

## **Public Notice**

#### **Committee of Adjustment**

APPLICATION # A-2022-0357 WARD 6

#### **APPLICATION FOR MINOR VARIANCE**

WHEREAS an application for minor variance has been made by **FARZIN HAKIMI LOTFABAD** 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 Part of Lot 4, Plan 43M-1924, Part 3, Plan 43R-35544 municipally known as **259 ROBERT PARKINSON DRIVE,** Brampton;

AND WHEREAS the applicant is requesting the following variance(s):

- 1. To permit a below grade entrance within a required interior side yard whereas the by-law does not permit a below grade entrance within a required interior side yard;
- 2. To permit an interior side yard setback of 0.0m to a below grade entrance whereas the by-law requires a minimum interior side yard setback of 1.2m (3.94 ft.);
- 3. To permit an accessory structure (gazebo) having a gross floor area of 17.84 sq. m (192 sq. ft.) whereas the by-law permits a maximum gross floor area of 15 sq. m (161.46 sq. 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.

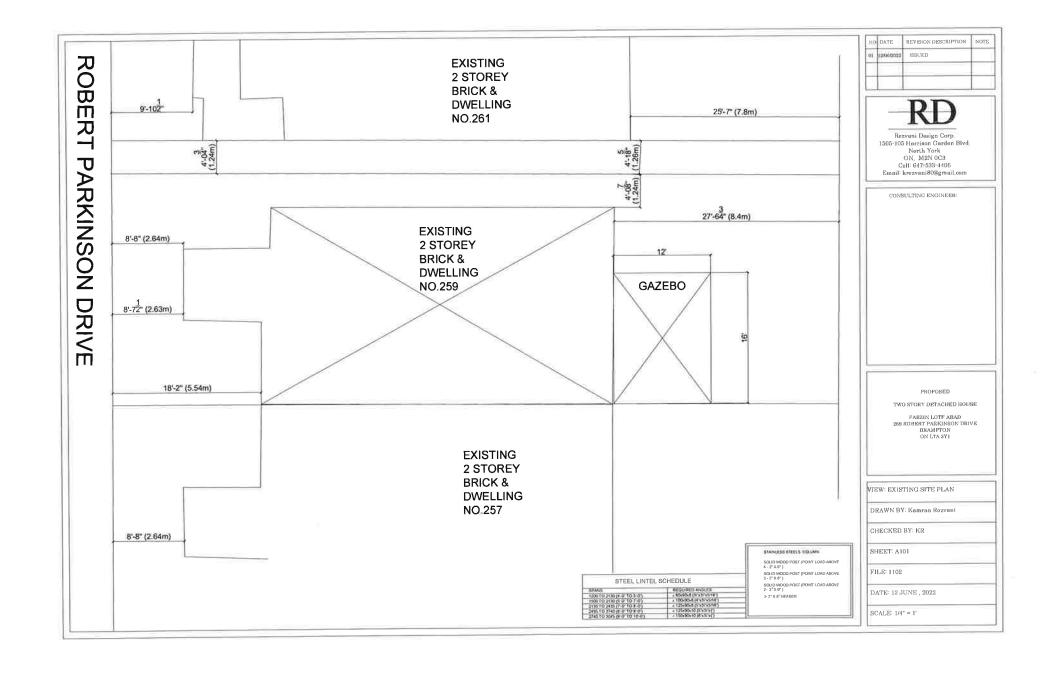
### PLEASE SEE ATTACHED PARTICIPATION PROCEDURES REQUIRED DURING THE COVID-19 PANDEMIC

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:
  - 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.

#### **AMENDMENT LETTER**

November 24, 2022

To: Committee of Adjustment

**RE: APPLICATION FOR MINOR VARIANCE** 

FARZIN HAKIMI LOTFABAD PART OF LOT 4, PLAN 43m-1924

**A-2022-0357 – 259 ROBERT PARKINSON DRIVE** 

Please amend application A-2022-0357 to reflect the following:

- 1. To permit a below grade entrance within a required interior side yard whereas the by-law does not permit a below grade entrance within a required interior side yard;
- 2. To permit an interior side yard setback of 0.0m to a below grade entrance whereas the by-law requires a minimum interior side yard setback of 1.2m (3.94 ft.);
- 3. To permit an accessory structure (gazebo) having a gross floor area of 17.84 sq. m (192 sq. ft.) whereas the by-law permits a maximum gross floor area of 15 sq. m (161.46 sq. ft.).

Kamran Rezvani

Applicant/Authorized Agent

## Flower City



For Office Use Only by the Secretary-Treasurer ation is deemed complete)

FILE NUMBER: A - 2022 -0 357

# 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.

Address	Owner(s) Farzin Hakimi Lotfabad	
	259 Robert Parkinson Drive Brampton Ontario, Canada L7A 3Y1	
Phone # Email	(437) 234 - 5279 Fax # hakimi_farzin@hotmail.com	
Name of A		55
Address	1505-105 Harrison Garden Boulevard, North York ON M2N0C3	
Phone # Email	(6rr) 535-4408 Fax # krezvani80 @gmail.com	
Nature an	nd extent of relief applied for (variances requested):	
Owner w	vants to have a side door which needs two steps goes below grade to access into	
the build	ling department won't issue the permit unless committee of adjustment agrees onto	
it, becau	use it is semi detach house	
T .	rneighbors got permit and they have done it.  ernit a below grack entrance in the reg  Permit a 0.0 Motore side yard et back  A raide, entrance	
10 1	ermit a below grade en 1910 et 1 100	4
6	Parmit a 0.0 Metere side yord set had	
	drade entrance	1
Why is it r	not possible to comply with the provisions of the by-law?	
Buildin	ng department requires for the site doors to be over the ground if the door goes below	
	ound it needs to go to committe of adjustment to get permit for it otherwise they wont	
issue th	ne permit to add a side door	
_		
	Part of lot 4, Plan 43M-1924, Being Part 3 on Plan 43R-35544, City of Bran	npto
	ecription of the cubicot land:	npto
_ot Numb	per Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton  aber/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544	npto
Lot Numb Plan Num	per Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton	npto
Lot Numb Plan Num	per Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton  aber/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544	npto
Lot Numb Plan Num Municipal Dimension	per Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton ober/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544  I Address 259 Robert Parkinson Drive, Brampton, ON	apto
Lot Numb Plan Num Municipal Dimension Frontage	Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton ober/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544  I Address 259 Robert Parkinson Drive, Brampton, ON  In of subject land (in metric units)  a Syn 8.65 m	npto
Lot Numb Plan Num Municipal Dimension Frontage Depth	Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton ober/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544  Address 259 Robert Parkinson Drive, Brampton, ON  In of subject land (in metric units)  a Sm 8.65 m  27.1 m	nptc
Lot Numb Plan Num Municipal Dimension Frontage Depth	Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton ober/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544  Address 259 Robert Parkinson Drive, Brampton, ON  Proof subject land (in metric units)  a Syn 8.65 m  27.1 m	npto
Lot Numb Plan Num Municipal Dimension Frontage Depth Area	per Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton ober/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544  Address 259 Robert Parkinson Drive, Brampton, ON  Per of subject land (in metric units)  8.65 m  27.1 m  233.11 Squre Meter	nptc
Lot Numb Plan Num Municipal Dimension Frontage Depth Area Access to	Part of lot 4, plan 43M-1924, being part 3 on plan 43R-35544 City of brampton ober/Concession Number Plan 43M-1924 Being Part on Plan 43R-35544  Address 259 Robert Parkinson Drive, Brampton, ON  In of subject land (in metric units)  a Sm 8.65 m  27.1 m	npto

			-2-
8.	Particulars of all buildings and structures on or proposed for the subject land: (specify in metric units ground floor area, gross floor area, number of storeys, width, length, height, etc., where possible)		
	EXISTING BUILDING	SS/STRUCTURES on t	he subject land: List all structures (dwelling, shed, gazebo, etc.)
	Ground Floor Are Gross Floor Area:		
	Stories: 2 Width: 7.29m		
	Depth: 15.9m		
	PROPOSED BUILDI	NGS/STRUCTURES or	the subject land:
	Build on March		
	,		+
9.	Location of all (specify distant	buildings and str ce from side, rear	uctures on or proposed for the subject lands: and front lot lines in <u>metric units</u> )
	EXISTING		
	Front yard setback Rear yard setback	5.86m North left side and 8.4m	5.54 North right side
	Side yard setback Side yard setback	1.27m Left Side Attached Right side	
	PROPOSED		
	Front yard setback Rear yard setback		
	Side yard setback Side yard setback	F	
	•		
10.	Date of Acquisition	of subject land:	2014
11.	Existing uses of sub	ject property:	Residential
40			
12.	Proposed uses of su	ibject property:	Residential
13.	Existing uses of abu	ntting properties:	Residential
14.	Date of construction	ı of all buildings & stru	octures on subject land: 2013
15.	Length of time the e	xisting uses of the sul	oject property have been continued: 2022 9 Years
16. (a)	What water supply is Municipal Well	s existing/proposed? ] ]	Other (specify)
(b)	What sewage dispos Municipal / Septic	sal is/will be provided? ] ]	Other (specify)
(c)		e system is existing/po	oposed?
	Sewers  Ditches  Swales		Other (specify)

17.	Is the subject property the subject of subdivision or consent?	of an application under the Planning Act, for approval of a plan of				
	Yes No 🗹					
	If answer is yes, provide details:	File # Status				
18.	Has a pre-consultation application b	een filed?				
	Yes No 🗸					
19.	Has the subject property ever been t	he subject of an application for minor variance?				
	Yes No 🗸	Unknown 🗀				
	If answer is yes, provide details:					
	File # Decision File # Decision	Relief				
	File # Decision	Relief				
		Signature of Applicant(s) or Authorized Agent				
ĎATI	ED AT THE 10 August,2022	OF				
THIS	10 DAY OF August	, 20 22				
THE APP	IF THIS APPLICATION IS SIGNED BY AN AGENT, SOLICITOR OR ANY PERSON OTHER THAN THE OWNER OF THE SUBJECT LANDS, WRITTEN AUTHORIZATION OF THE OWNER MUST ACCOMPANY THE APPLICATION. IF THE APPLICANT IS A CORPORATION, THE APPLICATION SHALL BE SIGNED BY AN OFFICER OF THE CORPORATION AND THE CORPORATION'S SEAL SHALL BE AFFIXED.					
1.	Kamran Rezvani	, OF THE Owner OF Rezvani Design Corp.				
IN THE		SOLEMNLY DECLARE THAT:				
DECLARE  IN THE	D BEFORE ME AT THE  OF  CHARLES TO THE DAY OF	AND I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY AT IT IS OF THE SAME FORCE AND EFFECT AS IF MADE UNDER Jeanie Cecilia Myers a Commissioner, etc., Province of Ontario for the Corporation of the City of Blampton Expires April 8, 2024.				
August	2022	Signature of Applicant or Authorized Agent				
1	A Commissioner etc.	Submit by Email				
	FOR OFFICE USE ONLY					
	Present Official Plan Designation:	R2E-7.2-2229				
	Present Zoning By-law Classification	· · · · · · · · · · · · · · · · · · ·				
		th respect to the variances required and the results of the outlined on the attached checklist.				
8	Zoning Officer	SFPT.27.22 Date				
	DATE RECEIVED	November 3, 2022				
	Date Application Deemed Complete by the Municipality	Revised 2022/02/17				
	- emplose of the memorphisty [					

