALL BE MAINTAINED AND NOT USED FOR ANY OTHER PURPOSE.
14. WHERE CORNER LOTS ARE INVOLVED, THE NEAREST POINT SHALL NOT EXCEED 5%.
15. DRIVEWAYS ARE TO BE CONSTRUCTED TO THE STANDARD SPECIFICATIONS FOR BRAMPTON AT THE TIME OF THE SUBDIVISION.
16. THE MAXIMUM SLOPE SHALL NOT EXCEED 10%.
17. SWALE GRADES SHALL HAVE A MAXIMUM DEPTH OF 0.3M.
18. FOOTINGS TO BE FOUNDATION ENGINEER'S RECOMMENDATION.



HOME C
FIRM BCIN : 1151
I Stephen Safran

BUILDING HEIGHT:	LOT: 80
BUILDING HEIGHT:	11.60 m
MAXIMUM BUILDING HEIGHT (BYLAW):	11.60 m
LOT STATISTICS:	LOT: 80
GARAGE DOOR WIDTH:	3.0 m
INTERIOR GARAGE WIDTH:	3.0 m
INTERIOR GARAGE LENGTH:	3.0 m

		Lot no. : 80		
		Plan no. 43M-		
		Scale : 1:250		
		Date: MARCH 2020		
Location : BRAMPTON, ONTARIO	Job No. : 2001	SCOTTISH HEATHER DEVELOPMENT INC.	1 04/01/2020	LOT 80 FOR COA
				PB18D

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 Committee 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, September 24, 2020**.
- 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, September 25, 2020**.
 - 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, **September 25, 2020**. 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.



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) Scottish Heather Development Inc.
Address 3751 Victoria Park Avenue
Toronto, Ontario M1W 3Z4

Cell # 905-550-5841 Fax # _____
Email brittney.heathwood@greatgulf.com

2. Name of Agent Stephen Safranyos of HomeCAD/DRAFT Design
Address 3751 Victoria Park Avenue
Toronto, Ontario M1W 3Z4

Cell # 905-536-6626 Fax # _____
Email steve@draftdesign.ca

3. Nature and extent of relief applied for (variances requested):
- to permit a rear yard setback of 6.69m (21.95) whereas the By-law
requires a rear yard setback of 7.5m (24.6Ft.).

4. Why is it not possible to comply with the provisions of the by-law?
- this lot has extra width, however it has deficient lot length. Typically lots in this area
are 33.5m(109.9Ft.), THIS lot is only 30.68m(100.65Ft.) at the mid-point.
-The Model proposed for this lot is an appropriate Corner Model, typically
used on lots of a similar frontage in this Subdivision.

5. Legal Description of the subject land: PT. LTS. 394, Conc. 5 WHS
Lot Number 80 21T. 06024B
Plan Number/Concession Number Part of Lots 3,4, and 5, Concession 5, West of Hurontario Street
Municipal Address Merrimac Drive

6. Dimension of subject land (in metric units)
Frontage 14.65m
Depth 30.68m @ mid-point
Area 440.99m2

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:

PROPOSED BUILDINGS/STRUCTURES on the subject land: PB34-8

Ground Floor Area =112.84m ² (1214.55Ft)	Gross Floor Area =233.14m ² (2509.55Ft)
Width = 8.77m (28.77 Ft)	
Length = 18.39m (60'-4")	
Height = 7.56m (24.80Ft.)	
2- storeys	

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

Rear yard setback

Side yard setback

Side yard setback

PROPOSED Lot 80

Front yard setback	6.05m (19.55Ft.) to garage	5.69m (18.67Ft.) to house
Rear yard setback	6.69m (21.95Ft.)	
Side yard setback	Right side	House 4.54m (14.90Ft.) Porch 2.71m (8.89Ft.)
Side yard setback	Left side	1.23m (4.03Ft.)

10. Date of Acquisition of subject land: 2013
11. Existing uses of subject property: Residential
12. Proposed uses of subject property: Single Family Residential
13. Existing uses of abutting properties: Vacant / Open Space Road R.O.W.
14. Date of construction of all buildings & structures on subject land: For Construction 2021
15. Length of time the existing uses of the subject property have been continued: 2013.

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 20th DAY OF August, 2020.

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.

I, Stephen Safranyos, OF THE City OF Hamilton

IN THE Region OF Hamilton-Wentworth 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 20th DAY OF
August, 2020.

Jeanie Cecilia Myers,
a Commissioner, etc.,
Province of Ontario,
for the Corporation of the
City of Brampton.
Expires April 8, 2021.

Signature of Applicant or Authorized Agent

A Commissioner etc.

FOR OFFICE USE ONLY

Present Official Plan Designation: _____

Present Zoning By-law Classification: _____

R1E - 2427

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

AUGUST 21 2020

Date

DATE RECEIVED

August 20, 2020

