

Public Notice

Committee of Adjustment APPLICATION # A-2023-0088 WARD #3

APPLICATION FOR MINOR VARIANCE

WHEREAS an application for minor variance has been made by **KUMARAN DAYALAN AND NISHADEVI KUMARAN** 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 20, Plan M-1627 municipally known as **159 BUFFORD DRIVE,** Brampton;

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

- 1. To permit a below grade entrance in a required side yard whereas the by-law does not permit a below grade entrance to be located in 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.).

OTHER PLANNING APPLICATIONS:

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**, 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 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, the Minister, a specified person or a public body.

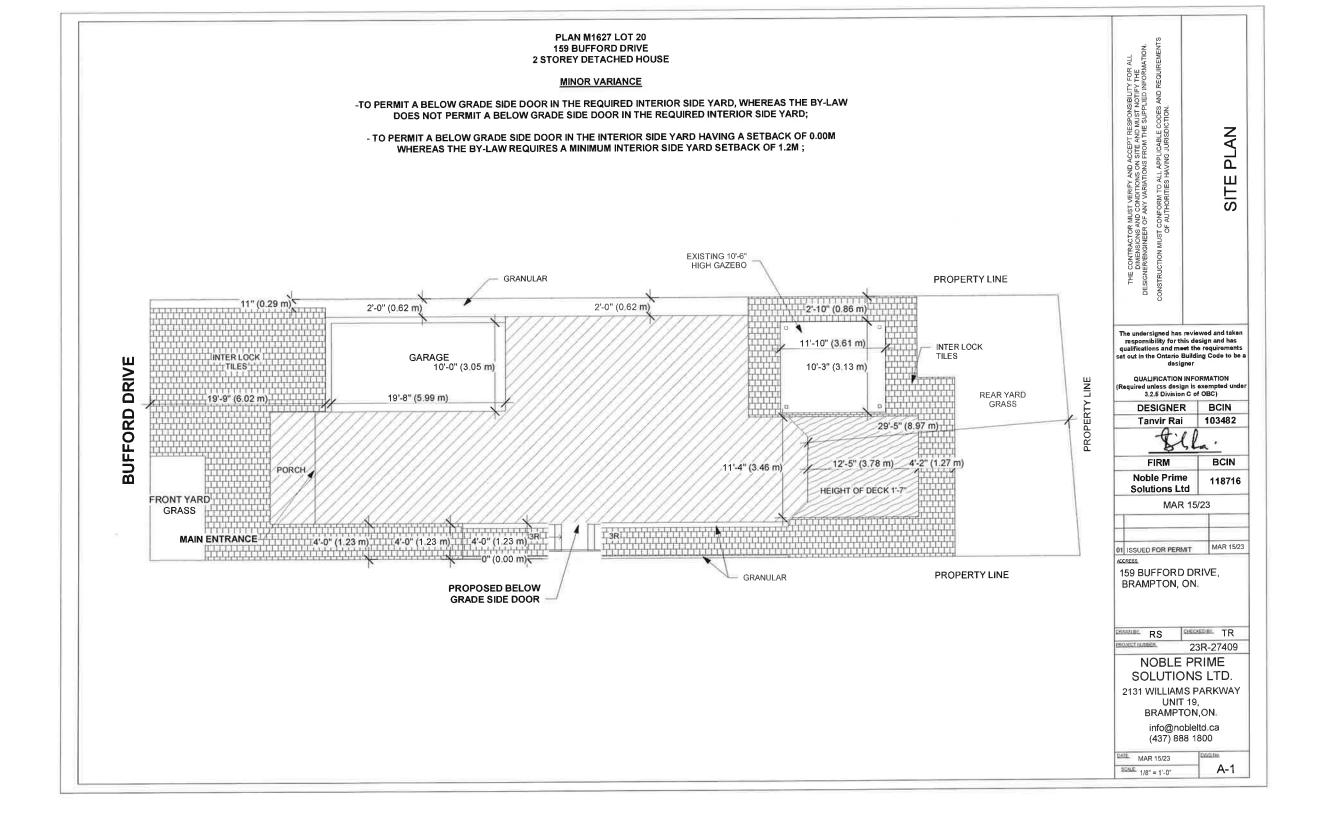
RULES OF PROCEDURE OF THIS COMMITTEE REQUIRE REPRESENTATION OF THE APPLICATION AT THE HEARING, OTHERWISE THE APPLICATION SHALL BE DEFERRED.

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

DATED at Brampton Ontario, this 5th Day of April, 2023.

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 **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 <u>cityclerksoffice@brampton.ca</u> or <u>jeanie.myers@brampton.ca</u> 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 <u>cityclerksoffice@brampton.ca</u> or <u>jeanie.myers@brampton.ca</u>. 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.



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

FILE NUMBER: A-2023-0088

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 Varianc		Permission		
			e read Instructions			
<u>NOTE:</u>		d that this application be filed ed by the applicable fee.	with the Secretary-Tre	asurer of the Committee of	Adjustment and be	
		igned hereby applies to the C <u>ig Act</u> , 1990, for relief as desc			inder section 45 of	
1.	Name of C Address	Dwner(s) KUMARAN DAYALAN 159 BUFFORD DR. BRAMPTON. ON. L6Y 3N3				
	Phone # Email	416-305-9326 DAYALANKN@GMAIL.COM		Fax #		
2.	Name of A Address	gent NAVPREET KAUR	ARKWAY, BRAMPTO	N, ON, L6S 5Z4		
	Phone # Email	437-888-1800 applications@nobleItd.ca		Fax #		
3.	-TO PER YARD, V THE REC -TO PER SETBAC	d extent of relief applied for MIT A BELOW GRADE S HEREAS THE BY-LAW QUIRED INTERIOR SIDE MIT A BELOW GRADE S K OF 0.00M WHEREAS ETBACK OF 1.2M ;	SIDE DOOR IN TH DOES NOT PERM E YARD; SIDE DOOR IN TH	E REQUIRED INTERIO AIT A BELOW GRADE IE INTERIOR SIDE YAI	SIDE DOOR IN RD HAVING A	
4	Why is it :	not possible to comply with	the provisions of the	hv-law?		
4.	-THE BY INTERIC INTERIC -THE BY	2-LAW DOES NOT PERM OR SIDE YARD WHEREA OR SIDE YARD IS PROP 2-LAW REQUIRES A MIN AS A BELOW GRADE S	IIT A BELOW GRA AS A BELOW GRA OSED. IIMUM INTERIOR	DE SIDE DOOR IN TH DE SIDE DOOR IN TH SIDE YARD SETBACK	e required	
5.	Lot Numb					
		ber/Concession Number Address 159 BUFFORD DR, BI	M1627 RAMPTON, ON, L6Y 3N3			
6.	Dimensio Frontage Depth Area	n of subject land (<u>in metric u</u> 900 M 32 M 283.24 SQM	<u>units)</u>			
7.	Provincia Municipa	o the subject land is by: I Highway I Road Maintained All Year ight-of-Way		Seasonal Road Other Public Road Water		

8. Particulars of all buildings and structures on or proposed for the subject land: (specify <u>in metric units</u> ground floor area, gross floor area, number of storeys, width, length, height, etc., where possible)

EXISTING BUILDINGS/STRUCTURES on the subject land: List all structures (dwelling, shed, gazebo, etc.) 2 STOREY DETACHED HOUSE WITH AREA OF 185.80 SQM

PROPOSED BUILDINGS/STRUCTURES on the subject land: PROPOSED BELOW GRADE SIDE DOOR

9. Location of all buildings and structures on or proposed for the subject lands: (specify distance from side, rear and front lot lines in <u>metric units</u>)

	EXISTING		
	Front yard setback	6.02M	
	Rear yard setback	8.97 M	
	Side yard setback	0.62 M	
	Side yard setback	1.23 M	
	PROPOSED Front yard setback Rear yard setback Side yard setback Side yard setback	6.02M 8.97 M 0.62 M 1.23 M	
10.	Date of Acquisition of	of subject land:	Aug 19, 2010
11.	Existing uses of sub	ject property:	RESIDENTIAL
12.	Proposed uses of su	ıbject property:	RESIDENTIAL
13.	Existing uses of abu	itting properties:	RESIDENTIAL
14.	Date of construction	ı of all buildings & stru	ctures on subject land: 2004
15.	Length of time the e	xisting uses of the sub	ject property have been continued:19 YEARS
16. (a)	What water supply is Municipal 🔽 Well	s existing/proposed?]]	Other (specify)
(b)	What sewage dispo Municipal	- sal is/will be provided?]	Other (specify)
(c)	Septic What storm drainag Sewers Ditches Swales] e system is existing/pro]]]	oposed? Other (specify)

17.	Is the subject property the subject of an application under the Planning Act, for approval of a plan of subdivision or consent?
	Yes 🔲 No 🗹
	If answer is yes, provide details: File # Status
18.	Has a pre-consultation application been filed?
	Yes No 🗸
19.	Has the subject property ever been the subject of an application for minor variance?
	Yes 🗔 No 🗹 Unknown 🗖
	If answer is yes, provide details:
	File # Decision Relief
	File # Decision Relief File # Decision Relief File # Decision Relief
	llon
	Signature a Applicant(s) or Authorized Agent
DAT	TED AT THE CITY OF BRAMPTON
THI	is 22 nd DAY OF March , 2023.
IF THIS	APPLICATION IS SIGNED BY AN AGENT, SOLICITOR OR ANY PERSON OTHER THAN THE OWNER OF
THE SUE	BJECT LANDS, WRITTEN AUTHORIZATION OF THE OWNER MUST ACCOMPANY THE APPLICATION. IF PLICANT IS A CORPORATION, THE APPLICATION SHALL BE SIGNED BY AN OFFICER OF THE
	RATION AND THE CORPORATION'S SEAL SHALL BE AFFIXED.
	1. JINTESY BHAILA, OF THE CITY OF BRAMPTUM
IN TH	I. JINTESH BHAILA, OF THE <u>CITY</u> OF <u>BRAMPTUM</u> HE <u>REGION</u> OF <u>PEEL</u> SOLEMNLY DECLARE THAT:
ALL OF	THE ABOVE STATEMENTS ARE TRUE AND I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY NG IT TO BE TRUE AND KNOWING THAT IT IS OF THE SAME FORCE AND EFFECT AS IF MADE UNDER Jeanie Cecilia Myers
	RED BEFORE ME AT THE Province of Ontario
CI	The Corporation of the Corporati
IN THE	Bei OF Expires April 8, 2024.
P	THIS 22 DAY OF
m	
	<u>a. L.</u> , 20 2.3 Signature of Applicant or Authorized Agent
	A Commissioner etc.
/	A commissioner etc.
	FOR OFFICE USE ONLY
	Present Official Plan Designation:
	Present Zoning By-law Classification:
	This application has been reviewed with respect to the variances required and the results of the said review are outlined on the attached checklist.
	Zoning Officer Date
	DATE RECEIVED March 22, 2023 Revised 2022/02/17
	Date Application Deemed

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