

# **Public Notice**

## Committee of Adjustment

**APPLICATION # B-2022-0023** 

Ward #6

#### NOTICE OF AN APPLICATION FOR CONSENT

An application for consent has been made by TOP END CONSTRUCTION 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 0.08 hectares (0.21 acres). The proposed severed lot has a frontage of approximately 12.29 metres (40.32 feet), a depth of approximately 31.35 metres (102.85 feet) and an area of approximately 0.357 hectares (0.09 acres). The effect of the application is to facilitate a land exchange for completion of future residential lots.

#### **Location of Land:**

Municipal Address: 8917 Heritage Road

Former Township: Chinquacousy

Legal Description: Part of Lot 5, Concession 5 WHS

#### 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:

NO

File Number:

Zoning By-law Amendment:

YES

File Number: C05W05.008

Minor Variance:

NO

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.

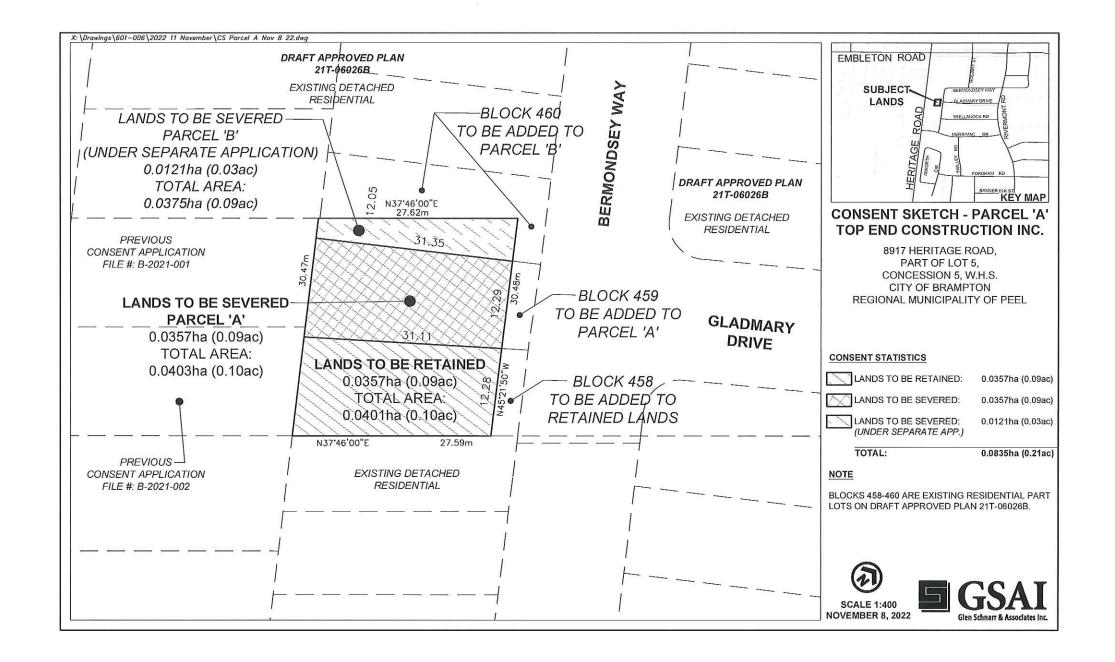
DATED AT THE CITY OF BRAMPTON THIS 17th Day of November 2022

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: (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:
  - 1. Participate remotely in the electronic hearing using a computer, smartphone or tablet by emailing 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.
- 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.



Partners: Glen Broll, MCIP, RPP Colin Chung, MCIP, RPP Jim Levac, MCIP, RPP Jason Afonso, MCIP, RPP Karen Bennett, MCIP, RPP

In Memoriam, Founding Partner: Glen Schnarr

November 8, 2022

B-2022-0023; B. 2022-0024

GSAI File: 601-006

City of Brampton Committee of Adjustment 2 Wellington Street Brampton, ON L5B 3C1

Attention:

Jeanie Myers

Secretary-Treasurer, Committee of Adjustment

Re:

Two Applications for Consent

8917 Heritage Road

Part of Lot 5, Concession 5 WHS

East of Heritage Road, south of Embleton Road

Owner: Top End Construction Inc.

City of Brampton, Regional Municipality of Peel

We are pleased to submit two applications for Consent for the above-noted property on behalf of our client, Top End Construction Inc. The property (herein referred to as "Subject Property") is municipally known as 8917 Heritage Road, legally described as:

PART LOT 5 CONCESSION 5 WEST OF HURONTARIO STREET CHINGUACOUSY, PARTS 6.7 AND 8 43R39980 CITY OF BRAMPTON

The Subject Property has an area of 0.08 hectares (0.21 acres), with a depth of approximately 30.52 metres and a width of approximately 27.59 metres. The Subject Property has current access to Bermondsey Way by way of an existing temporary public access easement. The Subject Property is designated as "Low/Medium Density Residential" in the Bram West Secondary Plan Area 40 (d) and "Low/Medium Density" in the approved Riverview Heights Community Block Plan (Sub Area 40-3) permitting detached dwellings. The Subject Property has been rezoned (City file: C05W05.008) from Agricultural (A) to Residential Single Detached (R1E-12.0-2876 and R1E-10.4-2427) which also permits single detached dwellings. The Subject Property was the retained lot in previous consent applications (under City Files: B-2021-001 and B-2021-002), approved by the Committee of Adjustment in January 2021, which severed two new lots adjacent to Heritage Road. The Subject Property is currently vacant.

The Subject Property is now proposed to be divided into three parcels, in accordance with the lotting fabric of the surrounding Approved Draft Plan of Subdivision (City file 21T-06026B) which is expected to be registered this week. These lands are owned by Kendalwood Land Developments Inc. and the subject consent applications are required to facilitate a land exchange between Kendalwood Land Developments Inc. and our client. The retained parcel and two severed parcels will merge with future residential blocks



(part lots) from the Kendalwood Plan of Subdivision to create full lots, which will all comply with the respective Zoning By-law provisions. Please see "Consent Sketch – Parcel A" and "Consent Sketch – Parcel B" prepared by Glen Schnarr & Associates Inc., included with this submission for further detail.

Parcel	Zone	Parcel Size	Ultimate Lot Area (Once merged with future residential block)	Ultimate Lot Depth (Once merged with future residential block)	Ultimate Lot Width (Once merged with future residential block)
Retained Parcel (To merge with Block 458 on Draft Plan 21T-06026B)	R1E-12.0- 2876	0.09 acres	0.10 acres	+/- 31 metres	+/- 12.28 metres
Parcel A (To merge with Block 459 on Draft Plan 21T-06028B)	R1E-12.0- 2876	0.09 acres	0.10 acres	+/- 35 metres	+/- 12.29 metres
Parcel B (To merge with Block 460 on Draft Plan 21T-06026B)	R1E-12.0- 2876 and R1E-10.4- 2427	0.03 acres	0.09 acres	+/- 35 metres	+/- 12.05 metres

As per Zoning By-law 66-2019, the R1E-12.0-2876 zone applies to the proposed retained lands and the proposed Severed Parcel 'A', whereas both R1E-12.0-2876 and R1E-10.4-2427 zones apply to the northernmost proposed severed parcel, Parcel 'B'. The 3 resultant lots (once merged with associated part lots) will meet the minimum Zoning By-law requirements and therefore we do not anticipate any minor variances being required. We understand that the parcels created through the subject Consent applications can merge with the respective part lots by way of the consent certificate.

Please find attached the following documents in support of our two consent applications:

- One (1) copy of completed Consent Application Forms Parcel A dated November 7, 2022
- One (1) copy of completed Consent Application Forms Parcel B dated November 7, 2022;
- Twenty (20) copies of Consent Sketch A prepared by Glen Schnarr & Associates Inc., dated November 8, 22;
- Twenty (20) copies of Consent Sketch B prepared by Glen Schnarr & Associates Inc., dated November 8, 2022;
- One (1) copy of the Approved Draft Plan of Subdivision 21T-06026B prepared by Malone Given Parsons dated September 10, 2020; and,
- Cheque in the amount of \$8,238.00 made payable to "Treasurer, City of Brampton", in payment of two consent application fees.



We trust that this submission is sufficient for circulation and request to be placed on the agenda for the December 6<sup>th</sup> 2022 hearing. Please do not hesitate to contact the undersigned at 905-409-1825 or jennifers@gsai.ca if you have any questions.

Yours very truly,

GLEN SCHNARR & ASSOCIATES INC.

Jennifer Staden, MCIP, RPP

Associate

# Flower City



APPLICATION NUMBER:

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.

. (a)	Name of	Owner/App	licant	TOP EN	ND CONST		C. ( Attn: Drazen Vuckovic)
	Address	1204 Milna	a Drive, Oal	cville, Onta	rio, L6H 0A8		d family names in full)
	Phone #	905-276-99	80		_	Fax #	
	Email	drazen.vucl	covic@yahoo	.ca		e e	
(b)	Name of	Authorized	Agent	Glen Schn	arr and Associa	ates Inc. (Attn: Jenn	ifer Staden)
	Address	700, 10 K	ngsbridge	Garden Cir	cle, Mississa	uga, Ontario, L5F	R 3K6
	Phone #	905-409-18	25		_	Fax # 905-5	68-8894
	Email	jennifers@g	jsai.ca			en or	
2.	addition,		nt, a charg	je, a lease	or a correct		transfer for a creation of a new lot, lot
3.		the name of			e land or an i	nterest in the land	l is to be transferred, charged or leased.
4.					land" mean	s the land to be	severed and retained):
	a) Name	of Street	Heritage R	oad			Number 8917
	b) Conces	sion No.	5 WHS				Lot(s) Part Lot 5
	c) Registe	red Plan No.	43R39980				Lot(s) Parts 6, 7, 8
	d) Referen	ce Plan No.	N/A				Lot(s)
	e) Assessr	ment Roll No	. 211008001	202500		. Geographic	c or Former Township Chinguacousy
5.	Are there	any easem	ents or re	strictive c	ovenants aff	ecting the subje	ct land?
	Yes Specify:			No	<b>7</b>		

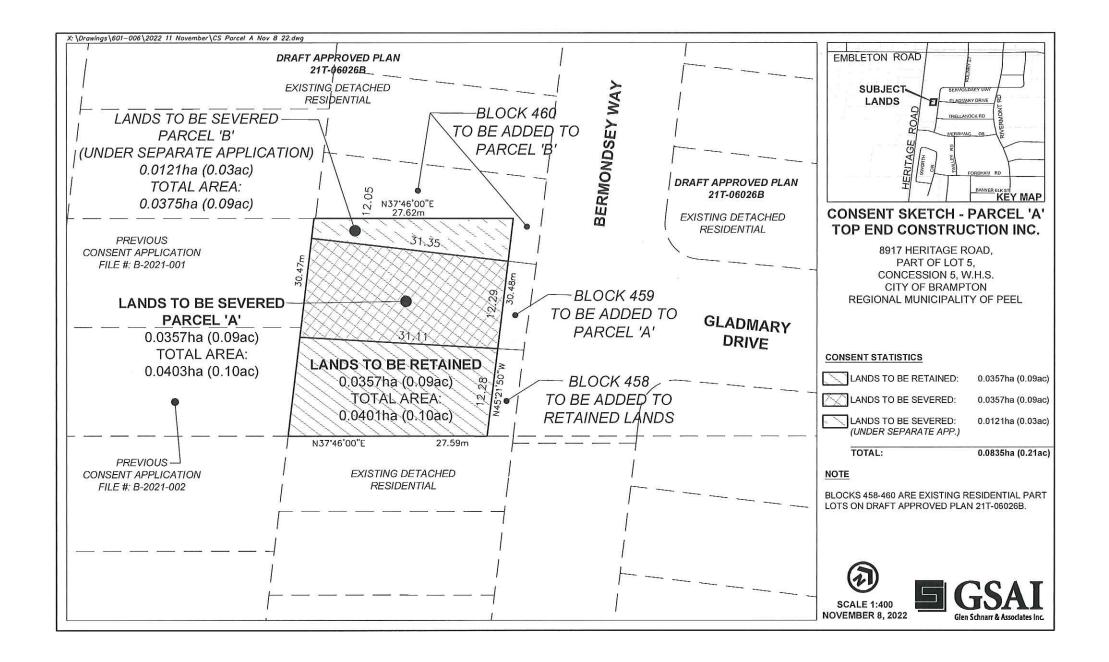
6.	Description	ion of severed land: (in metric units)					
	a)	Frontage +/- 12.29 metres Depth	+/- 31.35 metres	Area 0.0357 ha (0.09 ac)			
	b)	Existing Use Residential Proposed Use Residential					
	c)	Number and use of buildings and structures (both existing and proposed) on the land to be severed:					
		(existing) 0					
		(proposed_One detached dwelling (once parcel med	rges with associated part lot)				
	d)	Access will be by:	Existing	Proposed			
		Provincial Highway					
		Municipal Road - Maintained all year	7				
		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 fro					
		INA					
	<b>f)</b>	Water supply will be by:	Existing	Proposed			
		Publicly owned and operated water systen	<b>V</b>				
		Lake or other body of water					
		Privately owned and operated individual or communal well					
		Other (specify):					
	g)	Sewage disposal will be by:	Existing	Proposed			
		Publicly owned and operated sanitary sewer system	7				
		Privy					
		Privately owned and operated individual or communal septic system					
		Other (specify):					
	2000 100 9000	NOS 50 4977 - 200 - 10 - 201 - 10 - 10 - 10 - 10 -					
7.	Description	on of retained land: (in metric units)					
	a)	Frontage +/- 12.28 metres Depth	27.59 -31.33 metres	Area 0.0357 ha (0.09 ac)			
	b)	Existing Use Residential	Proposed Use Re				
	c)	Number and use of buildings and structure	es (both existing and prop	posed) on the land to be retained:			
		(existing) 0					
		(proposed One detached dwelling (once parcel m	nerges with associated part I	ot)			

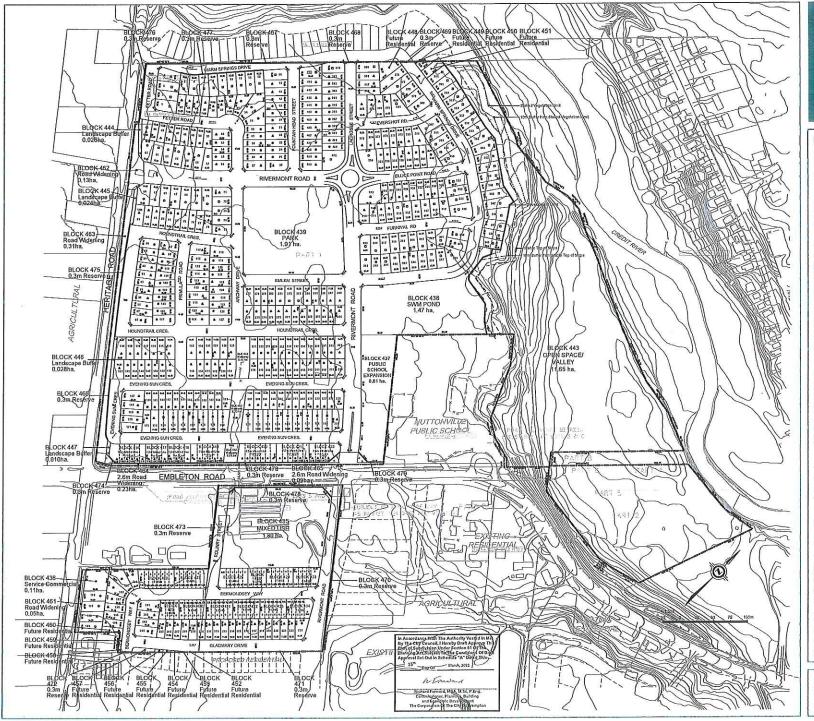
	d)	Access will be by:		Existing	Proposed	
		Provincial Highway				
		Municipal Road - Maintained all year		<b>✓</b>		
		Other Public Road				
		Regional Road				
		Seasonal Road				
		Private Right of Way				
	e)				cilities will be used and what is the and the nearest public road?	
	f)	Water supply will be	hv:	Existing	Proposed	
		1864 ( COST 16 1894 1994 1994	operated water systen	∠ Z	П	
		Lake or other body o	7.54			
		Privately owned and			_	
		or communal well	operated marriada.	_	_	
		Other (specify):				
	g)	Sewage disposal will	l be by:	Existing	Proposed	
		Publicly owned and o sewer system	operated sanitary	<b>V</b>		
		Privy				
		Privately owned and or communal septic				
	Other (specify):					
8.	What is th	e current designation	of the land in any app	olicable zoning by-l	aw and official plan?	
			Land to be Severed	Land	to be Retained	
	Zoning By	y-Law	R1E-12.0-2876	R1E-12.0-	2876	
	Official Pl City of	ans Brampton	Low/Medium Density	Low/Med	dium Density	
	Region of Peel Urban S		Urban System	Urban Sy	vstem	
9.	9. Has the subject land ever been the subject of an application for approval of a plan of subdivision under section 51 of the Planning Act or a consent under section 53 of the Act and if the answer is yes and if known, the file number of the application and the decision on the application? Yes  No					
	File#	B-2021-001 and B-2021-002	Status/Decision	Approved		
10.	Has any la	and been severed from	n the parcel originally	acquired by the ow	vner of the subject land?	
	Date of Ti	Date of Transfer July 2021 Land Use Residential				

11.	If known, is/was the subject la	nd the subject of any o	other application	ation under the Pla	nning Act, sı	uch as:		
		File Number		Status				
	Official Plan Amendment	er_						
	Zoning By-law Amendment	CO5W05.008		Approved				
	Minister's Zoning Order	O-			3			
	Minor Variance	<u> </u>						
	Validation of the Title	D <del>.</del>						
	Approval of Power and Sale	3			p			
	Plan of Subdivision	·						
12.	Is the proposal consistent with	Policy Statements iss	sued under	subsection 3(1) of t		Act?		
- 13.	Is the subject land within an ar	ea of land designated	under any l	Provincial Plan? Yes	] No			
14.	If the answer is yes, does the a	pplication conform to	the applica	ble Provincial Plan Yes ✓	_			
15.	15. If the applicant is not the owner of the subject land, the written authorization, of the owner that the applicant is authorized to make the application, shall be attached. (See "APPOINTMENT AND AUTHORIZATION OF AGENTS" form attached).							
Data	d at the Oit.	af Paula						
	d at the <u>City</u>	of <u>Barrie</u>	20.22					
uns	this 7 day of November , 20 22 .							
	Check box if applicable:    I have the authority to bind the Corporation							
		DECLARA	ATION					
Į	, Jennifer Staden, Glen Schnarr & Asso	ociates Inc. of the	City	of Barrie				
in the Cou	in the County/District/Regional Municipality of N/A solemnly declare that all the statements contained in t							
application	n are true and I make this as if made	de under oath and by vir	tue of "The	Canada Evidence Ac	it".			
Declared be	fore me at the <u>City</u> of <u>Region</u> of <u>Peel</u>	Mississauga	der	uigeStade	~			
this 7	day of November	_, <b>20</b> _22	Si	gnature of applicant/solicit	tor/authorized ac	gent, etc.		
				Submit by	Email			
	Laura Kim Amorim, a Commissioner, etc.,							
	Signature of a Commissioner, etc.	Glen Schn	l Ontario, for arr & Associate arch 3, 2023.	s Inc.				
		500	**************************************					
	FOR OFFICE USE ONLY - To Be Completed By the Zoning Division This application has been reviewed with respect to possible variances required and the results							
	of the said review are outlined on the attached checklist.							
	Zoning Officer	78		Date				
		A.A		4 To 55				
	DATE RECEIVED	NOVEMBE	E 8,	1022				

DATE RECEIVED NOVEMBED 8,2022

Date Application Deemed Complete by the Municipality





#### DRAFT PLAN OF 21T-06026B SUBDIVISION

Part of East and West Halves of Lot 6, Part of East and West Halves of Lot 5, Part of the Original Road Allowance Between the East Halves of Lots 5 & 6 and Part of the Original Road Allowance Between the West Halves of Lots 5 & 6, Concession 5, West of Hurontario Street

City of Brampton - Regional Municipality of Peel



SCHEDULE OF LAND USE

LetBlack	LandUse		Units	Anta(ta)
	Single Family out, 15.2m (50t)	0	20	1.13
	Single Family min. 13,7m (454)	0	85	4,04
Lat 1 - 415	Single Family ein, 11.6m (36f)	Δ	139	5,41
	Single Family min. 10,4m (341)	•	155	5.35
	Semi Detaches min, 7.3m (24t)		32	0.73
Bhck 415 - 422	Mined-Use Toerhouses min, 7.5m (25%)		37	0.90
Eb:±423-404	Street Trenhouses trin, 6,1m (201)	+	89	1.37
Block 435	Mared Ura			1.20
Ebd 435	Service Commercial			0.11
Block 437	Public School Expansion			18.0
Elock Cld	SAM Pand		1,47	
Eleck 459	Park		1.91	
Fl:ck 44) - 472	Welver			0.32
Elick 40	Open Space/Velley			11,65
Flock 444 - 447	Landstage BefardStrips		0.69	
E61ch 445 - 450	Future Residential		0.20	
Block 451 - 455	Read Widering		8	0.81
Block 464 - 473	0,3m Reserves			0.03
	24n RGW		1	2.37
Public Reads	20n ROM		0.70	
	17m ROW			6,65
Total			537	47.92

OWNER'S AUTHORIZATION We , Shayma Dick Holdings Inc., Kendalwood Land Developments Inc., and 2570515 Ontario Inc. hereby authorize Malone Given Parsons Ltd. to prepare and submit this Draft Plan of Subdivision to the City of Brampton.

Dita Kaly Scholleld, Authorized Signing Officer

SURVEYOR'S CERTIFICATE Thereby certify that the boundaries of the lands to be subdivided as shown on this Plan and their relationship to the adjacent lands are accurately and correctly shown.

c.PECO October 24, 2019

Paul Edward, O.L.S. R-PE Surveying Ltd.

ADDITIONAL INFORMATION AS REQUIRED UNDER SECTION 51(17) OF THE PLANNING ACT, CHAPTER P.13(R.S.O. 1990).

(a),(e),(l),(g),(g),(l) - As shown of the Draft Plan. (b),(c) - As shown on the Draft and Key Plan, (g), - As snown on use Uratt and key reth, (g) - Land to be used in accordance with the Schedule of Land Use, (g) - Soil is cande, sits, clay and fills, (h),(k) - Full municipal services to be provided.

NOTE: Contours relate to Canadian Geodetic Datum Contour interval is 1m with .25m interpolated.

Date	Revision	By
	Original Submission	
June 26 2017	Revised Submission	
Apr. 30 2019	Revised Submission	
Oct. 24 2019	Revised Submission	
Sep. 10 2020	1A3P Revised	100

Shayma Dick Holdings Inc.
Rendalwood Land Developments Inc.
2570616 Ontario Inc. Prepared For: UCP FVe: 17-2577

140 Series Drie, Sale 221 | Market, Dr. | LDT 853 605 513 0170 | regute

