

Public Notice

Committee of Adjustment

APPLICATION # A-2022-0385 WARD #6

APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **CHETAN KUMAR MISTRY AND JIGNASHABEN MISTRY** 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 59, Plan 43M-2043 municipally known as **19 MATTHERHORN ROAD**, Brampton;

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

- 1. To permit a below grade entrance in the required interior side yard whereas the by-law does not permit a below grade entrance in the required interior side yard;
- 2. To permit an interior side yard setback of 0.09m (0.30 ft.) to a below grade entrance, resulting in a combined side yard of 0.73m (2.40 ft.) whereas the by-law requires a minimum 0.6m (1.97 ft.) provided the combined total of the interior side yards on an interior lot is not less than 1.8m (5.90 ft.).

OTHER PLANNING APPLICATIONS:

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

The Committee of Adjustment has appointed TUESDAY, January 3, 2023 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.

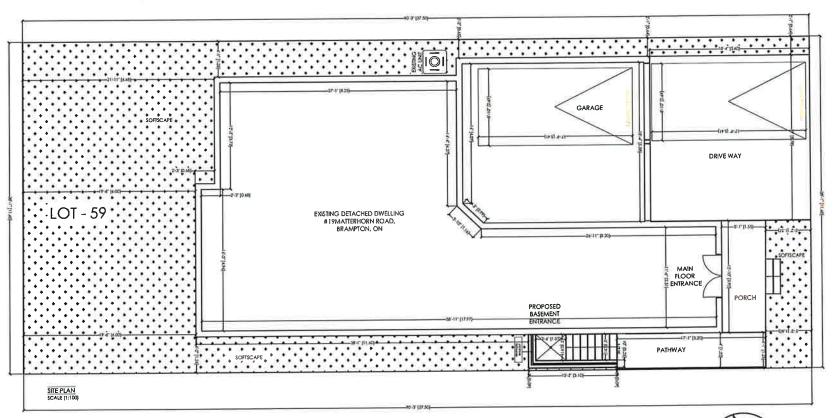
PLEASE SEE ATTACHED PARTICIPATION PROCEDURES REQUIRED DURING THE COVID-19 PANDEMIC

DATED at Brampton Ontario, this 15th Day of December, 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





SCOPE OF WORK			JND DESIGN STUDIO INC.	THE UNDERSIGNED HAS REVIEWED AND TAKES IN RESPONSIBILITY FOR THE DESIGN AND HAS THE QUAUTICATIONS AND MEETS THE REQUIREMENTS SET OUT IN THE OWNARIO BUILDING CODE TO BE A DESIGNER. QUALIFICATION REQUIREMENT	
MINOR VARIANCE	19 MATTERHORN ROAD, BRAMPTON	7/2/2007 PERSON NAME OF THE PERS		REQUIRED UNLESS DESIGN IS EXEMPT UNDER 32.5.1 OF DIVISION C OF O.B.C	NOVEMBER 2022
	-		Ph. No.: +1-647-512-5278 E: contact@jnddesignstudio.co	CHETAN DALAL 124730 NAME SIGNATURE BCIN	SCALE (1:150)



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 **January 3, 2023** 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 22**, **2022**.

- Advance registration for applicants, agents and other interested persons is required by one or two options:
 - 1. Participate remotely in the electronic hearing using a computer, smartphone or tablet by emailing the Secretary–Treasurer at cityclerksoffice@brampton.ca or jeanie.myers@brampton.ca by 4:30 pm Thursday, December 22, 2022.
 - 2. To participate in-person, please email the Secretary—Treasurer at cityclerksoffice@brampton.ca or ieanie.myers@brampton.ca by 4:30 pm Thursday, December 22, 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 22, 2022. City staff will contact you and
 provide you with further details.

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

 All Hearings will be livestreamed on the City of Brampton YouTube account at: https://www.brampton.ca/EN/City-Hall/meetings-agendas/Pages/Welcome.aspx or http://video.isilive.ca/brampton/live.html.

If holding an electronic/hybrid rather than an oral hearing is likely to cause a party significant prejudice a written request may be made to have the Committee consider holding an oral hearing on an application at some future date. The request must include your name, address, contact information, and the reasons for prejudice and must be received no later than 4:30 pm the Friday prior to the hearing to cityclerksoffice@brampton.ca or jeanie.myers@brampton.ca. If a party does not submit a request and does not participate in the hearing, the Committee may proceed without a party's participation and the party will not be entitled to any further notice regarding the proceeding.

NOTE Personal information as defined in the *Municipal Freedom of Information and Protection of Privacy Act* (*MFIPPA*), collected and recorded or submitted in writing or electronically as related to this planning application is collected under the authority of the *Planning Act*, and will be used by members of the Committee and City of Brampton staff in their review of this matter. Please be advised that your submissions will be part of the public record and will be made available to the public, including posting on the City's website, www.brampton.ca. By providing your information, you acknowledge that all personal information such as the telephone numbers, email addresses and signatures of individuals will be redacted by the Secretary-Treasurer on the on-line posting only. Questions regarding the collection, use and disclosure of personal information may be directed to the Secretary-Treasurer at 905-874-2117.

Note: City Hall will be closed to the public from 12:00 Noon on December 23, 2022 to January 2, 2023 inclusive. City Hall will re-open on Tuesday, January 3, 2023.

Flower City



For Office Use Only (to be inserted by the Secretary-Treasurer after application is deemed complete)

FILE NUMBER: A _ 2022-6385

The Personal Information collected on this form is collected pursuant to section 45 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 Minor Variance or Special Permission

(Please read Instructions)

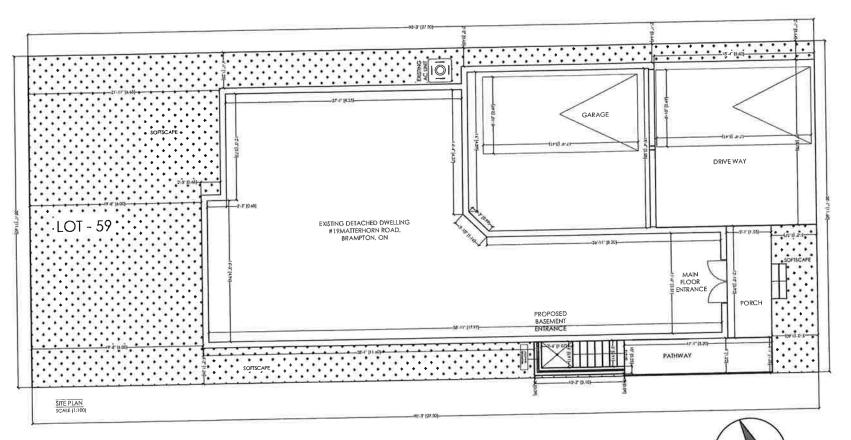
It is required that this application be filed with the Secretary-Treasurer of the Committee of Adjustment and be NOTE: accompanied by the applicable fee.

The undersigned hereby applies to the Committee of Adjustment for the City of Brampton under section 45 of the Planning Act, 1990, for relief as described in this application from By-Law 270-2004.

1.	Name of	Owner(s) Chetan kumar Mistry	Jignashaben Mistry		
١.		19 MATTERHORN RD	, oignoonabon mony		
	Addicas	BRAMPTON, ON, L7A5A3			
		DI VAINT TOTA, CIT, ET TOTA			
	Phone #	416-500-9428		Fax #	
	Email	Jignesh12005@yahoo.ca		∆ 	
				<u>~</u>	
2.	Name of				
	Address				
		BRAMPTON, ON, L7A5A3			3
	Phone #	416-500-9428		Fax #	
	Email	Jignesh12005@yahoo.ca			
				->	
3.	Nature a	nd extent of relief applied for	(variances requested):	
	1) To ne	ermit a below grade entran	ce within a require	d interior side vard, who	ereas the
	by-law (does not permit a below gr	ade entrance withi	n a required interior side	e vard.
	Dy-law C	locs not permit a below give	ado ontrarios man	in a required interior of	,
	2) To 20	ermit an interior side yard o	tenth of 0.00m wh	ereas the by-law requir	es a minimum
			deput of o.oam, with	lereas trie by-law requir	es a minimum
	Interior	side yard depth of 1.20 m.			
	L				
4.	Why ie it	not possible to comply with t	the provisions of the	by-law?	
-		111111111111111111111111111111111111111			high is not
	To prov	ide a second dwelling unit	the entrance has t	to be below the grade w	THICH IS HOL
	possible	e on rear yard and the other	er side of the prope	erty due to insumicient s	bace and
	privacy	reason. So the only space	where owner can	construct the entrance	is the side of
	the pro	perty. The required interior	side setback after	the below grade entrar	ice is 1.2m
	wherea	s the proposed setback is	0.09m because of	the walkout. We would	like to ask for
5.	_	escription of the subject land:			
	Lot Num		M2043		
		mber/Concession Number), BRAMPTON, ON, L7A5A3		
	Municipa	al Address 19 MATTERHORN RE	, BRAINFTON, ON, LIASAS		
6.	Dimonei	on of subject land (<u>in metric u</u>	ınite)		
٥.		e 11.60 m	<u> </u>		
	Depth	27.50 m			
	Area	319.0 sq.m			
	AIVa	2 : 22 2 4 mm			
7.	Access	to the subject land is by:			_
		ial Highway		Seasonal Road	
		al Road Maintained All Year	✓	Other Public Road	
		Right-of-Way		Water	
		•			

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	S/STRUCTURES on t	he subject land: List all structures (dwelling, shed, gazebo, etc.)			
	Ground Floor area		ss floor area=228.34 sqm , No. of storeys= 2			
	PROPOSED BUILDII	NGS/STRUCTURES or	n the subject land:			
	Below grade entra	ance = 3.61 sq.m				
9.			ructures on or proposed for the subject lands: r and front lot lines in <u>metric units</u>)			
	EXISTING					
	Front yard setback	3.13 m				
	Rear yard setback	6.00 m				
	Side yard setback	0.64 m 1.22 m				
	Side yard setback PROPOSED Front yard setback	3.13 m				
	Rear yard setback	6,00 m				
	Side yard setback	0.64 m				
	Side yard setback	0.09 m				
10.	Date of Acquisition	of subject land:	2022			
11.	Existing uses of sul	bject property:	Single Unit Dwelling			
12.	Proposed uses of s	ubject property:	Two Unit Dwelling			
13.	Existing uses of ab	utting properties:	Residential			
14.	Date of constructio	n of all buildings & str	ructures on subject land: 2022			
15.	Length of time the	existing uses of the su	ubject property have been continued: 8 Months			
16. (a)	What water supply Municipal Well	is existing/proposed? ☑ ☑	Other (specify)			
(b)	What sewage dispo Municipal Septic	osal is/will be provided	d? Other (specify)			
(c)	What storm drainag Sewers Ditches Swales	ge system is existing/ 	Other (specify)			

	s the subject proper ubdivision or conse	-	of an application under	r the Planning Act, for approval of a plan of
Y	es 🔲	No 🗸		
If	fanswer is yes, prov	vide details:	File #	Status
18. H	las a pre-consultatio	on application	been filed?	
Y	'es 🔲	No 🔽		
19. H	las the subject prop	erty ever beer	n the subject of an applic	cation for minor variance?
Y	′es 🔲	No 🔽	Unknown 🗀]
If	f answer is yes, pro	vide details:		
	File#	Decision		Relief
	File #	Decision		ReliefRelief
				0 0110
			Cianata	ure of Applicant(s) or Authorized Agent
			· ·	
			OF Brampton	
	29 DAY OF			
THE SUBJE	ECT LANDS, WRITTI	EN AUTHORIZ	ATION OF THE OWNER	NY PERSON OTHER THAN THE OWNER OF MUST ACCOMPANY THE APPLICATION. IF LL BE SIGNED BY AN OFFICER OF THE
$\bar{\mathbf{I}}_{\mathbf{r}}$	CHETANK	mAR	MISTRI OF THE	Eity OF BRAMPTON
IN THE	OF Gion OF	PEBL	SOLEMNLY DE	ECLARE THAT:
ALL OF TH	E ABOVE STATEME	ENTS ARE TR	UE AND I MAKE THIS S	SOLEMN DECLARATION CONSCIENTIOUSLY BE FORCE AND EFFECT AS IF MADE UNDER
DECLARED City IN THE	OF BAAW OF Reg To THIS 29th	epton OF		Jeanie Cecilia Myers a Commissioner, etc., Province of Ontario for the Corporation of the City of Brampton Expires April 8, 2024.
Vov	/. , 20 <u>2</u> 2.	-	Signa	ature of Applicant or Authorized Agent
	A Commissioner etc	Negun		Submit by Email
			FOR OFFICE USE ONLY	
	Present Official Pla	n Designation:	:	:
	Present Zoning By-	law Classificat	tion:	R1F-9-2214
	This application has	s been reviewed said review	d with respect to the varia are outlined on the attach	nces required and the results of the ned checklist.
	L Ba	rbicto		November 22, 2022
,		ng Officer		Date
	DAT	E RECEIVED	Nov. 29,	2027
	Date Applica	- ⊃tion Deemed		Revised 2020/01/07
	Complete by the	Municipality L		





SCOPE OF WORK MINOR VARIANCE 19 MATTERHORN ROAD, BRAMPTON	7/23/derignering in	An Land (1998)	30macra2	
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