

Public Notice

Committee of Adjustment

APPLICATION # A-2022-0359 WARD 8

APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **NILAM SHAH AND BHAVIN SHAH** 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 Lot 60, Plan 43M-3030 municipally known as **42 LYLE WAY**, Brampton;

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

- 1. To permit an accessory structure (gazebo) having a building height of 3.327m (10.92 ft.) whereas the bylaw permits a maximum building height of 3.0m (9.84 ft.) for an accessory structure;
- To permit an accessory structure (gazebo) having a gross floor area of 22.67 sq. m (244 sq. ft.) whereas the by-law permits a maximum gross floor area of 15 sq. m (161.46 sq. ft.) for an individual accessory structure;
- 3. To permit setbacks of 0.66m (2.17 ft.) and 0.58m (1.90 ft.) to an uncovered pool or recreational facility whereas the by-law requires a minimum setback of 1.2m (3.94 ft.) to the nearest lot lines;
- To permit a driveway width of 10.28m (33.73 ft.) whereas the by-law permits a maximum driveway width of 9.14m (30 ft.);
- 5. To permit 0.0m of permeable landscaping abutting the property line whereas the by-law requires a minimum 0.6m (1.97 ft.) wide permeable landscape strip abutting both property lines;
- 6. To permit a recreational facility to be located within a required interior side yard resulting in an interior side yard setback of 0.782m (2.57 ft.) whereas the by-law requires a minimum interior side yard setback of 1.2m (3.94 ft.) to a recreational facility.

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

Plan of Subdivision:	NO	File Number:
Application for Consent:	NO	File Number:

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 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 an 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.

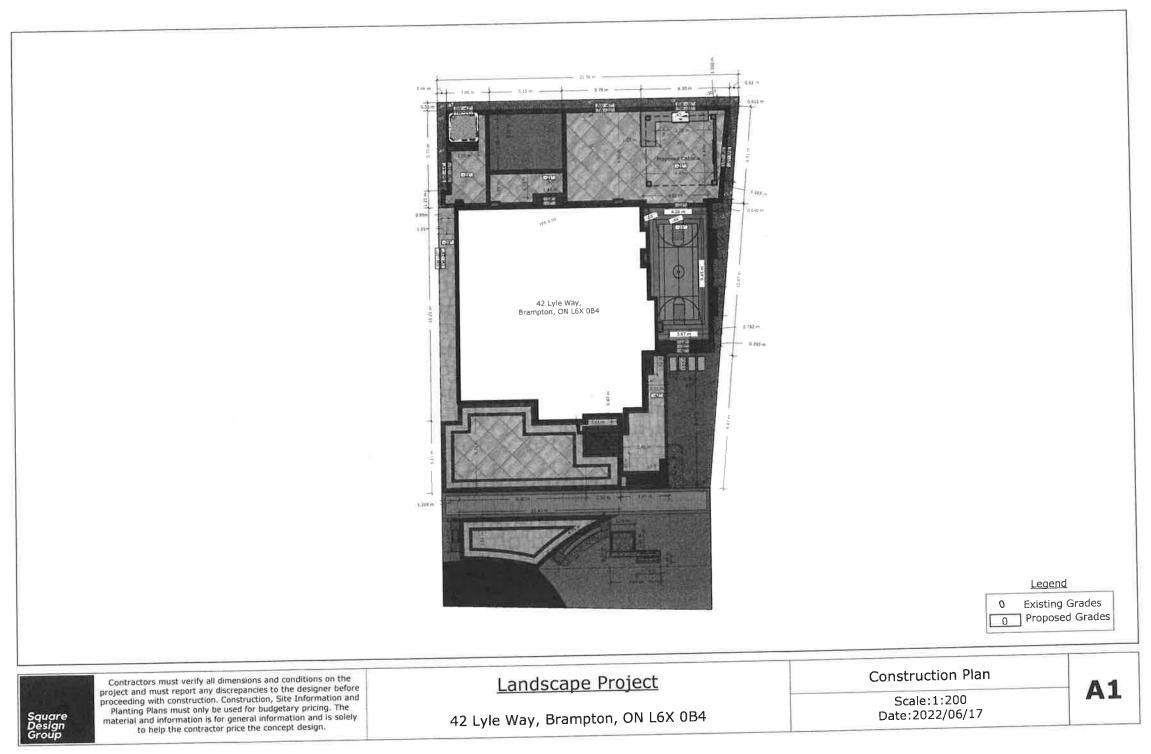
RULES OF PROCEDURE OF THIS COMMITTEE REQUIRE REPRESENTATION OF THE APPLICATION AT THE HEARING, OTHERWISE THE APPLICATION SHALL BE DEFERRED.

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

DATED at Brampton Ontario, this 24th Day of November, 2022

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: Deanie Myers, Secretary-Treasurer Committee of Adjustment, City Clerk's Office, Brampton City Hall, 2 Wellington Street West,

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 ieanie.mvers@bramoton.ca



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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:
- Participate remotely in the electronic hearing using a computer, smartphone or tablet by emailing the Secretary–Treasurer at <u>cityclerksoffice@brampton.ca</u> or jeanie.myers@brampton.ca by 4:30 pm Thursday, December 1, 2022.
- To participate in-person, please email the Secretary–Treasurer at <u>cityclerksoffice@brampton.ca</u> 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 <u>cityclerksoffice@brampton.ca</u> or <u>jeanie.myers@brampton.ca</u>. 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.



brampton.ca

For Office Use Only (to be inserted by the Secretary-Treasurer after application is deemed complete) FILE NUMBER: A - 2022-0359

The Personal Internation collected on this form is collected pursuant to section 43 of the Planning Asi 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 serve request and will be publiched on the City's website. Questions about the collection of personal information should be directed to the Secretary-Treasurer, Committee of Adjustment, City of Arampion

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		APPLICATION	
		Minor Variance or Special Permission	
Note		(Please read Instructions)	
NOTE;	It is requir accompan	ed that this application be filed with the Secretary-Treasurer of the Committee of Adjustment and be ied by the applicable fee.	
	The under the <u>Planni</u>	signed hereby applies to the Committee of Adjustment for the City of Brampton under section 45 of <u>no Act</u> , 1990, for relief as described in this application from By-Law 270-2004.	
۹.	Name of (
	Address	42 Lyle Way, Brampton, ON L6X 0B4	= ■21
	Phone # Email	Branchan Fax #	-
	S.	neuse with the man	
2.	Name of Address	Agent Anthony Barbolini 1204 Hill Street, Innisfil, ON, L9S 1X8	-
	74241000		-
	Phone #	Fax #	
	Email	ະດຸເລາdesigngroup@ouldook.com	
3.		d extent of relief applied for (variances requested):	-
	To perm	it height for an accessory structure of 3.327 m is proposed.	
		timum permitted gross floor area proposed is 22.67m2 it a hot tub setback of 0.66m to the rear and 0.58m to the side yard.	
		it a driveway width of 10.28m (maximum permitted is 9.14m)	
	To perm	it a 0.0m permeable landscaping strip abutting the property line (minimum o f0.6m	
	is requir	ed)	
		it a recreational facility (hot tub) to be located within a required interior side yard in a setback of 0.782m (minimum required is 1.2m)	
	resulting		
4.	Why is it i	not possible to comply with the provisions of the by-law?	
	Can not	comply with the allowable gross floor area of one accessory structure of 15m2.	
	Can not	comply with the maximum permitted height of 3meters. comply with the setbacks to the hot tub.	
	Can no	t comply with the allowable driveway width of 9.14m.	
	Can no	t comply with the permeable landscaping strip abutting the property line (minimum o	(U.om is required)
5.		scription of the subject land:	
	Lot Numb	ber/Concession Number 43M-2030	
	Municipa	Address 42 Lyle Wy, Brampton, ON L&X 084	_
-		d - utilized for a data usite)	
6.	Dimensio Frontage	n of subject land (<u>in metric units</u>) 19.165 M	
	Depth	27,810m	
	Area	528 BM2	
-		the sublest land to her	
7.		o the subject land is by: I Highway	
	Municipa	Road Maintained All Year 🗹 Other Public Road 🔲	
	Private R	ight-of-Way Water L	

House Foolprint: 200m2 PROPOSED BUILDINGS/STRUCTURES on the subject land: Proposed cabana foolprint: 24.6m2 Cabana Helght: 3.327m Cabana Helght: 3.327m State State EXISTING Front yard setback 3.07m Rear yard setback 7.5m Side yard setback 1.24m Side yard setback 1.00m2 Side yard setback 1.01m2 Side yard setback 1.02m Date of Acquisition of subject land: 22 - m ARCH - 2017 11 Existing uses of subject property: Residential 13 </th
Proposed cabana footprint: 24.6m2 Cabana Height: 3.327m Cabana Height: 3.07m Reary and setback 3.07m Reary and setback 7.5m Side yard setback 1.24m Side yard setback 1.24m Side yard setback 1.24m Side yard setback 1.260m2 Side yard setback 1.103m2 Side yard setback 1.103m2 Side yard setback N/A 0. Date of Acquisition of subject land: 22 - MARCH - 2017 1. Existing uses of subject property: Residential 2. Proposed uses of subject property: Residential 3. Existing uses of abutting properties: Residential 4. Date of construction of all buildings & structures on subject land: N/A
Proposed cabana footprint: 24.6m2 Cabana Height: 3.327m B. Location of all buildings and structures on or proposed for the subject land (specify distance from side, rear and front lot lines in metric units) EXISTING Front yard setback 3.07m Rear yard setback 1.24m Side yard setback 1.24m Side yard setback 1.24m Side yard setback 1.260m2 Front yard setback 1.260m2 Side yard setback N/A 10. Date of Acquisition of subject land: 22 - mARCH - 2017 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: N/A
9. Location of all buildings and structures on or proposed for the subject land (specify distance from side, rear and front lot lines in metric units) EXISTING 3.07m Front yard setback 3.07m Rear yard setback 7.5m Side yard setback 1.24m Side yard setback 4.34m PROPOSED N/A Front yard setback 1.103m2 Side yard setback 1.103m2 Side yard setback 1.103m2 Side yard setback N/A PROPOSED N/A Front yard setback 1.103m2 Side yard setback 1.103m2 Side yard setback N/A 10. Date of Acquisition of subject land: 22 - MARCH - 2017 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: N/A
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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: N/A
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: N/A
13. Existing uses of abutting properties: Residential 14. Date of construction of all buildings & structures on subject land: N/A
14. Date of construction of all buildings & structures on subject land:
14. Date of construction of all buildings & structures on subject land:
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15. Length of time the existing uses of the subject property have been continued:
5. (a) What water supply is existing/proposed? Municipal Other (specify) Well
(b) What sewage disposal is/will be provided? Municipal Other (specify) Septic

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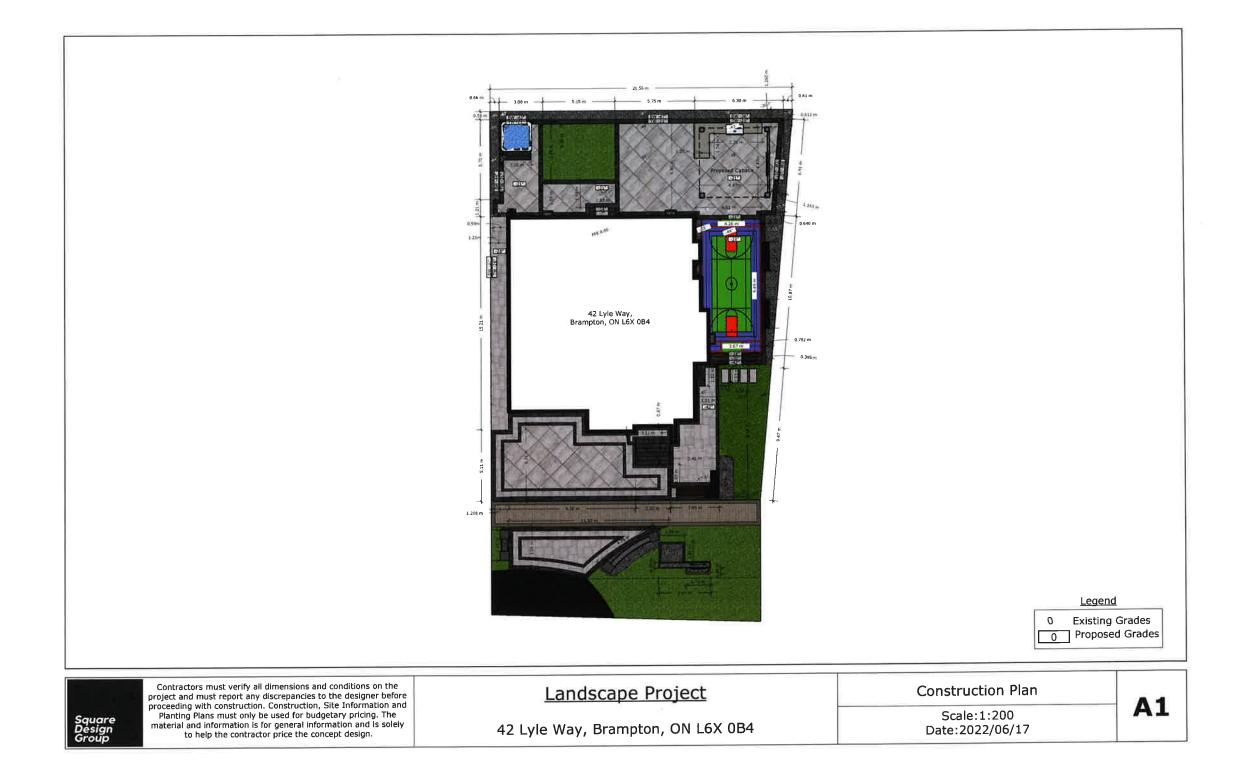
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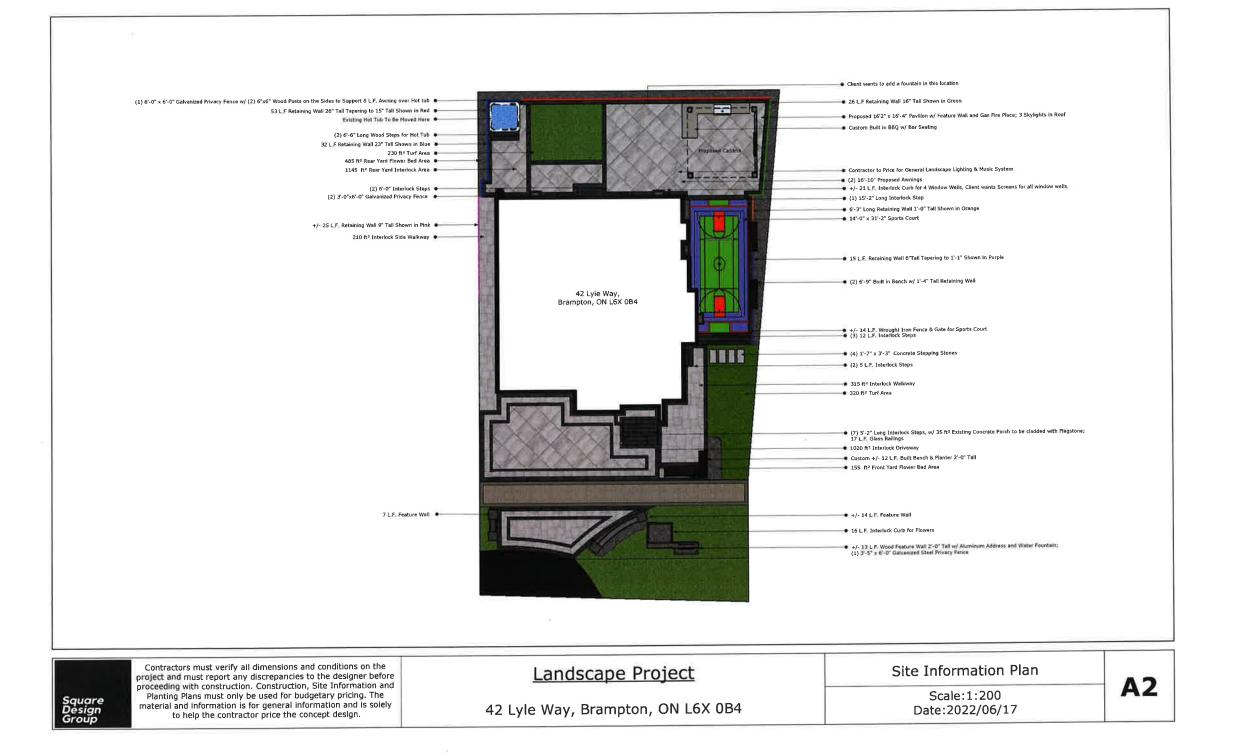
17.			ct prope or conse		subject	t of an a	application	under	the Planning Act	, for approval of a plan	of
	Yes			No							
	lf ans	swer is	yes, prov	vide de	etails:	File #	¥		- St	atus	
18.	Has	a pre-co	onsultatio	on app	olication	been fi	led?				
	Yes			No							
19.	Hast	the sub	ject prop	erty e	ver beei	n the su	bject of an	applica	ation for minor va	ariance?	
	Yes			No			Unknown				
	lf ans	swer is	yes, pro	vide d	etails:						
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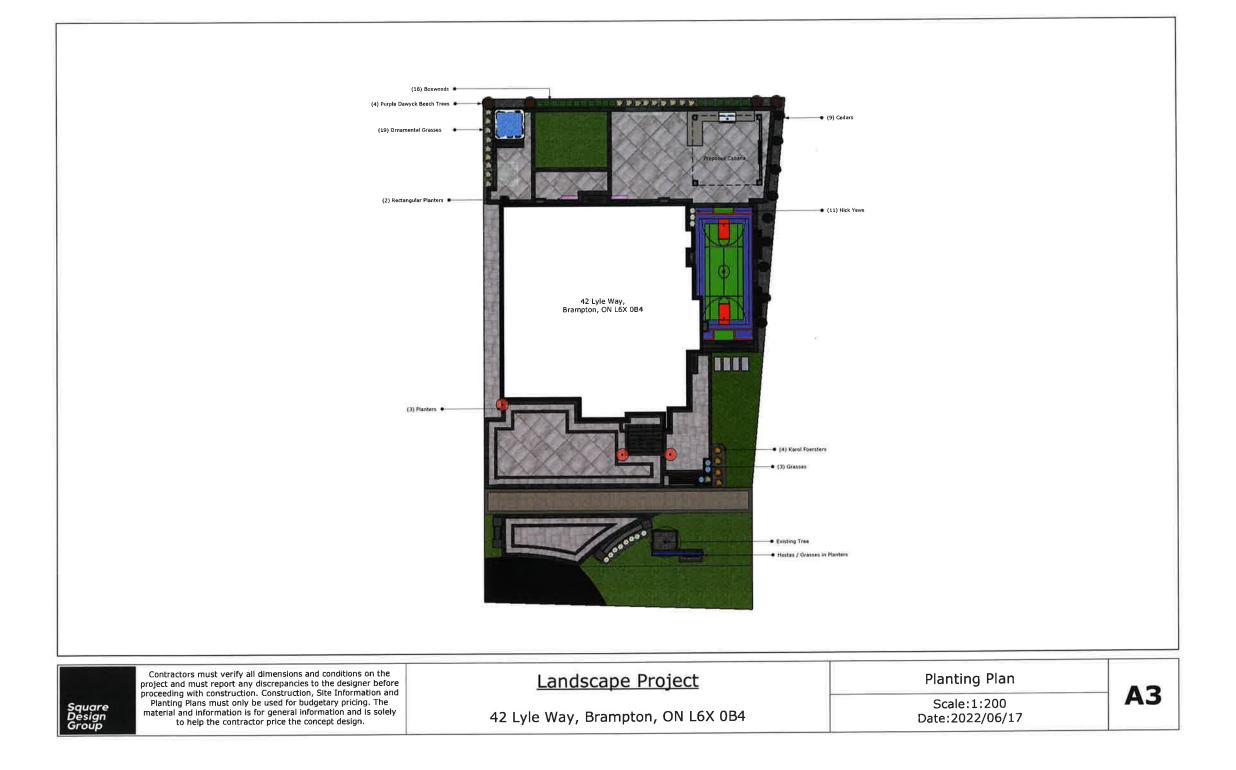
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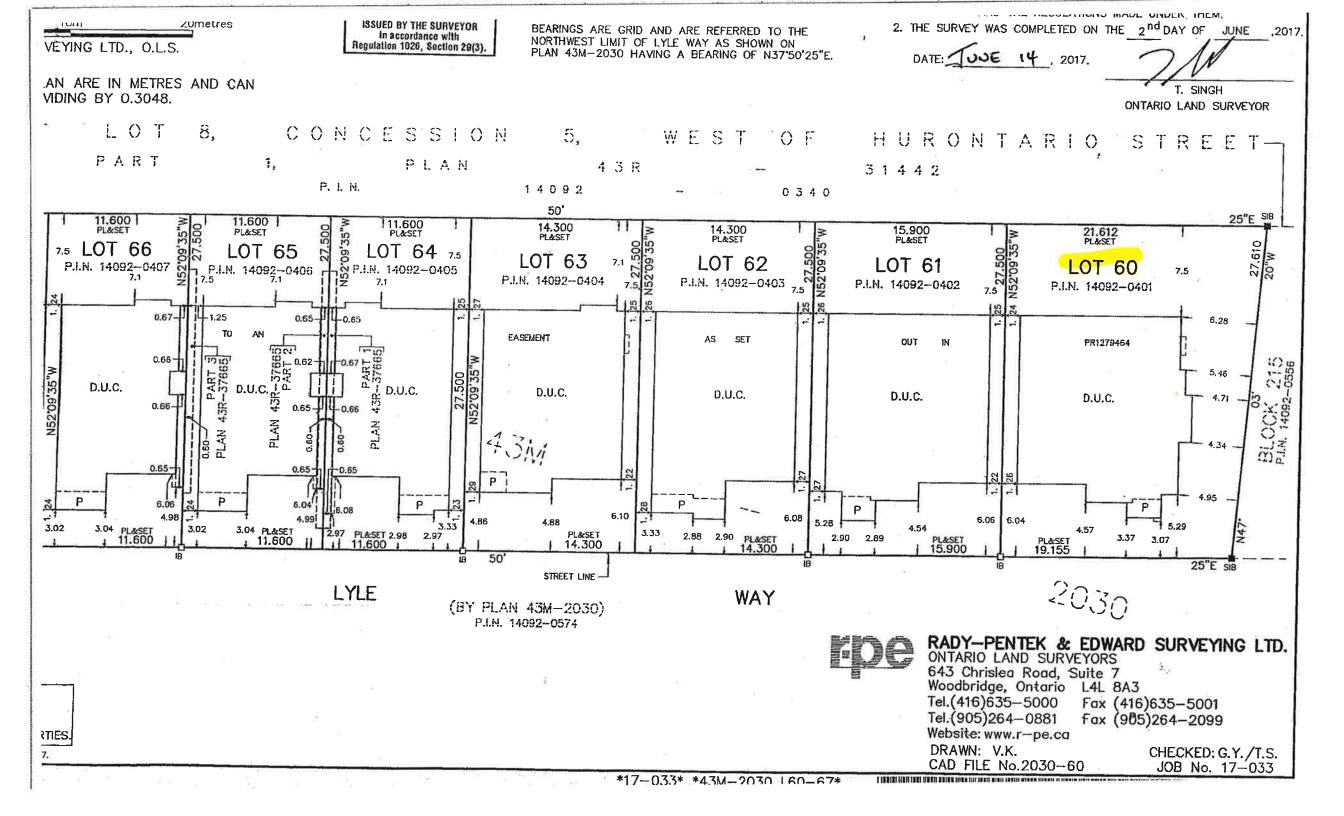
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Revised 2020/01/07







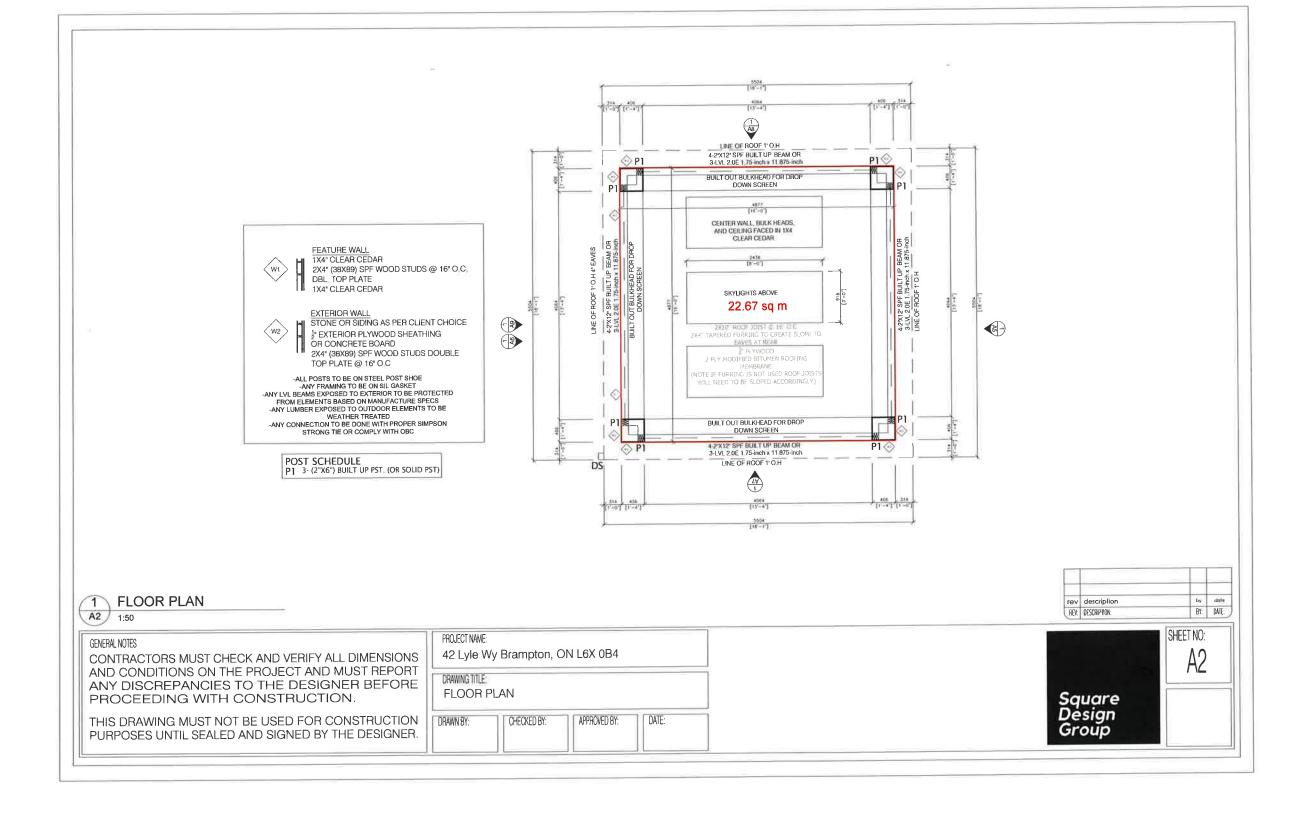


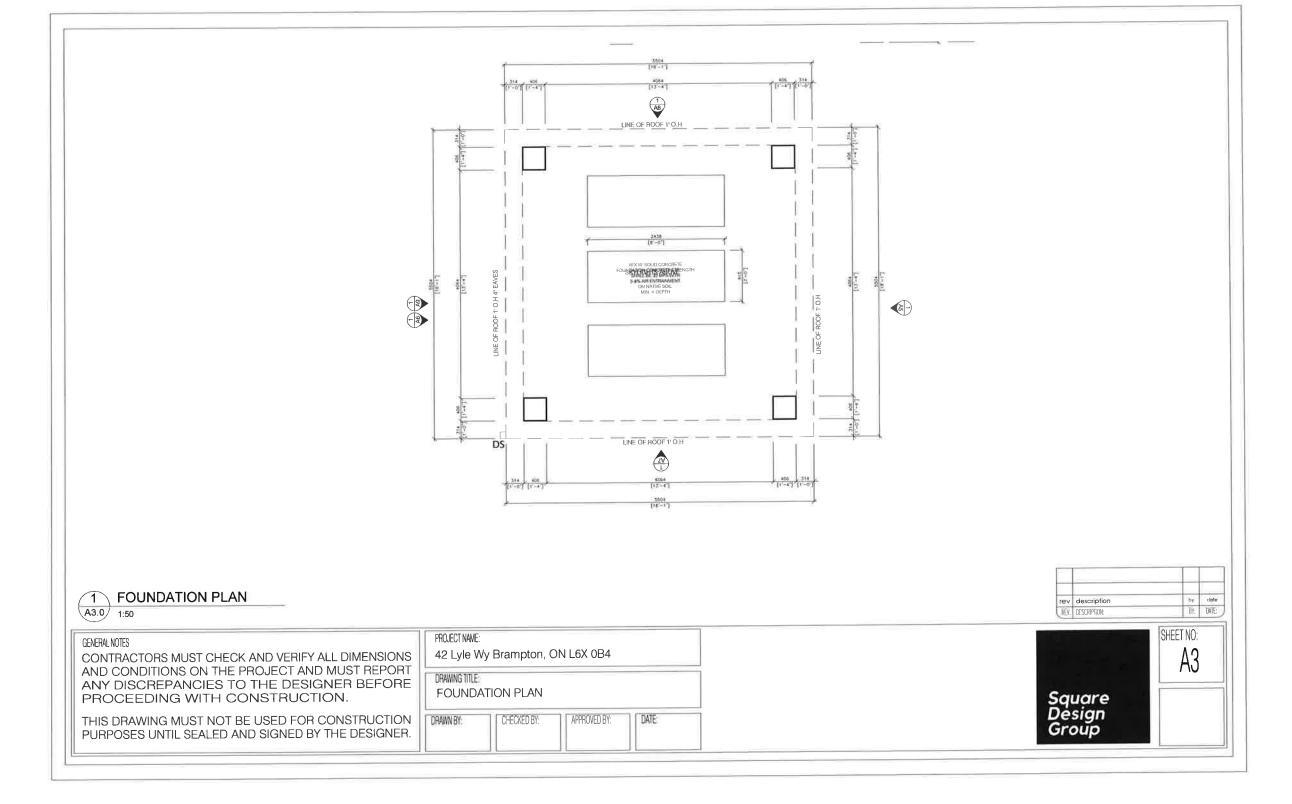
PROPOSED PAVILION 42 LYLE WY BRAMPTON, ON L6X 0B4

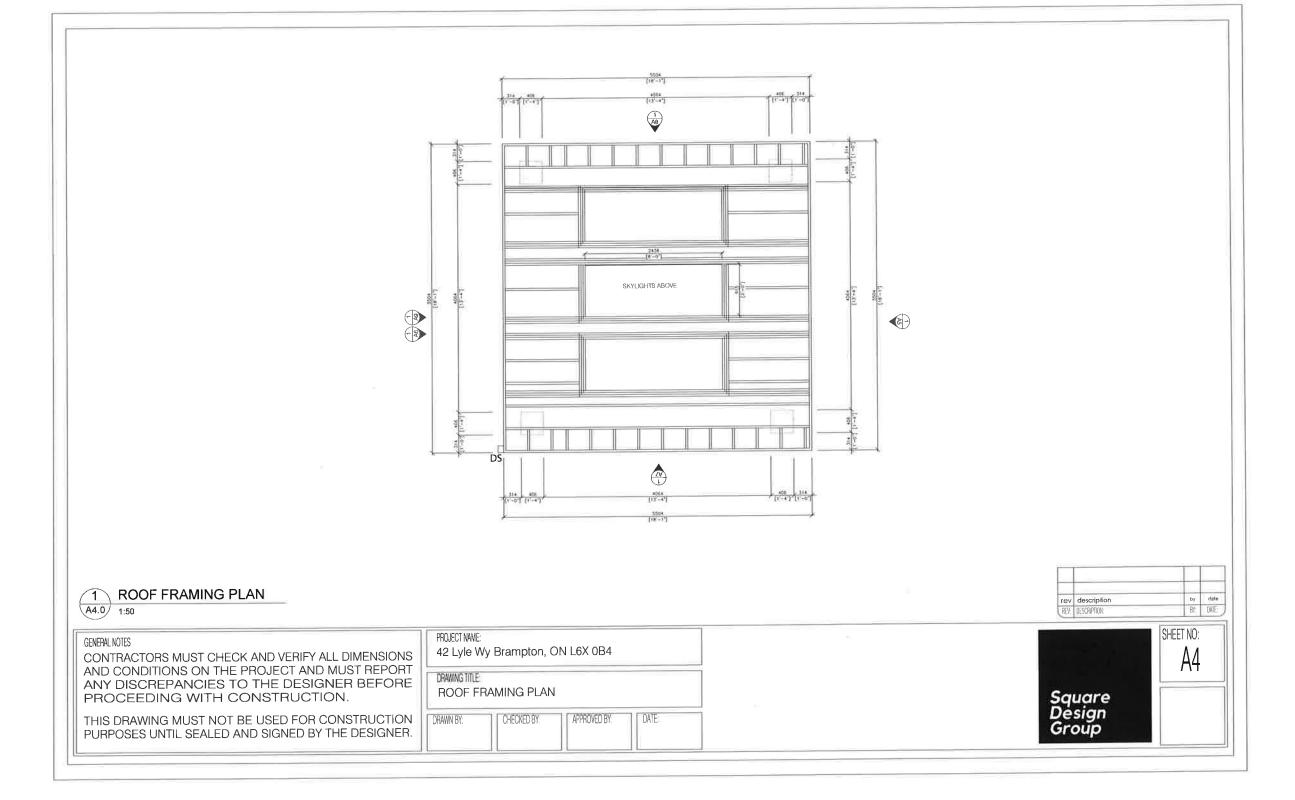
A00-COVER PAGE A1-SITE PLAN A2-FLOOR PLAN A3-FOUNDATION PLAN A4-ROOF PLAN A5-ELEVATIONS A6-ELEVATIONS A7-ELEVATIONS A8-ELEVATIONS A9-DETAIL 1

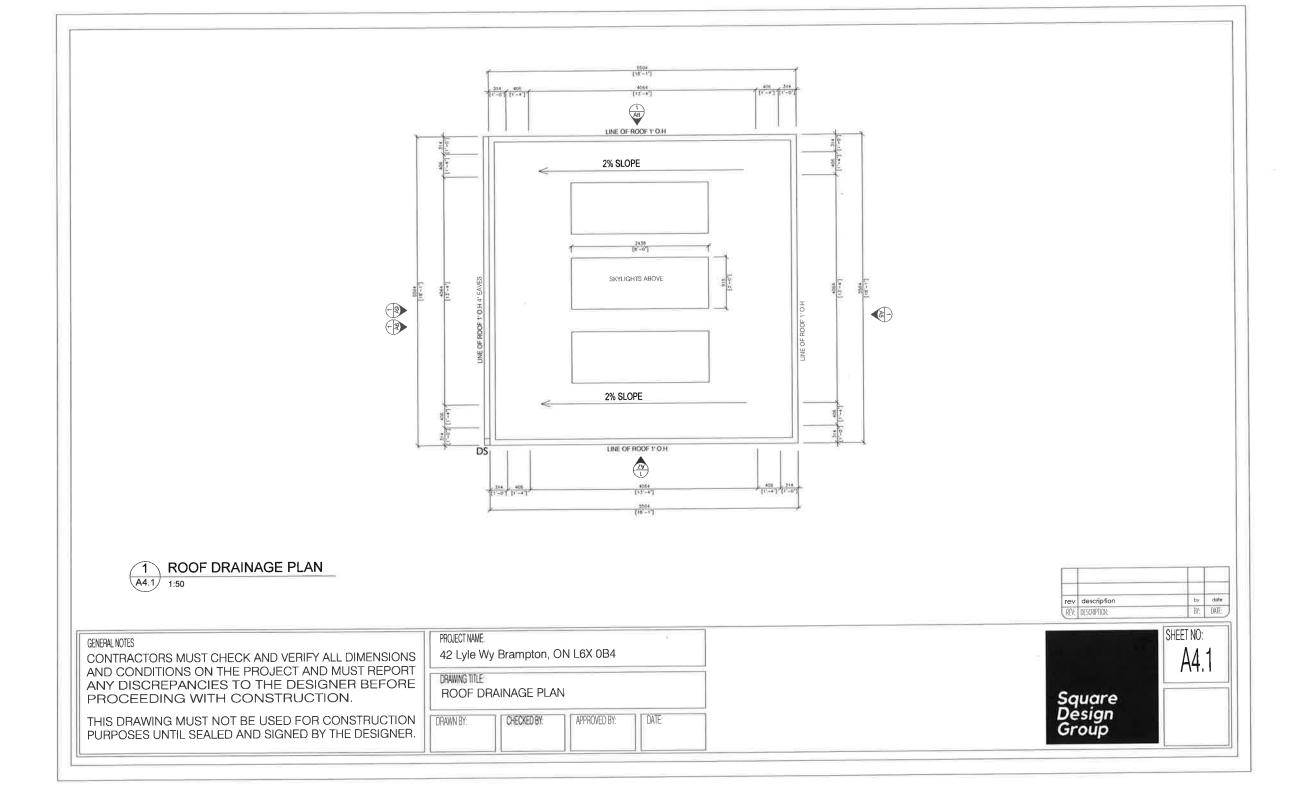
> Square Design Group

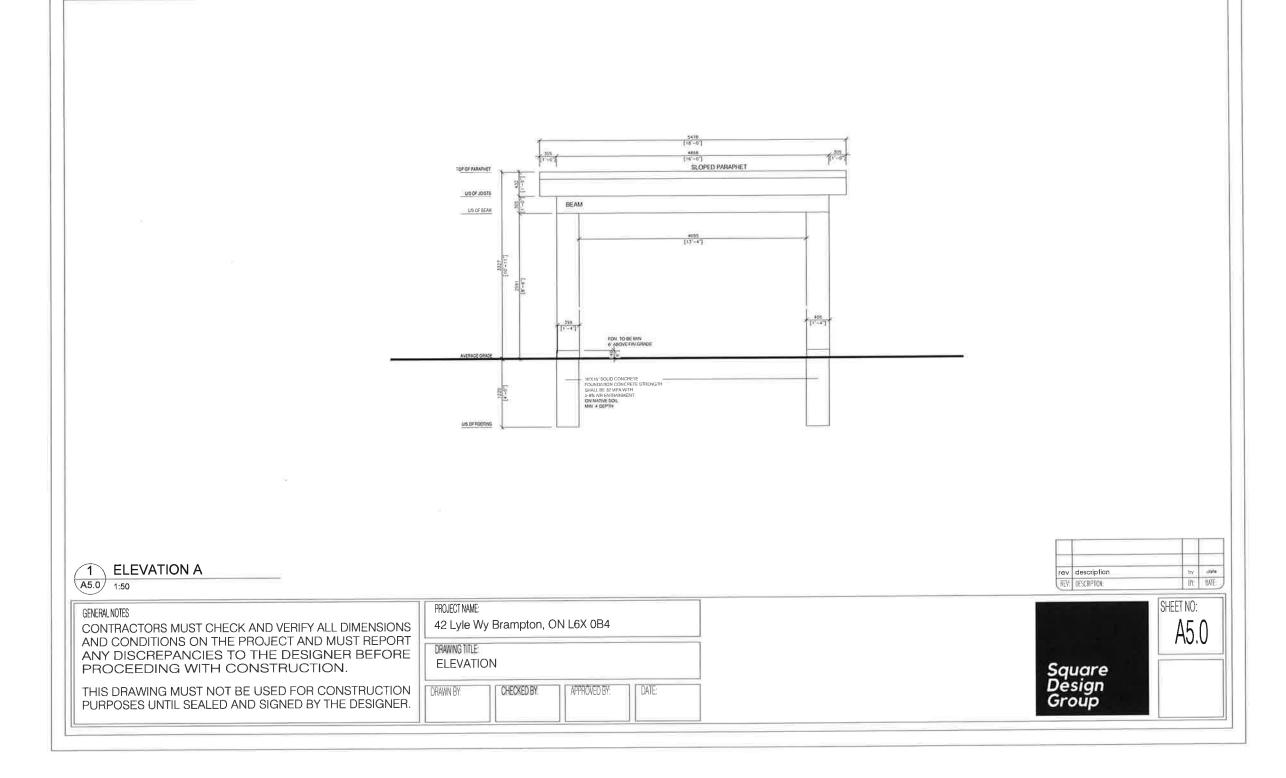
	ST	RUCTURAL NOTES: Workmanship and materials shall be in acc	ordance with part 9	Structural Steel						
	of t	e Ontario Building Code and local regula e Architectural drawings for dimensions	tions	1. Structural steel shall be as follow			255 #3 SPF TOP PLATE	HEADER	\	
	3, 4	Il structural components shall be intercon	nected to resist code mandated live,	W, S, HP, WWF SHAPES CA HSS C		350W 1-350W_CLASS C	DOUBLE TOP PLATE		X	
	4.0	d and environmental loads. DESIGN LIVE LOADS ARE:		L, PL C/ 2. Obtain field measurements as re	AN/CSA G40 21 equired	-300W	F T T M T M T		- JAMB STUD	
		ROOF : SS = 1.3 KPA, Sr =0.4 KPA FLOORS : 40 PSF		 Provide holes where required fo steel, place holes so as not to c 	r attachment of					
		VIND 1/50 : 0,44 KPA BASIC ARTHQUAKE : Sa(0,2) = 0,19		in strength of the member			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1			
	5.0	ontractor is responsible for safe executio afety codes. a temporary shoring plan ar	n of work, as per osha and other applicable id construction sequence duly signed by	with the following standards.						
		in Ontario licensed professional engineer of any relevant work. Approved shop draw	to be submitted for approval before start	Design, fabrication and erection Welding	CSA-W47	1			SILL PLATES	
		hall be always available at site for referen	ce.	Cleaning Bolts 3/4" Ø U N O	SSPC-SP ASTM-325-					
		indations		Paint (1 shop coat + field touch 5. Design connections for the read	up) CGSB tions produced b					
		Footings shall be placed on undisturbed a 2000 psf.		conditions 6. No splices in new beams and co			16" 16" 16" 16" 16' STUD SPA		C SINGLE 2x6 #3 SPF	
	2	Footings excavations shall be inspected I concrete is placed		approved by the engineer. 7. All steel lintels bearing on maso				STUD GRADE SPF	BOTTOM PLATE	
	3,	Footings exposed to freezing shall be pla finished grade	ced at least 4'-0" below	7. All steel linters bearing on maso	iny to nave min	indir o bearing	TYP. WA	<u>ALL</u>		
		Protect footings exposed to frost action d by 4'-0" minimum of soil or its equivalent.		Wood			NOTES:	AND BOTTOM PLATE TO STUD WITH (3)	131x3" P.D. NAILS	
	5.	The line of slope between adjacent footin along stepped footings shall not exceed	gs or excavations or	1. All wood construction to be in a	ccordance with 0	CSA standard	2 WAL	L TO FLOOR #8x3" SREW 16" O.C. AND (2)) 131x3" P D	
		maximum step shall be 2'-0"		CAN3-086-01 2. All lumber to be grade stamped				L TO WALL AND CEILING #8x3" SCREW 16	6° O C	
		Where a foundation wall relains soil on e on both sides simultaneously.		#2 conforming to CSA-086-01 u 3. Lumber for stud walls shall be s	in otherwise.					
	7.	Foundation walls retaining earth between shall be shored until the slab at higher le		 Trus joists, LSL and PSL beam by Trus Joist Canada Itd. or an 	s shall be as ma	nulactured	PLUMBING PIPE FROST PRO	TECTION DETAIL	WATER PIPES FROST PROTECT	
		reached its required strength accrete specification		shall be responsible for design submit shop drawings bearing a	of all connection	is and shall	DETAIL TO COMPLY WITH 7 3 5 4(1)	O.B.C	DETAIL TO COMPLY WITH 7:3:5:4(1) O.B (0.
	1,	The ultimate 28 days compressive streng 20.0 MPA unless noted otherwise	th of concrete shall be	for the design,				22	4" RIGID INSULATION	
		The ultimate 28 days compressive streng freezing and thawing (exterior stabs, gara	age floor slab, side walks,	 All connections, unless noted o with O B C 2012 			4" RIGID INSULATION	8	A KIGID INCOLATION	WATER PIPES
		curbs, retaining walls, etc.) shall be 32 MF content of 5%-8% and maximum water/co	A with minimum air entrainment	 All load bearing stud walls shall at mid height unless noted other 	rwise		1777			aistained between the
	3.	Do not use calcium chloride or other salt Reinforcing steel shall be deformed bars	s in concrete	 Bridging for trus joists shall be a manufacturer, however, spacing 	as recommended g of bridging sha	d by the all not exceed	NOTE: Spatial separation too shall b Sanitary sewer and the water supply		NOTE: Spatial separation too shall be ma Sanitary sewer and the water supply line	
		yield strength of 400 MPA. Welded wire mesh shall conform to CSA		12 feet 8 Metal hangers shall be made from			Plumbing to have winterizing shut of	f installed in the basement.	Plumbing to have winterizing shut off inst	talled in the basement.
		wire fabric for concrete reinforcement		and shall have allowable load o data) greater than reactions pro			All drains to be winterized to prevent months. Plumbing to be blow out an		All drains to be winterized to prevent free months. Plumbing to be blow out and fille	
		Detail reinforcing in accordance with rein standard practice prepared by RSIO.		Simpson Strong-tie or equal 9. Protect lumber in direct contact			req		req	
		Only ready mix concrete is permitted on supplier shall be responsible for concrete	e mix design.	10 mil. polyethylene sheet 10. Provide adequate temporary b			1			
		Supply and install concrete, reinforcing a including placing, finishing and curring as	shown on the drawings	construction. 11. Double up studs al each end o						
		in accordance with CSA A23 and CSA G Non-shrink, non-metallic grout shall be u		12 Plywood as per CSA O 86 1	an opening an					
		Sika Canada inc, or an approved equal								
	S	TEEL LINTEL SCHEDU	ILE							
		L1 Up to 4'-6" Opening	L 3 1/2" x 3 1/2" x 5/16"							
		L2 Up to 5'-6" Opening	L 4" x 3 1/2" x 5/16"		NOOD LI	INTEL SCHEDU				
11		L3 Up to 6'-6" Opening	L 5" x 3 1/2" x 5/16"					T		
	-	L4 Up to 7'-6" Opening	L 5" x 3 1/2" x 3/8"		WB1	Up to 3'-6" Openin Up to 5'-6" Openin	-	-		
		L5 Up to 9'-10" Opening	L 6" x 4" x 3/8"		WB2 WB3	Up to 6'-6" Openin		-		
		L6 Up to 11'-0" Opening	L 7" x 4" x 3/8"		WB3	Up to 7'-6" Openin		-		
	1 NOTES	L7 Up to 19'-0" Opening	(I-BEAM) W8x15 BEARING ON	N BRICK	1104			-	rev description	by date
	(A0.9) NTS								REV: DESCRIPTION:	BY: DATE:)
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	GENERAL NOTES		PROJECT NAME:							SHEET NO:
	CONTRACTORS MUST CHECK AND VERIF		42 Lyle Wy Bramp	oton, ON L6X 0B4						
	AND CONDITIONS ON THE PROJECT A									A0.9
	ANY DISCREPANCIES TO THE DES	IGNER BEFORE	DRAWING TITLE:	110750						
	PROCEEDING WITH CONSTRUC	TION.	CONSTRUCTION	NOTES					Sauare	
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	THIS DRAWING MUST NOT BE USED FOI		DRAWN BY: CHECKE	ED BY: APPROVED BY:	DATE:				Square Design Group	~~
	PURPOSES UNTIL SEALED AND SIGNED	DT THE DESIGNER.							oroup	

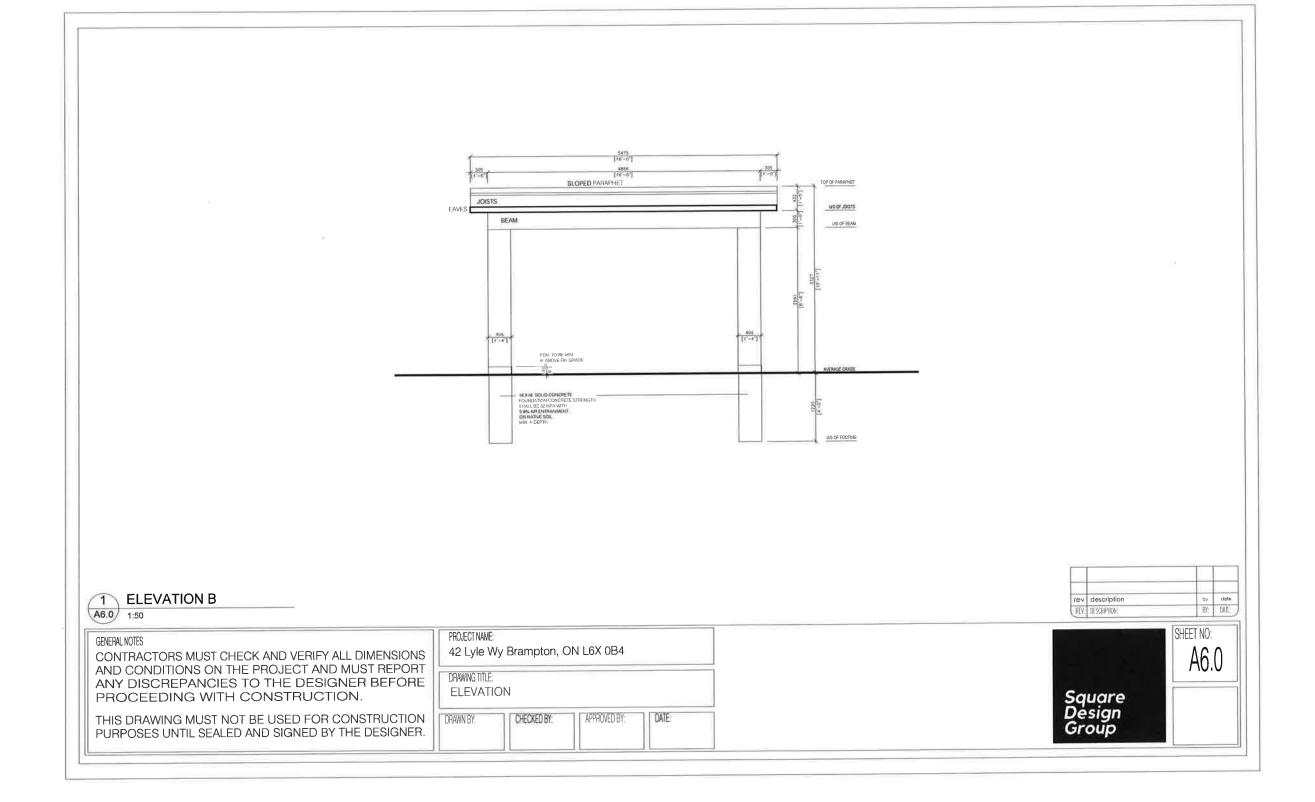


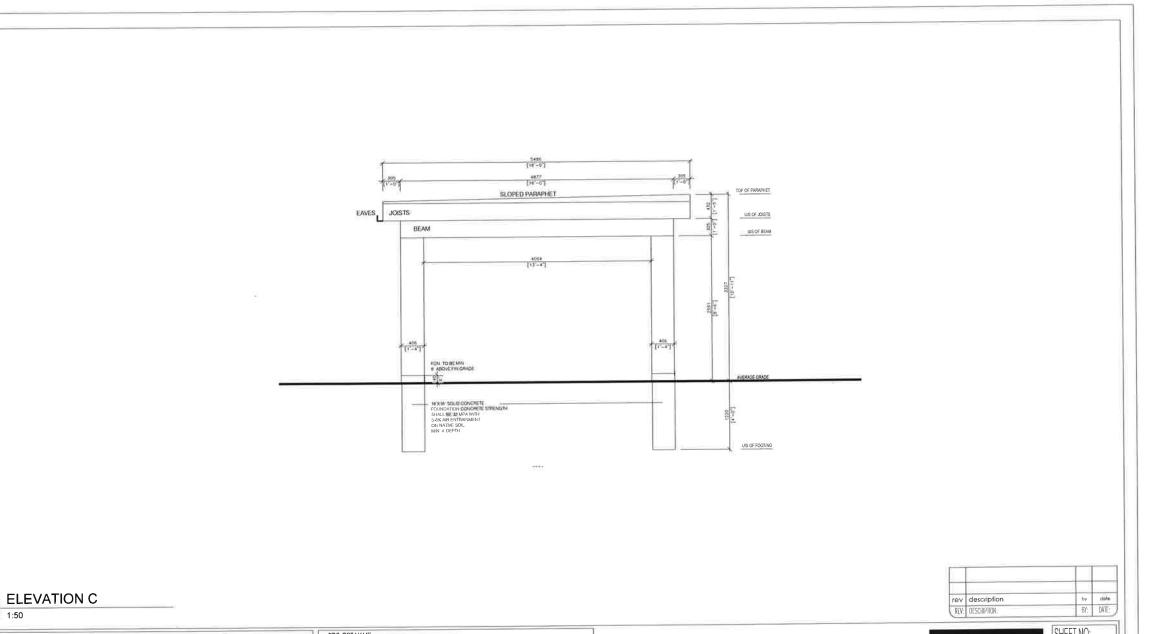






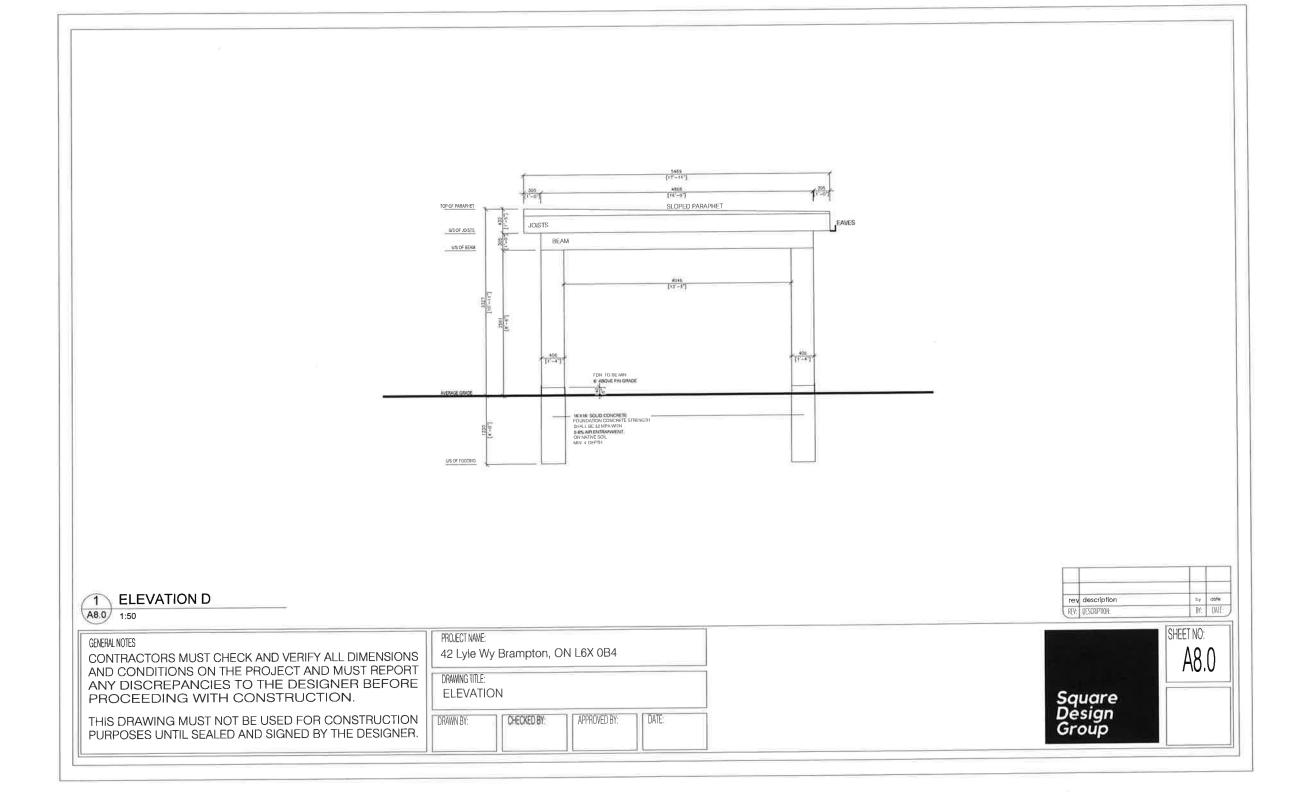


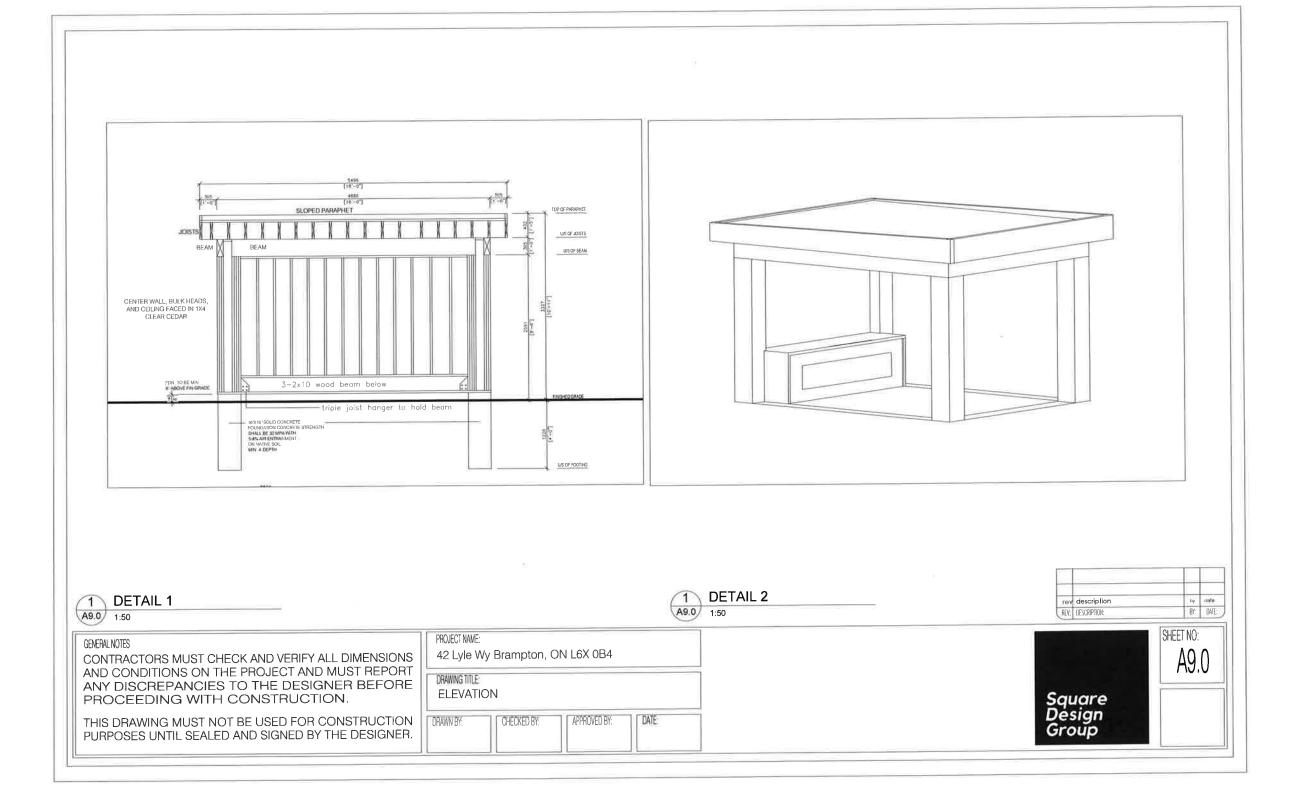




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GENERAL NOTES CONTRACTORS MUST CHECK AND VERIFY ALL DIMENSIONS	PROJECT NAME: 42 Lyle Wy Brampton, ON L6X 0B4	SHEET NO:
AND CONDITIONS ON THE PROJECT AND MUST REPORT ANY DISCREPANCIES TO THE DESIGNER BEFORE PROCEEDING WITH CONSTRUCTION.	CRAWING TITLE: ELEVATION	Square
THIS DRAWING MUST NOT BE USED FOR CONSTRUCTION PURPOSES UNTIL SEALED AND SIGNED BY THE DESIGNER.	DRAWN BY: CHECKED BY: DATE:	Désign Group

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