

Public Notice

Committee of Adjustment

APPLICATION # B-2023-0008 Ward #9

NOTICE OF AN APPLICATION FOR CONSENT

An application for consent has been made by 1552262 ONTARIO 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 2.96 hectares (7.33 acres). The proposed severed lot has a frontage of approximately 33.48 metres (109.84 feet); a depth of approximately 175.88 metres (577.03 feet) and an area of approximately 0.54 hectares (1.34 acres). It is proposed that the severed parcel be merged with the adjacent parcel to the north. (Concurrent Consent Application B-2023-0009)

Location of Land:

Municipal Address: 0 Ace Drive

Former Township: Toronto Gore

Legal Description: Part of Block 3, Plan 43M-1907

Meeting

The Committee of Adjustment has appointed TUESDAY, April 18, 2023 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 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, the Minister, a specified person or a public body.

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

LAST DAY FOR RECEIVING COMMENTS: APRIL 13, 2023

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:

NO File Number: Official Plan Amendment: Zoning By-law Amendment: NO File Number: File Number: Minor Variance: NO

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 Local Planning Appeal Tribunal by filing with the Secretary-Treasurer of the Committee of Adjustment a notice of appeal, accompanied by the fee prescribed under the Local Planning Appeal Tribunal Act. The appeal form is available from the Environment and Land Tribunals Ontario website at www.elto.gov.on.ca

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 Local Planning Appeal Tribunal may dismiss the appeal.

DATED AT THE CITY OF BRAMPTON THIS 30th Day of March, 2023

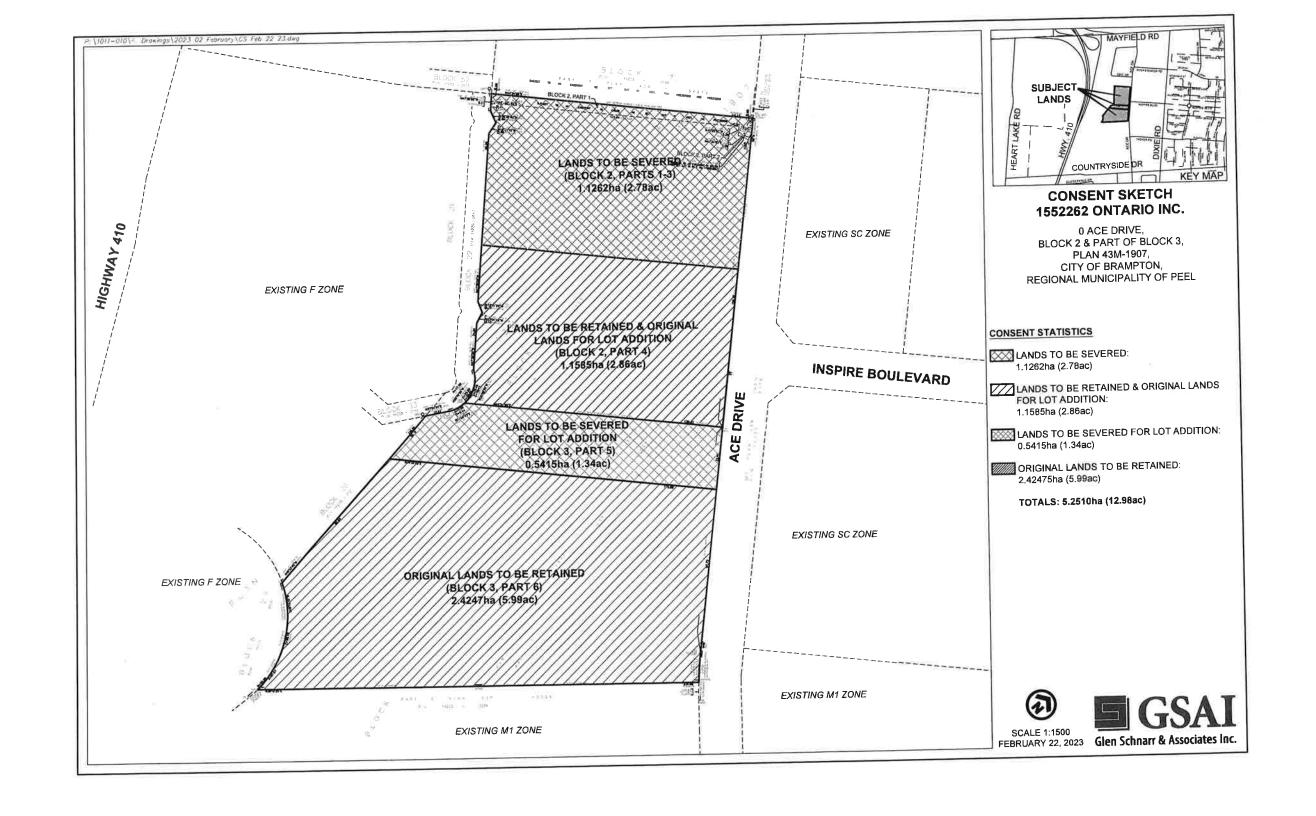
Comments may be sent to and information may be obtained between 8:30 a.m. to 4:30 p.m. Monday to Friday from:

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 Fax:

Phone: (905)874-2117

(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 **April 18, 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**, **April 13**, **2023**.

- 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, April 13, 2023.
 - 2. To participate in-person, please email the Secretary–Treasurer at cityclerksoffice@brampton.ca or jeanie.myers@brampton.ca by 4:30 pm Thursday, April 13, 2023.
- 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, April 13, 2023. 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.



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

March 6, 2023

GSAI File: 1011 – 010

Committee of Adjustment City of Brampton 2 Wellington Street West Brampton, ON L6Y 4R2

Attn:

Jeanie Myers

Secretary-Treasurer

RE:

Consent Applications

1552262 Ontario Inc.

0 Ace Drive, City of Brampton

B-2023-0008 AND B. 2023=0009

Dear Ms. Myers,

Glen Schnarr & Associates Inc. (GSAI) are the planning consultants to 1552262 Ontario Inc. (the 'Owner') of the lands municipally known as 0 Ace Drive, in the City of Brampton (the Subject Lands'). On behalf of the Owner, we are pleased to provide two (2) Applications for Consent to permit a lot addition and a severance.

In support of these Applications, please find attached the following:

- A copy of the completed Committee of Adjustment Application Form for the severance;
- A copy of the completed Committee of Adjustment Application Form for the lot addition;
- A copy of the Draft Reference Plan, prepared by R-Pe Surveying Ltd;
- A copy of the Consent Sketch, prepared by GSAI, dated February 22, 2023; and,
- A copy of the Site Plan, prepared by RH Carter Architects, dated December 5, 2022.

Payment of the application fees will be provided prior to circulation.

SUBJECT LANDS & CONTEXT

The Subject Lands are an employment lot, located on the west side of Ace Drive. The Site has an area of approximately 2.28 hectares (5.7 acres), with a frontage of approximately 166 metres on Ace Drive. It is currently vacant.

The area surrounding the Subject Lands is evolving as the Employment Area is fully implemented. Surrounding uses include a variety of employment-related developments, including car dealerships with surface parking areas.



OFFICIAL PLAN & ZONING

The Subject Lands are designated 'Prestige Industrial' by the in-effect City of Brampton Official Plan. This designation permits a range of employment-related uses.

The Site is also subject to the City of Brampton Zoning By-law 2006 - 50 ('By-law 2006 - 50') and is zoned 'Industrial, Special Section 2256 (M1-2256)'. In accordance with a Minor Variance Approval received in 2017 (City File A17-037), the proposed development is a permitted use.

PROPOSAL

The Owner is seeking permission to sever the Subject Lands into two (2) parcels (Parcel 'A' – to be retained and Parcel 'B' – to be severed) and to sever additional lands owned by the Owner into two (2) parcels (Parcel 'C' – to be retained for lot addition and Parcel 'D' – to be severed) so that each parcel can be held in separate ownership. Specifically, Parcel 'C' is to be incorporated into the adjacent lands to the north (Parcel 'B') for the purpose of a lot addition. Parcels 'B' and 'C' are to be legally merged on-title. Furthermore, Parcels 'A', 'C' and 'D' are to be held in separate ownership. No new construction is proposed on Parcels 'A', 'B', 'C' or 'D' as a result of these Applications. This Application is to further implement the proposed development contemplated as part of an ongoing Site Plan Approval (SPA) application for the Subject Lands (City File SPA-2022-0037). For clarity, no additional relief will be triggered by approval of these Consent Applications and these Applications will not compromise the technical review occurring as part of the ongoing SPA application.

The following provides a summary of the severances proposed:

Severance 1 (Parcels 'A' and 'B'

Lands To Be Retained (Parcel 'A')

Area: 2.42 hectares (5.99 acres)

Frontage: 87.75 metres

Lands To Be Conveyed (Parcel 'B')

Area: 0.54 hectares (1.34 acres)

Frontage: 33.48 metres

Severance 2 (Parcels 'C' and 'D'

Lands To Be Retained For Lot Addition (Parcel 'C')

Area: 1.16 hectares (2.86 acres)

Frontage: 84.98 metres

Lands To Be Conveyed (Parcel 'B')

Area: 1.05 hectares (2.6 acres)

Frontage: 70.8 metres



SEVERANCE TESTS

In my opinion, the Proposal satisfies all of the criteria established by Section 51(24) of the *Planning Act*, as amended, based on the following:

The Severance Satisfies Provincial Interests

The Proposal implements applicable Provincial policies which encourage intensification, the preservation of the natural environment and the efficient use of existing and planned infrastructure. The Proposal is consistent with the policies of the Provincial Policy Statement ('PPS'), 2020 and conforms to the policies of A Place to Grow: Growth Plan for the Greater Golden Horseshoe, 2020.

The Severance Is Not Premature

The Proposal satisfies the current and growing demand for employment opportunities within the City of Brampton in a manner that is consistent with the City Structure. The consent process is the appropriate vehicle for the proposed lot addition and severance and a Plan of Subdivision is not required. Based on the above, the Applications are not premature.

The Severance Conforms To The Official Plan and Adjacent Subdivisions

The City of Brampton Official Plan describes 'Prestige Industrial' lands as areas where employment-related development is to be encouraged and as such, a range of employment-related uses and built forms are permitted. A high-quality built form is to be encouraged. The Proposal complies with the Official Plan's development criteria for 'Prestige Industrial' areas. Additionally, the new lots and modified lot are in keeping with the existing and planned vision for the surrounding community. Therefore, it is my opinion that the proposed severances comply with the policies of the Official Plan.

The Dimensions and Shapes Of The Proposed Lots Are Appropriate

The dimension and shape of the proposed lots reflect the existing and evolving lotting pattern in the surrounding community. Additionally, the proposed lots have been appropriately designed to be consistent with those found in the surrounding area and to function independently. The development standards for the lots are met. The lots are therefore not out of character and are appropriate for the lands. Finally, the proposed lots are appropriate for the proposed, future development condition.

No Unreasonable Restrictions Will Apply To The Severed Lots Or Adjacent Lands Any required easements will be secured as needed. No unreasonable restrictions will apply to

Any required easements will be secured as needed. No unreasonable restrictions will apply to the severed lots or adjacent lots.

The Proposed Severance Will Have No Impact On Existing Utilities, Municipal Services
The Subject Lands have access to full municipal services. There are also no servicing capacity concerns.



No Lands Conveyed For Public Purposes

A requirement for a widening has not been identified. Any required dedications will be secured as needed, and this Application will not preclude their future dedication.

The Plan's Design Optimizes The Available Supply, Means of Supply, Efficient Use and Conservation of Energy

To the greatest extent possible, the future structures will efficiently use energy and will be in keeping with the requirements of the Ontario Building Code, as amended.

CONCLUSION

As described above, the requested consent satisfied the criteria of Section 51 (24) of *Planning Act*, as amended, and represents good planning. I trust this is helpful.

If you require any further information, please do not hesitate to contact the undersigned.

Yours very truly,

GLEN SCHNARR & ASSOCIATES INC.

Jim Levac, MCIP, RPP

Partner





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

APPLICATION NUMBER:

"B"_2073-0008

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.

Name of (Owner/Applicant	1552262 C	ontano mo.	and family names in full)
Address	5 Coachworks Cres	cent, Brampton,	" -	and family harries in fully
Phone #	905.595.1455		Fax #	
Email	jaylim@policaro.ca	-		
Name of	Authorized Agent	Glen Schnarr	& Associates Inc. c/o Jim Lev	/ac
Address	700 - 10 Kingsbridg	ge Garden Circle	e, Mississauga, ON L5R 3	3K6
Phone #	905.580.2854		Fax #	
Email	jiml@gsai.ca			
	an easement, a cha			ent Sketch and Submission Letter for further
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	a)	Frontage 33.48 Depth	175.88	Area 0.54
	b)	Existing Use Vacant	Proposed	I Use Vacant
	c)	Number and use of buildings and structur	es (hoth evisting	and proposed) on the land to be severe
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		Municipal Road - Maintained all year	7	
		Other Public Road		
		Regional Road		
		Seasonal Road		
		Private Right of Way		
		Not Applicable		
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	f)	Water supply will be by: Publicly owned and operated water syste	Existing	Proposed
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	f)		_	Proposed
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	Other Public Road		
	Regional Road		
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	Private Right of Way		
е)	If access is by water only, what parking approximate distance of these facilities from Not Applicable		
f)	Water supply will be by:	Existing	Proposed
-,	Publicly owned and operated water system	_	
	Lake or other body of water		
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	or communal well		
	Other (specify):		
g)	Sewage disposal will be by:	Existing	Proposed
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	Other (specify):		
What is	the current designation of the land in any ap		aw and official plan? to be Retained
Zoning	By-Law <u>M1-2256</u>	M1-2256	
Official City	Plans of Brampton Prestige Industrial	Prestige In	ndustrial
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section	e subject land ever been the subject of an 51 of the Planning Act or a consent under s number of the application and the decision o	section 53 of the Act	proval of a plan of subdivision under and if the answer is yes and if known,
Yes [No ✓		
File#	Status/Decisio	n	
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Yes [□ No ✓		
Date of	Transfer	Land Use	

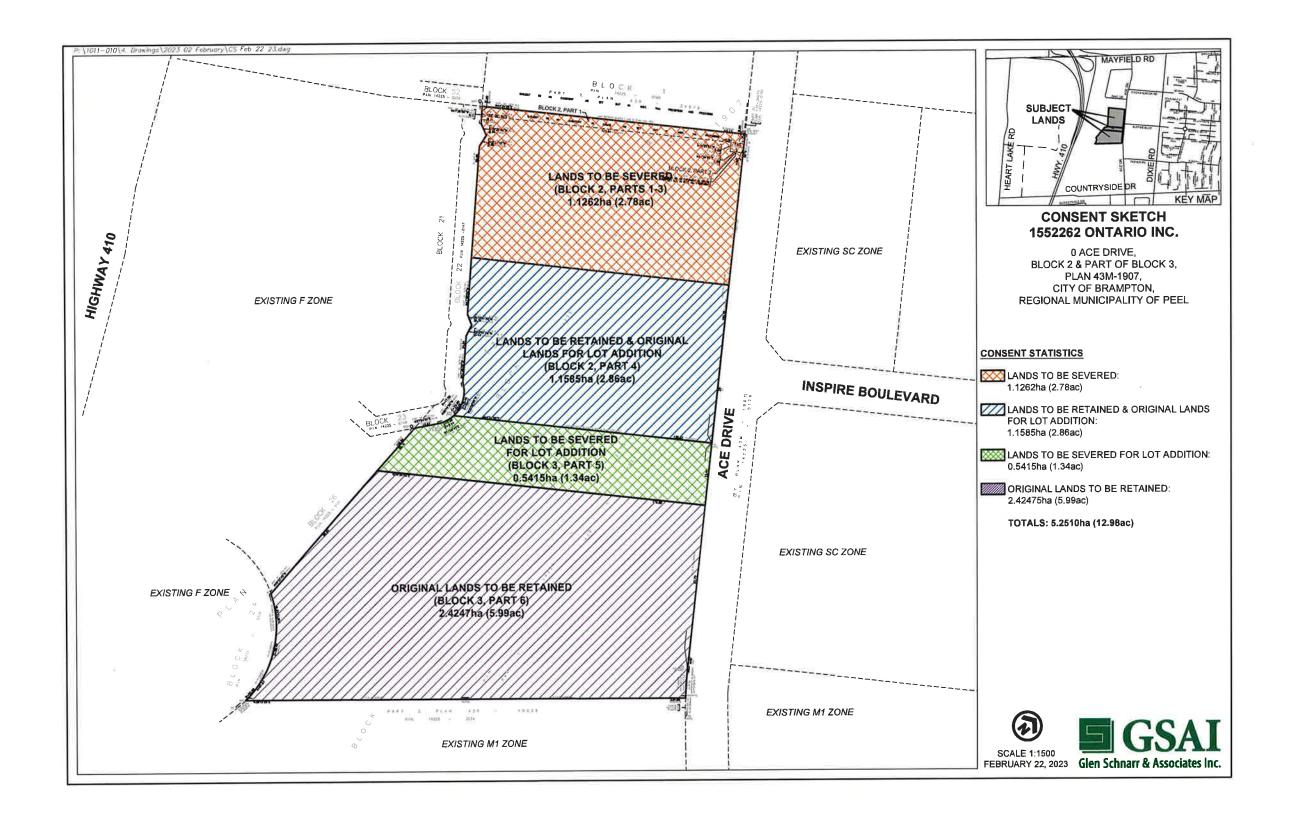
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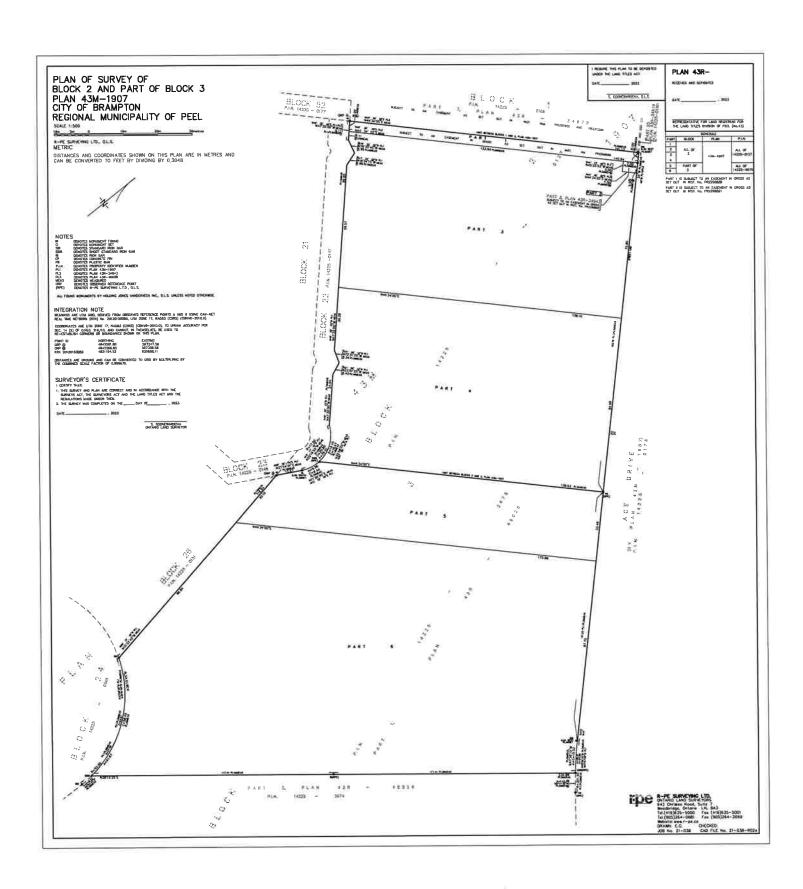
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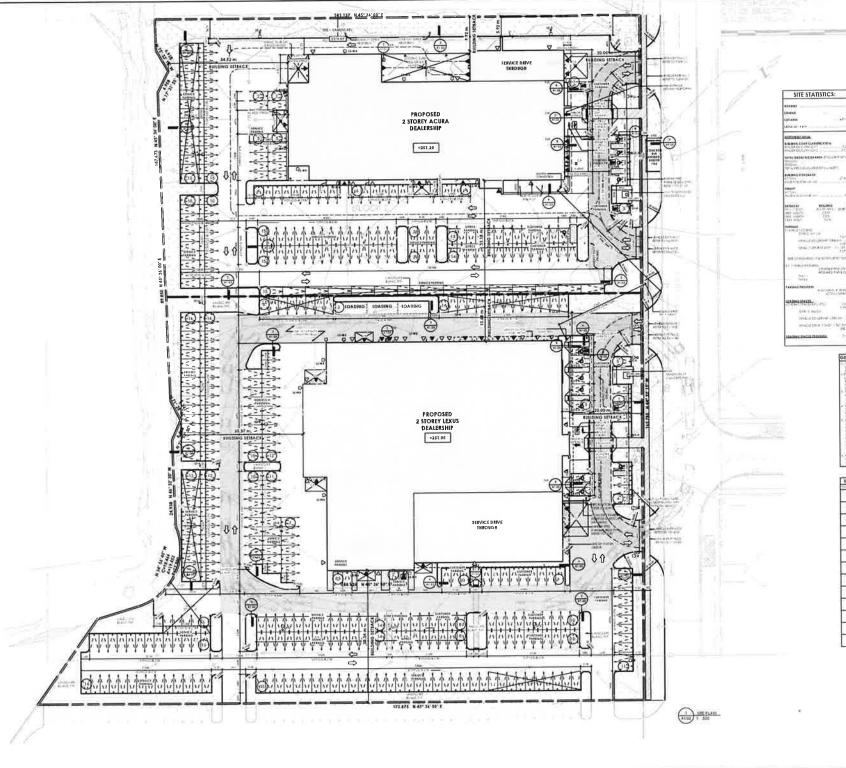
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11.	If known,	is/was the	subject lan	d the subj	ect of any	other app	lication u	nder the	Planning	g Act, sı	uch as:	
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Date Application Deemed Complete by the Municipality









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