

## **Public Notice**

## **Committee of Adjustment**

APPLICATION # A-2022-0368 WARD 10

#### APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **BHUPINDERJEET DHILLON AND HARJINDER DHILLON** 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-1934 municipally known as **12 MOONLIGHT PLACE**, Brampton;

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

- 1. To permit a building height of 13.26m (45.50 ft.) whereas the by-law permits a maximum building height of 10.6m (34.78 ft.);
- 2. To permit a fence height of 2.0m (6.56 ft.) in the minimum required front yard whereas the by-law permits a maximum height of 1.0m (3.28 ft.) for a fence in the minimum required front yard;
- 3. To permit a fence height of 2.5m (8.20 ft.) in the side and rear yards whereas the by-law permits a maximum height of 2.0m (6.56 ft.) for a fence in the side and rear yards;
- 4. To permit an accessory structure (cabana) having a gross floor area of 30 sq. m (322.92 sq. ft.) whereas the by-law permits a maximum gross floor area of 23 sq. m (247.57 sq. ft.) for an individual accessory structure;
- 5. To permit an accessory structure (cabana) having a height of 5.0m (16.40 ft.) to the top of the flat roof whereas the by-law permits a maximum height of 3.5m (11.48 ft.) for a flat roof;
- 6. To provide 67% of the required front yard as landscaped open space whereas the by-law requires a minimum of 70% of the required front yard to be landscaped open space;
- 7. To permit a height of 2.74m (9.0 ft.) for garage doors whereas the by-law permits a maximum garage door height of 2.4m (7.87 ft.).

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

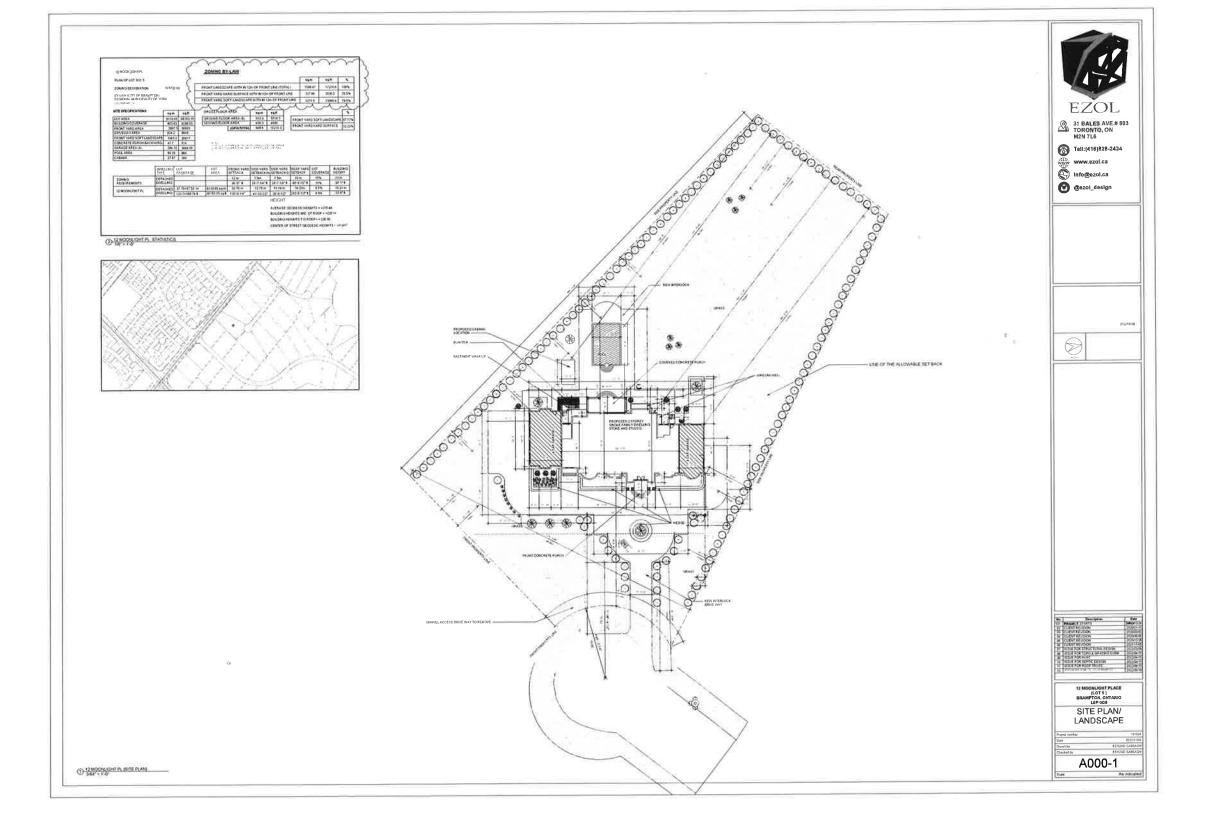
DATED at Brampton Ontario, this 24th Day of November, 2022

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:

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 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 <u>jeanie.myers@brampton.ca</u> by 4:30 pm Thursday, December 1, 2022.
  - 2. To participate in-person, please email the Secretary–Treasurer at <a href="mailto:cityclerksoffice@brampton.ca">cityclerksoffice@brampton.ca</a> or <a href="mailto:jeanie.myers@brampton.ca">jeanie.myers@brampton.ca</a> 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 <a href="mailto:cityclerksoffice@brampton.ca">cityclerksoffice@brampton.ca</a> or <a href="mailto:jeanie.myers@brampton.ca">jeanie.myers@brampton.ca</a>. 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.

## **Flower City**



FILE NUMBER: A-2022-0368

nsion collected on this form is collected pursuant to section 45 of the Planning Act and will be used in the processing of this application. sed thei the Committee of Adjustment is a public process and the information contained in the Committee of Adjustment files is considered and is available to anyone upon request and will be published on the City's website. Questions about the collection of personal information to the Secretary-Treasurer, Committee of Adjustment, 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 <u>Planning Act</u>, 1990, for relief as described in this application from By-Law **270-2004**.

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WARD #10 PTON,ON L6P0G8
Seasonal Road

	THER IS NO	EXISTING		
	BUILDING O			
P	NEW 2 STO	SS/STRUCTURES on S	the subject land: TUCCO SINGLE FAMILY DWELLING	
		OOR PLAN AREA:	512.3 m ND GFA : 30 m2 (CABANA)	
0 <u>-</u>	2 STOREYS		ND GFA : 30 mz (CABANA)	
		.9 m LENGHT :2	6.57 m HEIGHT TO THE TOP	OF ROOF:13.26
1	Location of all b	ulldings and str	uctures on or proposed for the s	ubiect lands:
			and front lot lines in metric units	
`	(			-
_	EXISTING Front yard setback	N/A		
	Rear yard setback	N/A		
5	Side yard setback	N/A		
S	Side yard setback	N/A		
	PROPOSED			
Front yard setback Rear yard setback Side yard setback		33.76 m		
		74.23m 12.76 m (NOR	TH)	
	Side yard setback	11.14 m (SOU		
	Date of Acquisition o	of subject land:	November 30th, 2018	
1	Existing uses of sub	ject property:	LAND IN RESIDENTIAL AREA	
1	Proposed uses of su	ibject property:	RESIDENTIAL	
			,	
	Existing uses of abu	itting properties:	LAND IN RESIDENTIAL AREA	
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	Date of construction	of all huildings & str	uctures on subject land: N/A	
	Date of constitution	i oi ali ballalliga a su		
	1	winting wash of the su	bject property have been continued:	INCE CONSTRUCT
	Length of time the e	xisting uses of the su	oject property nave been continued.	
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	Control of the Contro	e system is existing/	proposed?	

17.	Is the subject property t subdivision or consent?		ion under the Planning Act, fo	or approval of a plan of
	Yes No			
	If answer is yes, provide	details: File#	Statu	ıs
18.	Has a pre-consultation a	pplication been filed?		
	Yes 📈 No			
19.	Has the subject property	/ ever been the subject of	an application for minor varia	ince?
	Yes No	Unkn	own 🗹	
	If answer is yes, provide	details:		
		Decision	Relief	
		Decision	Relief Relief	
				(V.) 5
	city of ED AT THE BROOKS		Signature of Applicant(s) or A	authorized Agent
				£ 1.
THI	s <u>09</u> DAY OF	JOVEMBER , 202	2.	
F THIS /	APPLICATION IS SIGNED	BY AN AGENT, SOLICIT	OR OR ANY PERSON OTHER OWNER MUST ACCOMPANY	THAN THE OWNER OF
THE API	PLICANT IS A CORPOR	ATION, THE APPLICATION	ON SHALL BE SIGNED BY	AN OFFICER OF THE
	ATION AND THE CORPO			
	1, Behzad Sa	boaghi.	OF THE <u>City</u> OF	Brampton
IN TH	E Rigian OF Pa	solesole	MNLY DECLARE THAT:	
ALL OF T BELIEVIN	THE ABOVE STATEMENT NG IT TO BE TRUE AND K	NOWING THAT IT IS OF	E THIS SOLEMN DECLARATION THE SAME FORCE AND EFFE	ON CONSCIENTIOUSLY CT AS IF MADE UNDER
	ED BEFORE ME AT THE	1 20	anie Cecilia Myers Commissioner, etc.,	
CIT	- 13	for	ovince of Ontario the Corporation of the	
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IN THE	- Region	OF OF	///	//
Tue	THIS 9 1	DAY OF		
Nov	enler, 20 2?	_(u\$	Signature of Applicant or A	uthorized Agent
	Danie M.	2		/
//	A Commissioner etc.	<del>)  </del>		
		FOR OFFICE U	SE ONLY	
	Present Official Plan De			
		_	<del>-</del>	
	Present Zoning By-law		the variances required and the	results of the
	This application has be	en reviewed with respect to said review are outlined on	the attached checklist.	results of the
		- C	D-1-	
	Zoning C	Officer	Date	
	DATE D	ECEIVED Work	9 2022	

Revised 2022/02/17



## **Consolidated Comment Report**

Date: September 28, 2022

File: SPA-2022-0126

Applicant/Owner: Behzad Sabbaghi / Bhupinder Jeet & Harhinder Dhillon

Location: 12 Moonlight Pl

Proposal: New build 2 story single family dwelling (Stone and stucco)

This report contains comments from the technical groups who have reviewed the proposal. Additional comments may be forthcoming pending the review of any revised drawings/reports/etc. The applicant/owner must address all of the comments by creating a "Comment Response Table" identifying how all comments have been addressed. In order to resubmit, please upload all revised drawings/reports/etc., and as a final step, upload the "Comment Response Table". If you have any questions or concerns, please contact the planner assigned to your file: Mohammed Jalabi- (mohammed.jalabi@brampton.ca), or 647-656-2912.

Monammed Jalabi - m	ohammed.jalabi@brampton.ca N/A
Final Comments	Minor Variances may be required for this property. It is recommended that the applicant consult with City staff to determine the variances required to facilitate the development. Staff are likely to support the requested variances. Prior to the issuing of building permit, the site plan must conform to zoning and/or have approved variances.  All resubmissions are to be accompanied by a detailed cover letter that responds to all comments identified within this report. Prior to resubmission of the application, please provide a copy of the Cover Letter to the Assigned Development Planner via email for review. The applicant must resubmit development application materials through BramPlanOnline. (Please inform the assigned planner once the resubmitted documents are
	uploaded)  Development Charges (DCs) may be due on this property prior to the issuance of a Building Permit. Please email the COB Finance Development Administration department at admin.development@brampton.ca several days prior to picking up your building permit to have your DC amounts calculated. The COB collects Development Charges on behalf of the City, the Region of Peel and local school boards.  Cash-in-lieu (CIL) of parkland dedication may be due on this property prior to the issuance

Page 1 of 6

The Corporation of The City of Brampton 2 Wellington Street West, Brampton, ON L6Y 4R2





**Accessibility Review** 

## Planning, Building, and Growth Management **Development Services**

of a Building Permit. Please consult the Parkland Dedication webpage on Brampton.ca (=) for more information. As CIL amounts can only be calculated just prior to issuance of a Building Permit (per the Parkland Dedication by-law) please send an email to COB Finance Development Administration department at admin.development@brampton.ca a minimum of 5 business days prior to picking up your Building Permit, to have your CIL amounts calculated. If Development Charges are also payable on this property, then only a single email requesting both DC and CIL calculations is needed

Sabrina Cook - sabrina	a.s.cook@brampton.ca	
Conditions		
Final Comments	no comments from Accessibility- private residence	
<b>Building Review</b> Akemi Mizusawa - ake	Not Cleare mi.mizusawa@brampton.ca	
Conditions		
Final Comments	Please show on the site plan, DWG. A000-1  - OBC Matrix - Designate a principal entrance and proposed access routes for fire department vehicles The distance from the access route(s) to the building face measured the closest portion of the access route to the building face (min.3 m and max. 15 m measured from the closest portion of the access route to the face of the building.) - Show the centre line turning radius of the access routes (not less than 12 m) Show the location of an access opening from the basement to an access route for fire department vehicles The distance from the fire hydrant to the perimeter of the house (90 m measured horizontally of any portion of a building perimeter that is required to face a street in Subsection 3.2.2.).	
Capital Works Review	Cleare	
Conditions	ang.panchal@brampton.ca  All proposed grade at the property line shall match the existing grade.	
Conditions	Provide curb depression at the proposed entrance and ensure that the driveway grades are included.	
	Sidewalk replacement, if required, is to be by the full bay with straight cuts. See also City of Brampton Standard 229.	
Final Comments	All proposed grade at the property line shall match the existing grade.	
	Provide curb depression at the proposed entrance and ensure that the driveway grades are included.	
	Sidewalk replacement, if required, is to be by the full bay with straight cuts. See also City of Brampton Standard 229.	
Development Engine Anton Stoeckl - anton.		
Conditions		
Final Comments	Development Engineering Services Section has received the grading and servicing plan,	

Page 2 of 6

Cleared







# Planning, Building, and Growth Management

**Development Services** 

Redlined comments have been provided directly to the consultant

Cleared **Heritage Review** Anastasia Abrazhevich - anastasia.abrazhevich@brampton.ca

Conditions

The Owner acknowledges and agrees that should any archaeological resources be discovered they may constitute a new archaeological site, and therefore be subject to Section 48 (1) of the Ontario Heritage Act. Upon the discovery of the archaeological resource(s) any alteration of the Lands must immediately be ceased, a licensed archaeologist shall be engaged to carry out the archaeological field work in compliance with Section 48 (1) of the Ontario Heritage Act, and the Policy Division (Heritage Section) of the City's Planning and Development Services Department shall be notified. The Owner acknowledges and agrees that the Funeral, Burial and Cremation Services Act, 2002 requires any persons discovering human remains to notify the police or coroner and the Registrar of Cemeteries at the Ministry of Government and Consumer Services. No further work will be permitted on the Lands until such permission, in the form of a written notice from the City is provided to the Owner. The Owner agrees that it releases and forever discharges the City, its elected officials, employees, agents and contractors, and any others for whom it is responsible at law, from any and all claims, demands, actions, cause of actions and other proceedings and any liability for damages, costs and expenses for or relating to any loss which the Owner may suffer arising out of, incidental to, or in connection with (a) an archaeological assessment(s) and/or field work that is inaccurate, incomplete, misleading or fraudulent; or (b) the issuance of any written notice from the Policy Division (Heritage Section) of the City's Planning and Development Services Department permitting the Owner to continue to work on the Lands; or (c) the period of time during which the Owner is not allowed to work on the Lands. The Owner further agrees to indemnify and forever save harmless the City, its elected officials, employees, agents and contractors, and any others for whom it is responsible at law from and against any claim, suit, demand, causes of action, and proceedings by whomsoever made or brought, in respect of any costs, expenses, loss, damage or injury including death as well as legal fees arising out of, incidental to or in connection with items (a), (b), or (c) listed immediately above.

Final Comments

There are no issues to comment on at this time. Any changes to the site plan may require

Cleared **Noise Review** 

Daniel Tang - daniel.tang@brampton.ca

Conditions

No Noise Requirement Final Comments

**Not Cleared Open Space Development Review** 

Patrick Berlett - patrick.berlett@brampton.ca

Conditions

- Please show existing street trees on Moonlight Place on the Landscape Plan Final Comments

- Ensure all trees adjacent to the construction zone are protected. No construction debris or equipment will encroach on the tree protection zone. Show all tree hoarding and include the City's tree hoarding details (L110) with the next submission. The applicant will be responsible for replacement of trees if damage occurs.

**Not Cleared Peel Region Review** 

Mohammed Jalabi - mohammed.jalabi@brampton.ca

N/A Conditions

Page 3 of 6

The Corporation of The City of Brampton 2 Wellington Street West, Brampton, ON L6Y 4R2





Final Comments	Region of Peel comments have not been received. They will be forwarded to applicant once made available.
Plumbing Review	Cleared
	ce - elizabeth.tersigniorefice@brampton.ca
Conditions	
Final Comments	<ol> <li>At this time there are no concerns with the site services. Should anything change a further review may be required.</li> </ol>
	Note: The design of the septic system will be reviewed at the building permit stage.
Sign Review Ross Campbell - ross.o	Cleared campbell@brampton.ca
Conditions	
Final Comments	There are no issues to comment on at this time. Any changes to the proposal may require further review.
Traffic Services Revio Smeeta Adiga - smeet	
Conditions	
Final Comments	Provide a note in site plan drawing where the existing gravel driveway to be close.  "Existing Driveway to be removed. Boulevard and curbs to be reinstalled as per municipal."
	standard."  2) Site Plan is to include all above ground utilities such as street lighting, hydro poles and fire hydrants if any;
Transit Review Andrea Mikkila - andre	ca.mikkila@brampton.ca
Conditions	
Final Comments	Comments from Andrea Mikkila, Planning Coordinator:
	Please note that portions of the above referenced development will be beyond Brampton Transit standards for service coverage. Portions of this development will be outside the 400 metre walk distance standard to transit. We have no further comments from a transit planning perspective.
	Comments from Kumar Ranjan, Manager, Higher Order Transit:
	The property is backing off to Countryside Dr Rd. that is identified as transit support corridor and the right-of-way needs to be protected for any future transit infrastructure. The City OP identifies the Countryside Dr right-of-way mid-block width as 36m, please protect 18m from the road centreline to the property.
Urban Design Review Hugh Chen - hugh.che	
Conditions	
Final Comments	The proposed development shall conform to the City of Brampton's Development Design Guidelines available at https://www.brampton.ca/EN/Business/planning-development/guidelines-

Page 4 of 6

The Corporation of The City of Brampton 2 Wellington Street West, Brampton, ON L6Y 4R2





manuals/Pages/development-design-guidelines.aspx

- Provide an exterior finishing material schedule that includes detailed information about the types of materials that shall be used for the elevations. This should include the product name, type, color and manufacture.
- Please ensure that the stone cladding be applied to the facades so that no more than
   250 mm of exposed concrete foundation wall is publicly visible.
- The municipal address should be placed prominently on the front façade of the dwelling or garage in a well-lit location as required by Canada Post.
- The applicant shall clearly indicate the placeholder for air-conditioning unit on the Floor Plans, Site Plan, and Building Elevations. All A/C units shall be screened from public view.
- Indicate in plan and on all relevant elevations, the location of all gas and utility metres. All utility meters should be located away from pedestrian routes and all utility pipes are to be screened from public view.
- Add the following notes to the site plan and elevation drawings:
- "Utility meters shall not be located on building facades that face public streets and shall be located discreetly, away from pedestrian travel routes and screened from public view".
- Incorporate pedestrian-scaled lighting into the façade design that provide appropriate visibility at night and indicate their locations on the elevation drawings.
- Lighting shall be placed at each entrance to the dwelling.
- Lighting shall be placed at all garage openings at the minimum rate of 1 light fixture per garage door.
- A written response identifying how the comments have been addressed must ac-company
  the next submission as well as all requested paperwork, or a review will not commence until
  they have been received.

#### **Zoning Review**

Jennifer Chau - jennifer.chau@brampton.ca

**Not Cleared** 

Conditions

Prior to issue of building permit, the site plan must comply to zoning and/or variances must be approved through the committee of adjustment.

#### Final Comments

#### NOTES:

- 1. The maximum permitted building height (main dwelling) is 10.6 m and 13.26 m is proposed. Building height is measured to the deck line in the case of a mansard roof.
- 2. Please identify the Landscaped Open Space correctly. The minimum Landscaped Open Space required is 70% of the required front yard (within 12 m of the front lot line). The current calculation is for the entire front yard.
- The maximum permitted garage door height is 2.4 m and 2.74 m is proposed.
- 4. Please identify the height and location of any existing / proposed fencing. Maximum 1m in the required front yard (within 12 m of the front lot line). Maximum 2m in the side and rear yard.
- 5. The GFA of an individual accessory structure shall not exceed 23 sq. m and 24.53 sq. m is proposed. Architectural drawings for the accessory structure is required to complete zoning review. Please identify the proposed height. Maximum height 4.5 m for peaked roofs and maximum height 3.5 m for flat roofs.
- 6. Please revise plans/drawings to conform to all Zoning requirements or seek advice from

Page 5 of 6



Development Planning staff on options to resolve the Zoning compliance issues identified. Any changes made to the plans/drawings will require further Zoning review.







# 12 MOONLIGHT PLACE BRAMPTON, ONTARIO L6P0G8 (LOT5)







31 BALES AVE # 803 TORONTO, ON MZN 7L6

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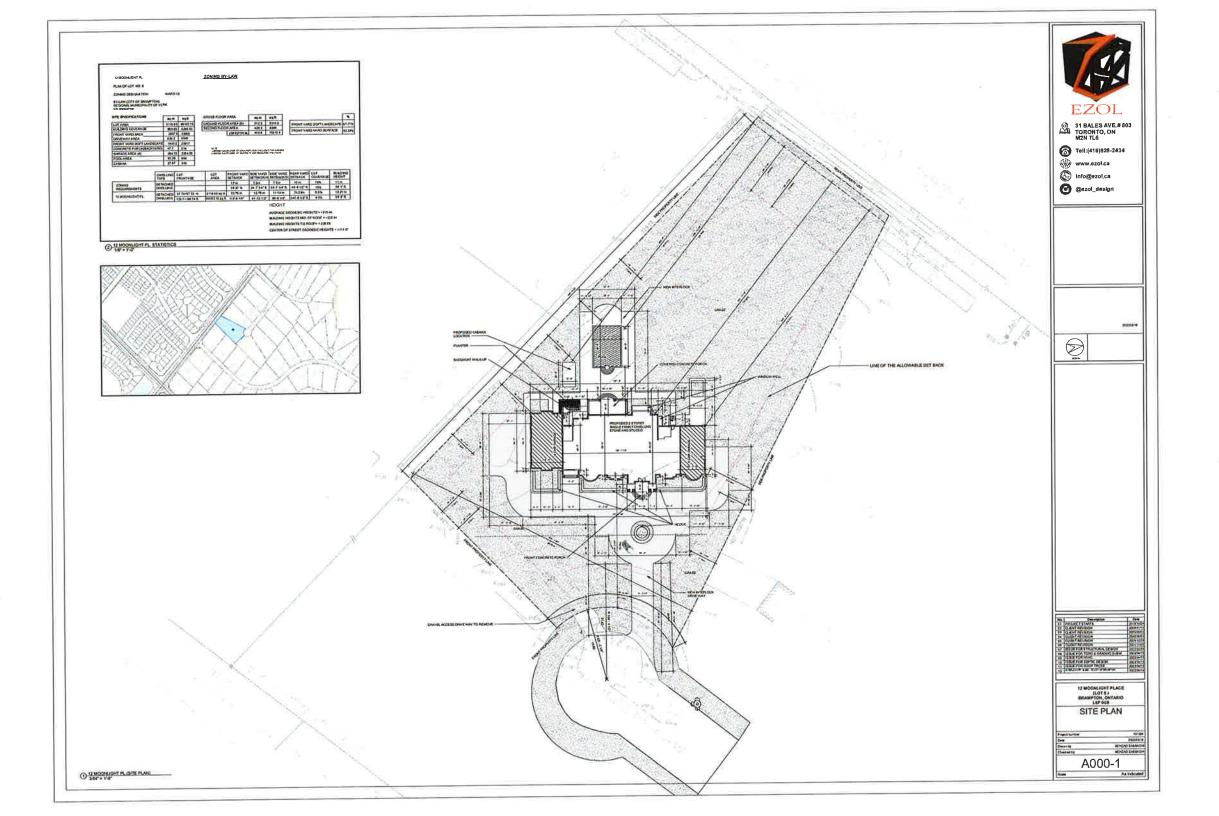


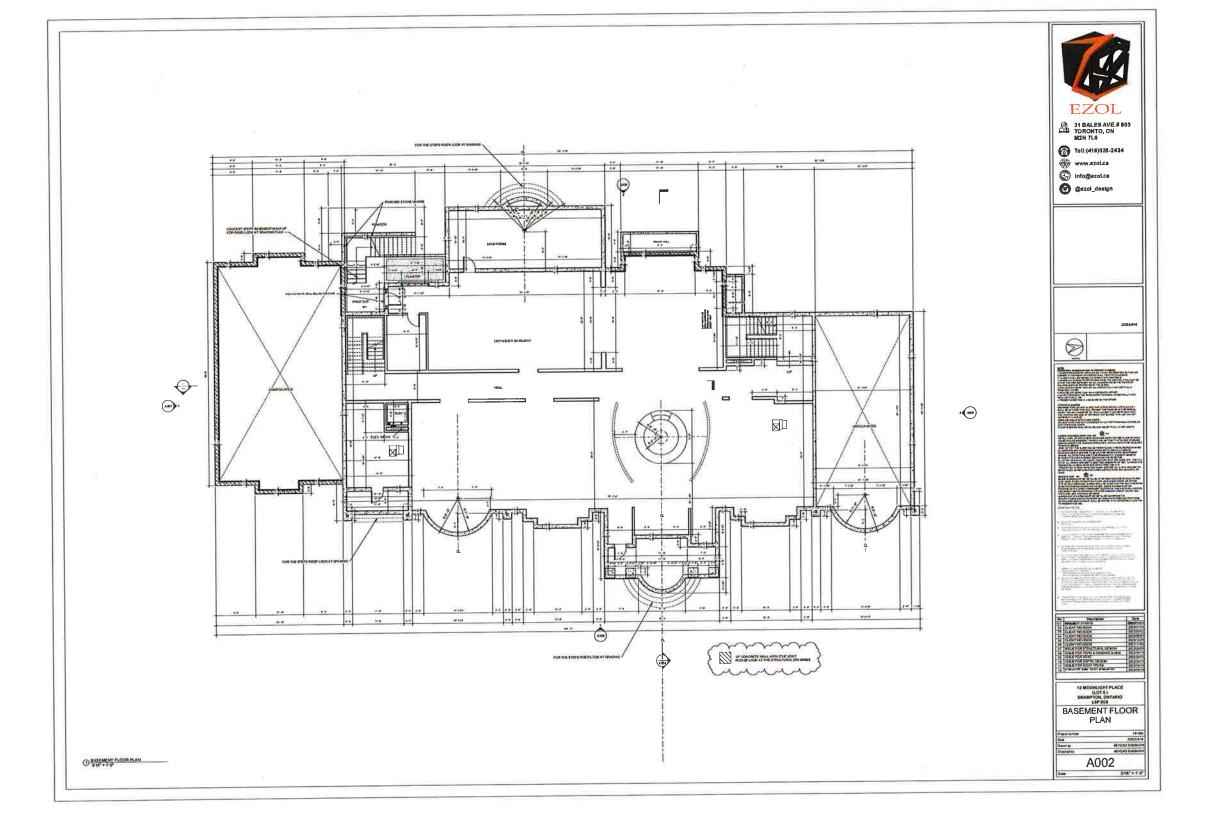
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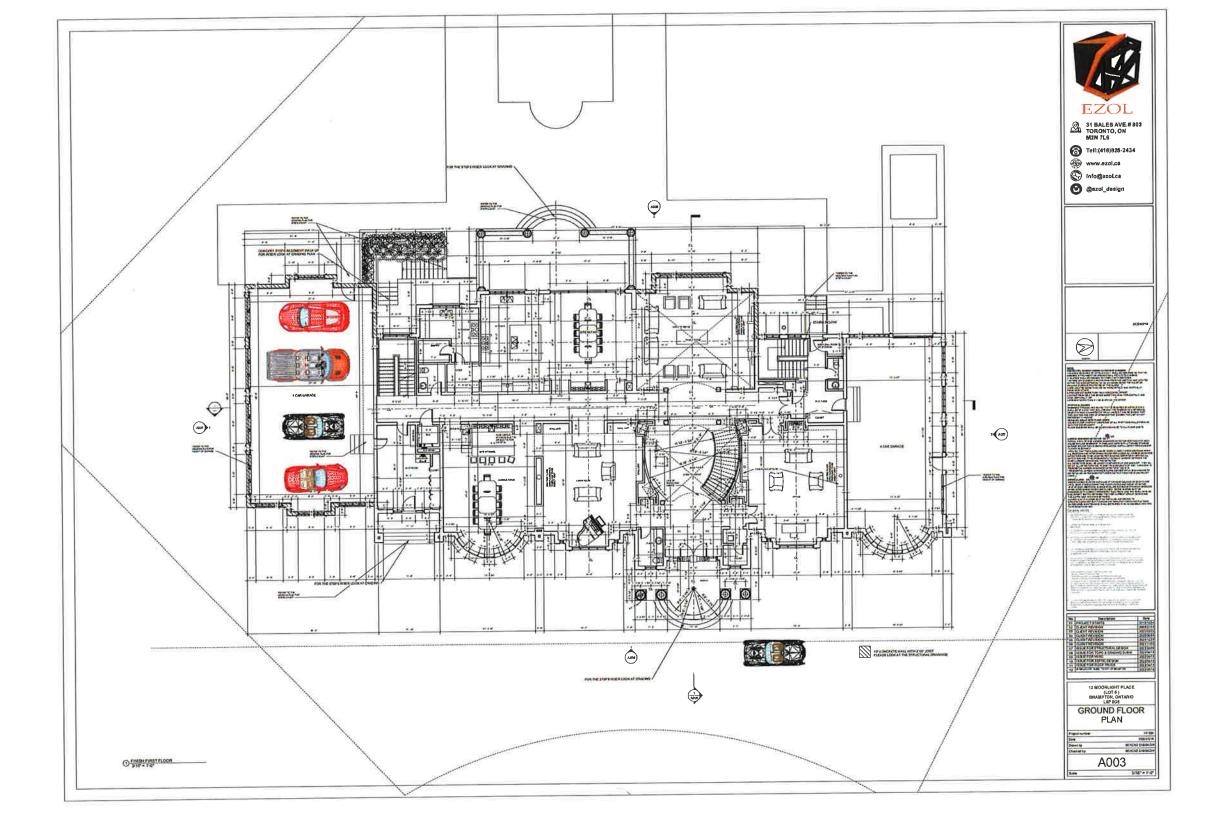
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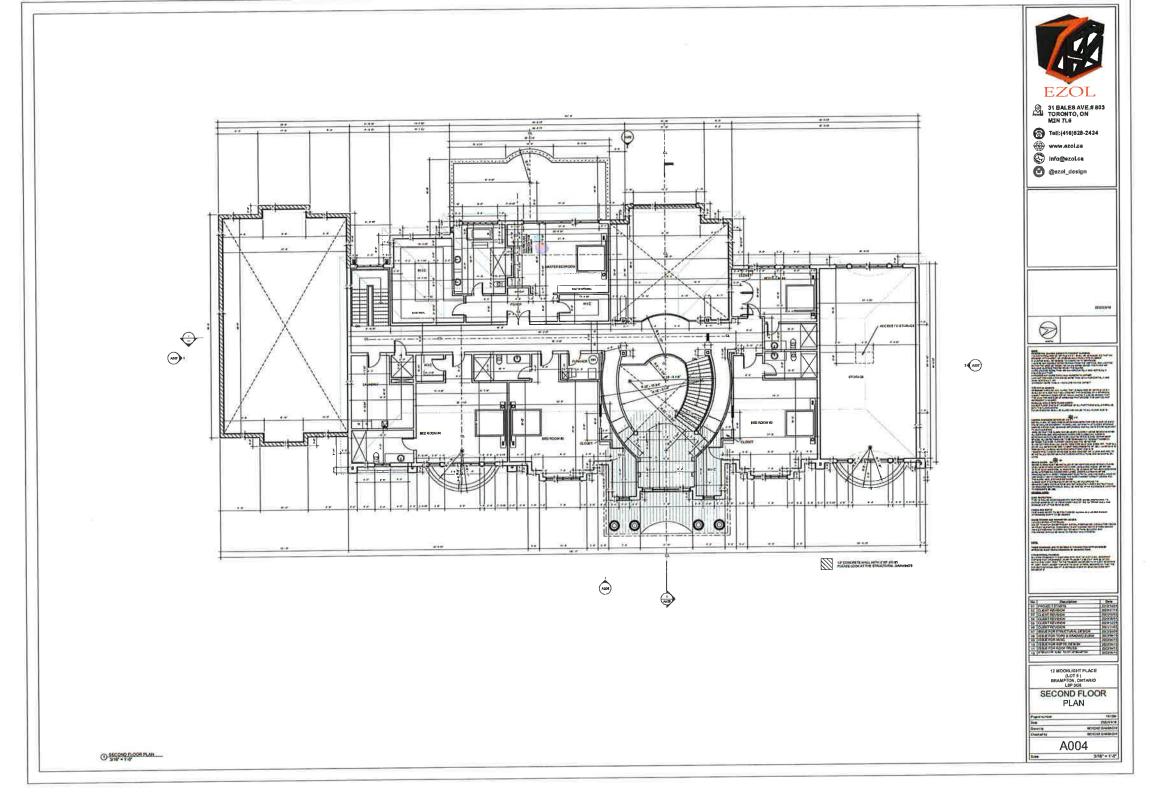


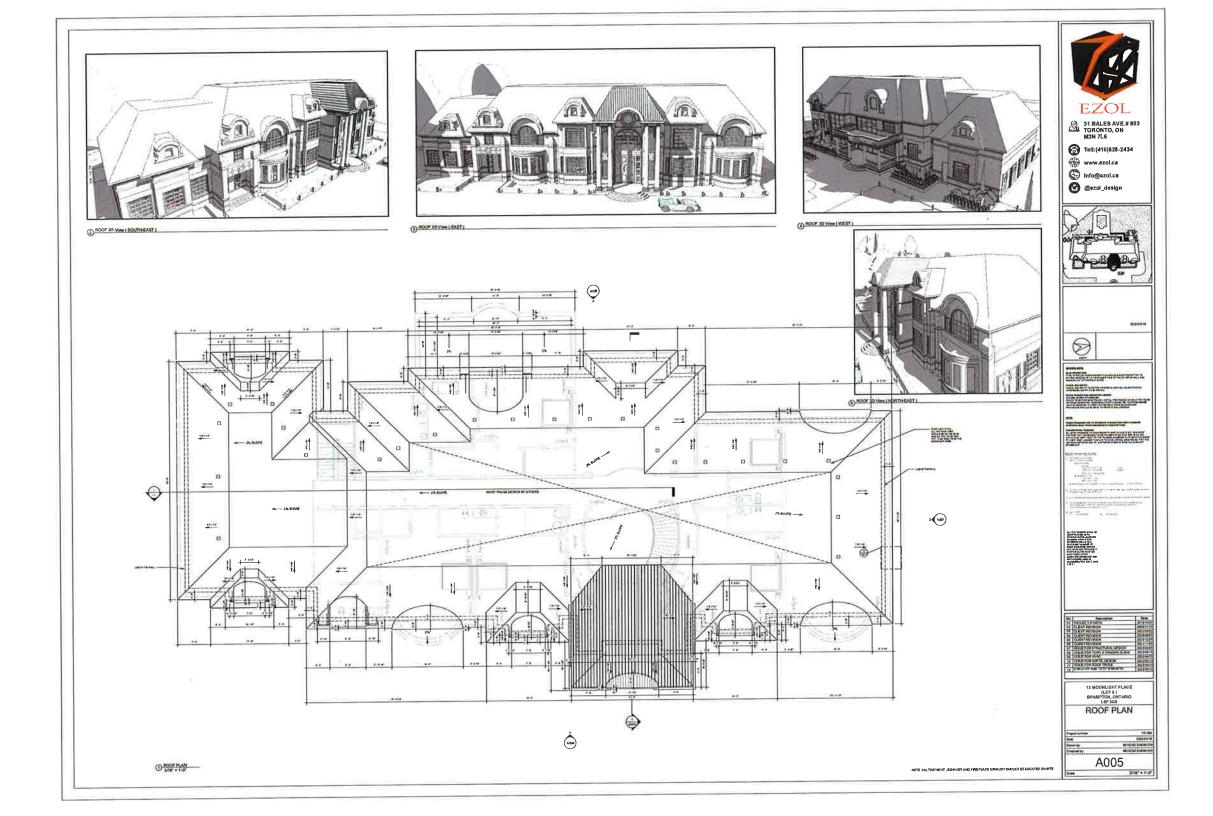




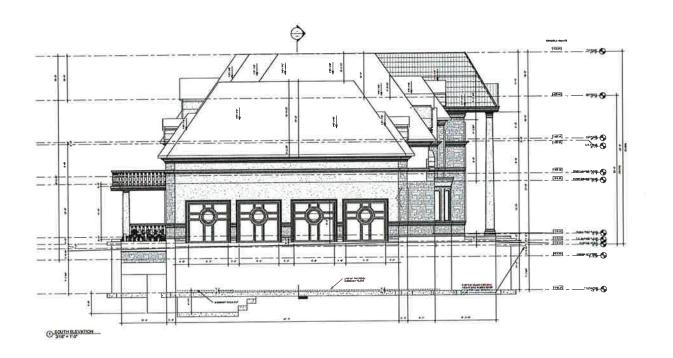


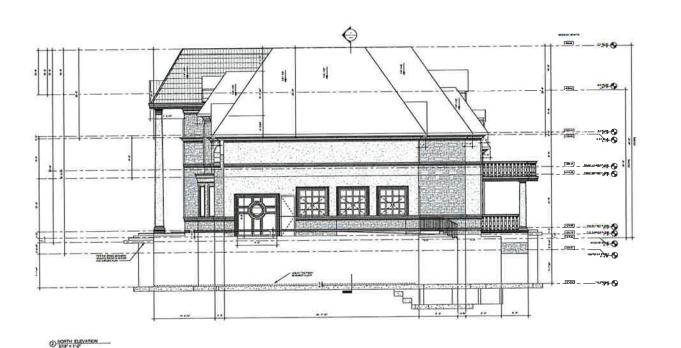


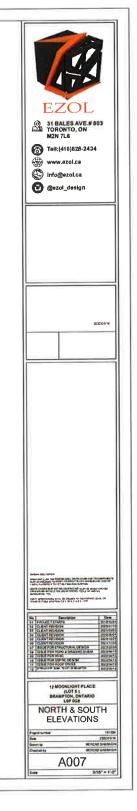


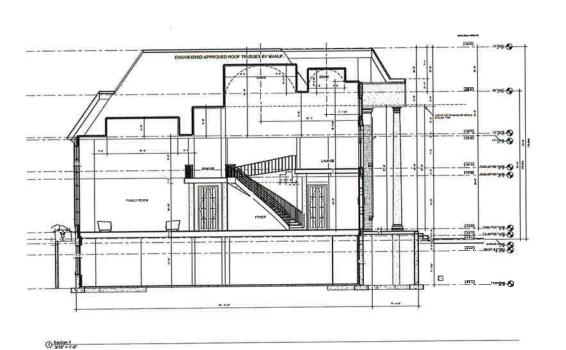












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