

Public Notice

Committee of Adjustment

APPLICATION # B-2022-0021

NOTICE OF AN APPLICATION FOR CONSENT

An application for consent has been made by 2667812 ONTARIO INC.

Purpose and Effect

The purpose of the application is to request consent to sever a parcel of land currently having a total area of approximately 25,219 square metres (6.23 acres). The proposed severed lot has a frontage of approximately 67.79 metres (222.40 feet), a depth of approximately 190.20 metres (624 feet) and an area of approximately 9,794 square metres (2.42 acres). The effect of the application is to establish two separate lots from the existing lot to facilitate future development for industrial purposes.

Location of Land:

Municipal Address: 120 Summerlea Road

Former Township: Chinguacousy

Legal Description: Part of Lot 3, concession 6 E.H.S.

Meeting

The Committee of Adjustment has appointed TUESDAY, December 6, 2022 at 9:00 A.M. by electronic meeting broadcast from the Council Chambers, 4th Floor, City Hall, 2 Wellington Street West, Brampton, for considering the application.

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. You may attend the meeting in person to express your views about this application or you may be represented by an agent or counsel for that purpose. If you do not attend the meeting, a signed written submission shall be accepted by the Secretary-Treasurer prior to or during the meeting and such submission shall be available for inspection at the meeting by any interested person. If you do not attend the meeting, the Committee may proceed and make a decision with respect to this application in your absence. 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 possible Ontario Land 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 Ontario Land Tribunal by the applicant or another member of the public.

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

LAST DAY FOR RECEIVING COMMENTS: DECEMBER 1, 2022

NOTE: IT IS LIKELY THAT COMMITTEE MEMBER(S) WILL CONDUCT A SITE INSPECTION RELATED TO THE APPLICATION PRIOR TO THE MEETING.

Other Planning Act Applications

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

Official Plan Amendment: Zoning By-law Amendment: NO

File Number:

Minor Variance:

NO NO . File Number: File Number:

Decision and Appeal

Any person or public body may, not later than 20 days after the giving of the notice of decision, appeal the decision or any condition imposed by the Committee of Adjustment or appeal both the decision and any condition to the Ontario Land Tribunal by filing with the Secretary-Treasurer of the Committee of Adjustment a notice of appeal, accompanied by the fee prescribed under the Ontario Land Tribunal Act, 2021. The appeal form is available from the Ontario Land Tribunal website at https://olt.gov.on.ca/appeals-process/forms/

If a person or public body, that files an appeal of a decision of the Committee of Adjustment in respect of the proposed consent, does not make a written submission to the Committee of Adjustment before it gives or refuses to give a provisional consent, then the Ontario Land Tribunal may dismiss the appeal.

DATED AT THE CITY OF BRAMPTON THIS 17th Day of November 2022

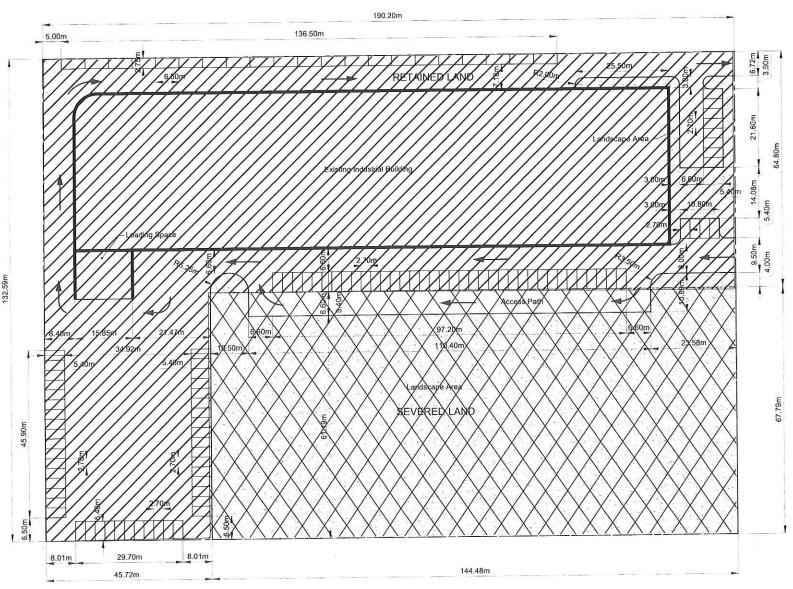
Comments may be sent to and information may be obtained between 8:30 a.m. to 4:30 p.m. Monday to Friday from:

Jeanie Myers, Secretary-Treasurer City of Brampton Committee of Adjustment City Clerk's Office, Brampton City Hall 2 Wellington Street West Brampton, Ontario L6Y 4R2

Phone: (905)874-2117 Fax: Jeanie.myers@brampton.ca

(905)874-2119

Site Plan



120 Summerlea Road, Brampton, ON

LEGEND

	Subject Lands
	Existing Building
	Landscape Areas
	Severance Line
	Retained Lands
5553	Severed Lands
-	One Way Access Directions

TOTAL SITE AREA	+/- 25,219 S
SEVERED LAND	+/- 9,794 S
RETAINED LAND	+/- 15,425 S
EXISTING BUILDING	7,037 S
PARKING SPACES IN RETAINED LAND	114 STALL
REQUIRED PARKING SPACES IN RETAINED LAND (AS PER SECTION 30.5 IN BY-LAW 270-2004)	106 STALL

DATE: October 11, 2022

SCALE: 1:1000







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 and/or as a hybrid meeting (both inperson and electronically).

Electronic/Hybrid Hearing Procedures How to get involved in the Hybrid Hearing

As the pandemic has waned, Brampton City Hall is currently lifting in-person attendance restrictions due to the COVID pandemic. In-person attendance at Committee of Adjustment Hearings is now available at this time, along with a virtual participation option. Brampton City Council and its Committees will continue to meet electronically and in-person. For the **December 6, 2022** hearing, the Committee of Adjustment will conduct its meeting with concurrent electronic and in-person attendance.

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, December 1, 2022.

- Advance registration for applicants, agents and other interested persons is required by one or two options:
 - 1. Participate remotely 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, December 1, 2022.
- 2. To participate in-person, please email the Secretary–Treasurer at cityclerksoffice@brampton.ca or jeanie.myers@brampton.ca by 4:30 pm Thursday, December 1, 2022.
- Persons without access to a computer, smartphone or tablet can participate in a meeting via telephone or inperson. 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 Thursday, December 1, 2022. City staff will contact you and provide
 you with further details.

You will be contacted by the City Clerk's Office before the hearing date to confirm your attendance. Confirmation of in-person attendance will be subject to any in-person capacity limits that may be in place for Council Chambers at City Hall and prevailing public health orders and guidance.

 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/hybrid 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.



KITCHENER WOODBRIDGE LONDON KINGSTON BARRIE BURLINGTON

13-2022-0021

October 25th, 2022

Jeanie Myers Secretary-Treasurer City of Brampton 2 Wellington Street West Brampton, Ontario L6Y 4R2

Dear Ms. Myers:

RE: APPLICATION FOR CONSENT

120 SUMMERLEA ROAD, BRAMPTON

OUR FILE: 21489A

On behalf of our client, 120 Summerlea LP (hereinafter referred to as the "owner"), we are pleased to submit the revised Consent application to permit the proposed severance to the site municipally addressed as 120 Summerlea Road in the City of Brampton (hereinafter referred to as the "Subject Lands").

In support of the application, please find enclosed the following:

- One (1) digital copy of the Consent Application Form;
- One (1) digital copy of the Severance Sketch outlining the parcels conveyed and retained prepared by MHBC Planning;
- One (1) digital copy of the Draft Reference Plan prepared by Speight, Van Nostrand & Gibson Limited;
- One (1) digital copy of the Site Plan prepared by MHBC Planning Limited;
- One (1) cheque of \$4,119.00 for the consent application

PROPOSAL DESCRIPTION

The Subject Lands consist of an existing 2-storey industrial building fronting onto Summerlea Road to the east, a parking lot and approximately $8,271 \text{ m}^2$ of lawn area to the south of the building. A driveway with access to the parking lot from Summerlea Road exists to the south of the building. The Subject Lands occupy a total lot area of $25,219 \text{ m}^2$ (2.52 ha) with 132.59 m of frontage along Summerlea Road.

230-7050 WESTON ROAD / WOODBRIDGE / ONTARIO / L4L 8G7 / T 905 761 5588 / F 905 761 5589 / WWW.MHBCPLAN.COM

The owner is seeking approval to sever the Subject Lands into two (2) separate parcels in order to allow the owner separate ownership for the future development from the existing industrial building on the Subject Lands.

As shown in the severance sketch as part of this cover letter, the land to be severed consists of the southerly portion of the Subject Lands, which the retained lot consists of the northerly portion of the Subject Lands. The proposed severance will result in the following:

Lot Measurements	Severed (PART 1, PLAN 43R-15650; PART 1, PLAN 43R-13542; PART 2, PLAN 43R-13542)	Retained (PART 1, PLAN 43R- 14828; PART 1, PLAN 43R- 13485)
Lot Area	+/- 9,794 m²	+/- 15,425 m²
Lot Frontage	+/- 67.79 m	+/- 64.80 m
Lot Depth	+/- 190.20 m	+/- 190.20 m

CONSENT EVALUATION

We have reviewed the proposed consent against the development criteria of Section 51 (24) of *Planning Act* as well as those of the Official Plan and are of the opinion that the proposed consent request is appropriate, reasonable and meets the relevant development criteria.

SUMMARY

In conclusion, we believe the requested consent application to permit the severance of the property are appropriate and represent good planning. The proposed consents would maintain the general pattern of the existing lotting fabric within the areas and will allow the opportunity for separate ownerships for future development within the City.

If you have any questions, please do not hesitate to contact us.

Thank you.

Yours truly,

MHBC

David A. McKay, MSc, MLAI, MCIP, RPP Vice President & Partner

vice Fresident & Faither

cc: Clients

Encl.

Ashish Abraham, BES

Planner

Flower City



APPLICATION NUMBER:

"B"2022-0021

The personal Information collected on this form is collected pursuant to subsection 53(2) 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

Consent

(Please read Instructions)

NOTE: Pursuant to subsection 53(2) of the *PLANNING ACT*, the applicant shall provide the Committee of Adjustment with such information or material as the Committee of Adjustment may require. The Committee of Adjustment may refuse to accept or further consider the application until the prescribed information, material and the required fee are received.

1. (a)	Name of	Owner/App	licant	2667812	Ontario In	c.					
	Address	120 Sum	nmerlea Ro	oad, Bram	pton, Onta	print giv ario, L6T	en and 4X3	family names	in full)		

	Phone #	416-458	3-2913			Fax#		_			
	Email	mark@t	iltonindust	ries.com							
(b)	Name of	Authorized	Agent	David Mo	cKay C/O I	MHBC PI	annin	g Limited			
	Address	7050 W	eston Roa	d, Suite 2	30, Woodb	oridge, Or	ntario	, L4I 8G7			
	1-1-1-1										_
6	Phone #	416-938	-7354			Fax #_	905-	-761-5589)		
	Email	dmckay	@mhbcpla	n.com							
2.	addition, a	an easeme	urpose of ant, a charge	, a lease or	a correction	n of title.		ansfer for	a creati	on of a ne	w lot, lot
3.		ne name of t nown at th		whom the la	and or an inte	erest in the	land is	to be transf	ferred, ch	arged or leas	ed.
4.	Descriptio	n of the su	bject land ("subject laı	nd" means t	the land to	be se	evered and	retained):	
	a) Name o	f Street	Summerle	ea Road					Number	120	
	b) Concess	ion No.	CON 6 E.	H.S					Lot(s)		
	c) Register	ed Plan No.	RP-977					<u></u>		3	
	d) Reference	e Plan No.					200				
	e) Assessm	ent Roll No.	10-10-0-0	25-26510	-0000					Chinguac	
5.			ents or restr			ing the su	ıbject	land?			
	Yes Specify:		ſ	No						-	

Description	on of severed land: (in metric units)		
a)	Frontage 67.79 m Depth	190.20 m	Area +/- 9,794.00 sq. m
b)	Existing Use Parking lot/green space	Proposed Use_	Industrial
c)	Number and use of buildings and structur	es (both existing and pro	oposed) on the land to be severed:
	(existing)		
	(proposedTBD		
d)	Access will be by:	Existing	Proposed
	Provincial Highway		
	Municipal Road - Maintained all year	\checkmark	\checkmark
	Other Public Road		
	Regional Road		
	Seasonal Road		
	Private Right of Way		
e)	If access is by water only, what parking approximate distance of these facilities from	m the subject land and	d the nearest public road?
f)	Water supply will be by:	Existing	Proposed
	Publicly owned and operated water systen	\checkmark	\checkmark
	Lake or other body of water		
	Privately owned and operated individual or communal well		
	Other (specify):		
g)	Sowage disposal will be by:	First	
9)	Sewage disposal will be by:	Existing	Proposed
	Publicly owned and operated sanitary sewer system		
	Privy		
	Privately owned and operated individual or communal septic system		
	Other (specify):		
Descriptio	n of retained land: (in metric units)		
a)	Frontage 64.8 m Depth	190.20 m	Area +/- 15,425.00 sq. r
b)	Existing Use Industrial	Proposed Use	
c)	Number and use of buildings and structure	88 0	
	(existing)1, industrial building	• 6000	
	(proposed 1, exisiting industrial build	ing	
			<u> </u>

6.

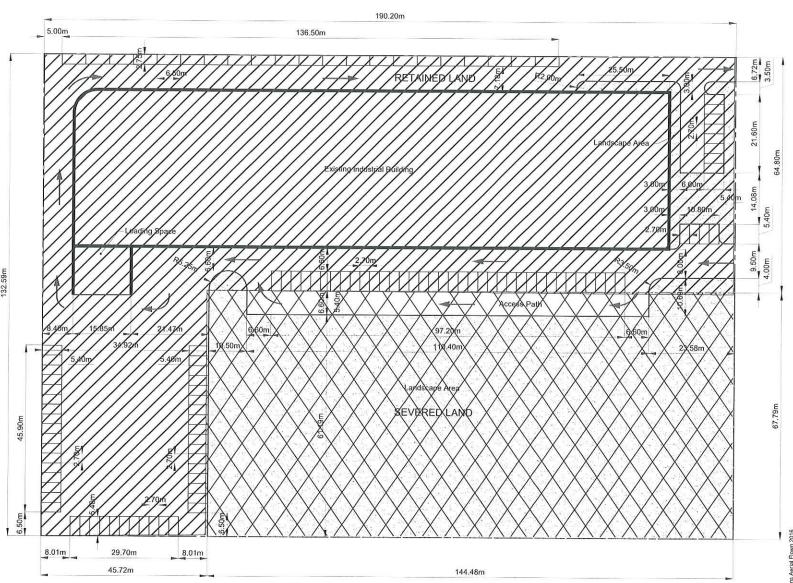
7.

	d)	Access will be by:		Existing	Į.	Proposed	
		Provincial Highway					
		Municipal Road - Ma	aintained all year	\checkmark		\checkmark	
		Other Public Road					
		Regional Road					
		Seasonal Road					
		Private Right of Way	y				
	e)	If access is by wa approximate distant	iter only, what parking se of these facilities fro	g and do m the sul	ocking facilities bject land and t	s will be used and what is the nearest public road?	:he
	ŋ	Water supply will be	by:	Existing		Proposed	
		Publicly owned and	operated water systen	\checkmark			
		Lake or other body	of water				
		Privately owned and or communal well	operated individual				
		Other (specify):				9	
	g)	Sewage disposal wil	ll be by:	Existing		Proposed	
		Publicly owned and sewer system	operated sanitary		1		
		Privy			[
		Privately owned and or communal septic	and the state of t		[
		Other (specify):					_
8.	What is the	e current designation	of the land in any app	licable zo	ning by-law an	d official plan?	
			Land to be Severed		Land to be	Retained	
	Zoning By	-Law	МЗА		МЗА		
	Official Pla City of	ins Brampton	Industrial		Industrial		
	Regi	on of Peel	Commercial/Industri	al	Commercial/	Industrial	
9.	section 51	of the Planning Act	en the subject of an a or a consent under sec on and the decision on or status/Decision	tion 53 of the applic	f the Act and if cation?	of a plan of subdivision und the answer is yes and if know	er n,
10.	Has any la	nd been severed from	n the parcel originally a	cquired b	y the owner of	the subject land?	
	Yes	No 🗹	•	1000			
	Date of Tra	nsfer		and Use			_

11.	ir known, is/was the subject lar	id the subject of any	other application under the Planning	act, such as:
		File Number	Status	
	Official Plan Amendment		_	_
	Zoning By-law Amendment		-	•
	Minister's Zoning Order		<u> </u>	_
	Minor Variance	•		<u></u>
	Validation of the Title	Charles and the second	_	2
	Approval of Power and Sale		_	_
	Plan of Subdivision		<u></u>	_
12.	Is the proposal consistent with	Policy Statements is	ssued under subsection 3(1) of the Plan Yes	nning Act? No
13.	Is the subject land within an are	ea of land designated	d under any Provincial Plan? Yes	No 🔲
14.	If the answer is yes, does the a	oplication conform to	the applicable Provincial Plan? Yes	No 🔲
15.	If the applicant is not the owner is authorized to make the applicants form attached).	er of the subject land dication, shall be at	l, the written authorization, of the own tached. (See "APPOINTMENT AND A	er that the applicant
Dated	d at the City	_{of} Vaughan	1	
	24th day of Octobe		,20_22.	
	day or			
	Signature of Applicant, or Authorized Ag	ent, see note on next page	Check box if applicable: I have the authority to bind the Corporation	
		DECLARA	ATION	
l,	David McKay	of the	City of Toronto	
in the Cour	nty/District/Regional Municipality of		solemnly declare that all the sta	tements contained in t
application	are true and I make this as if made	e under oath and by vir	rtue of "The Canada Evidence Act".	
		•		
Declared befo	ore me at the City of	Vaughan		
in the	Region of York	AVANCE POLICE OF THE STREET	- Dun	
this 24th	day of October	, 20 <u>22</u> .	Signature of applicant/solightor/authori	izec agent, etc.
_	Dha Walle.		- 61	
Debr. Provi	a Sue Walker, a Commissioner, etc., ince of Ontario, for MHBC Planning Limited.			
	es February 14, 2023. Signature of a Commissioner, etc.			
			ompleted By the Zoning Division sible variances required and the results	
		riew are outlined on the		
	L Barbito		October 27, 2022	
4	Zoning Officer		Date	
				The same of the sa

DATE RECEIVED Clober 27, 2022

Site Plan



120 Summerlea Road, Brampton, ON

LEGEND

	Subject Lands
	Existing Building
	Landscape Areas
	Severance Line
	Retained Lands
3535	Severed Lands
	One Way Assess Directions

One Way Access Directions

TOTAL SITE AREA

+/- 25,219 SM +/- 9,794 SM

RETAINED LAND

+/- 15,425 SM

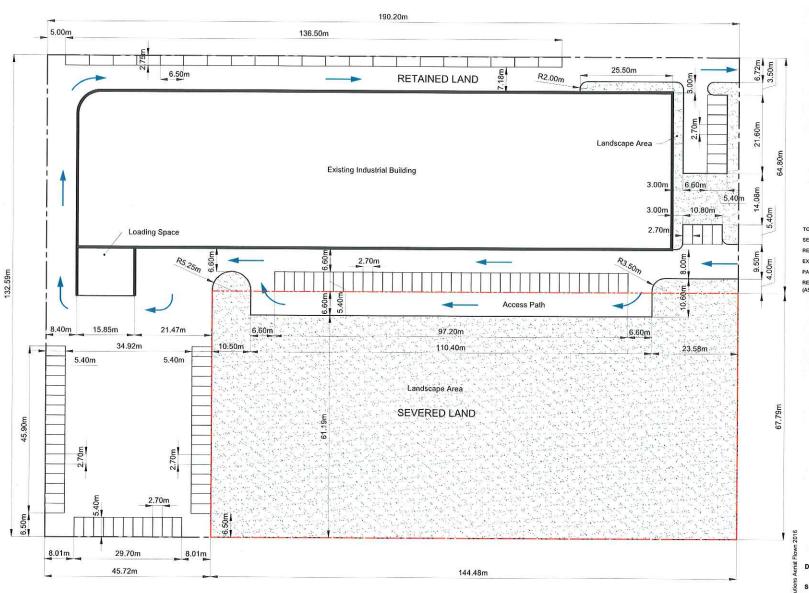
PARKING SPACES IN RETAINED LAND

REQUIRED PARKING SPACES IN RETAINED LAND 106 STALLS (AS PER SECTION 30.5 IN BY-LAW 270-2004)

DATE: October 11, 2022

SCALE: 1:1000





Site Plan

120 Summerlea Road, Brampton, ON

LEGEND

	Subject Lands
	Existing Building
(CE)*	Landscape Areas
	Severance Line

One Way Access Directions

 TOTAL SITE AREA
 #/- 25.219 SM

 SEVERED LAND
 #/- 9,794 SM

 RETAINED LAND
 #/- 15,425 SM

 EXISTING BUILDING
 7,037 SM

 PARKING SPACES IN RETAINED LAND
 114 STALLS

 REQUIRED PARKING SPACES IN RETAINED LAND
 108 STALLS

DATE: October 11, 2022

SCALE: 1:1000

N:21489.A-120 Summerles Rd. Brampton(2022)08.





	P.UK. 14025-0023 (LT) III.AH. 4332-17188	P.I.K. 14025-0010 (k1) P-AEF 1, PL-SH - 1372-14189
	- NIS37'20'E	190.20
	8	
	PART	OF BLOCK 5
	\$ FART 1, FLAN 43R-14828	PART 1 PART 1, PLAN 438-13485
	i	
993		
5-002 (LT)	N4537'20'E	PLIN: M025-0011 (k.T)
TA 2500-8001 ML9 (TA) 2500-8001 ML9	45.72	14.6
e e	70,10	
	PARI 1, PLAN 439-15550	PART 1, FLM+ 43R-13942
	₹ PART 2	PART 3
	REGISTERED &	P L A N 9 7 7
	- MAET	• .
	45.72 M553770 E	PART 2, PLAN 438-13542 144.48 180.20
	N. 14025-0021 (2.17)	P.I.H. 14025—0012 (LT)

I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT	PLAN 43R-		
THE LAND TITLES ACT	RECEIVED AND DEPOSITED		
DATE	DATE		
D. A. WILTON ONTARO LAND SURVEYOR	REPRESENTATIVE FOR LAND REGISTRAR FOR THE LAND TITLES DIVISION OF PEEL (No. 43)		

SCHEDULE

PART	BLOCK	PLAN	ALL OF PIN	AREA
1				
2	S	REGISTERED PLAN 977	14025-0011 (LT)	
3				

PLAN OF SURVEY OF PART OF BLOCK S REGISTERED PLAN 977

CITY OF BRAMPTON REGIONAL MUNICIPALITY OF PEEL SCALE 1: 400

SPEIGHT, VAN NOSTRAND & GIBSON LIMITED ONTARIO LAND SURVEYORS

INTEGRATION NOTE

BEARNOS SHOWN HEREON ARE UTIL CRID AND ARE DERIVED FROM THE SMARTINET NETWORK, AND ARE REFERRED TO UTIL ZONE 17, CENTRAL MERIDIAN 81'00' WEST LONGTUCK, AND 83 (CSSS) (2010).

OBSERVED REFERENCE POINTS (ORP.) DERIVED FROM CPS DESERVATIONS USING THE SMARRIET HETMORY, AND ARE REFERRED TO UTW ZONE 17, CENTRAL MERCHAN 81'00' MEST LOXGITUDE, NAD 83 (CSSS) (2010).

COORDINATES ARE TO AN URBAN ACCURACY AS PER SEC. 14 (2) OF ONT. REG. 216/10
POINT ID NORTHING EASTING

COORDINATES CANNOT, IN THEUSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN

DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF.

METRIC

DISTANCES AND COORDINATES SHOWN ON THIS PLAN ARE IN WETRES AND CAN BE CONVERTED TO FEET BY DIMONG BY 0.3048.

LEGEND

SURVEYOR'S CERTIFICATE

I CERTIFY THAT :

THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.

2. THE SURVEY WAS COMPLETED ON

DATE :_____ SPEIGHT, VAN NOSTRAND & GIBSON LIMITED
ONTARIO LAND SURVEYORS
750 GAMDALE ROAD, USE 58 68, 10 RORTO, ONTARIO USE 124
TIL. 416 749-3040/2666) FAX 416 749-7666



DRAWN : M. D. JOB No. : 220-0087 CHECKED : D. A. W. REF. No. :

PLOTTED :

FILE NAVE : R2200087.DWG

