

## **Public Notice**

## **Committee of Adjustment**

APPLICATION # A-2023-0151 WARD #6

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

WHEREAS an application for minor variance has been made by **VAQAR HASAN AND MAHIRA VAQAR** 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 391, Plan 43M-1986 municipally known as **43 KEMPSFORD CRESCENT**, Brampton;

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

- 1. To permit a below grade entrance in a required interior 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 a 0.03m (0.098 ft)interior side yard setback to a below grade entrance, with a combined side yard setback of 0.67m (2.20 ft) whereas the by-law requires a minimum side yard setback of 1.2m (3.94 ft) on one side provided that the combined total for both interior lots is 1.8m (5.91 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:
broadcast from the Counci	il Chambers, 4	d TUESDAY, June 20, 2023 at 9:00 A.M. by electronic meeting th Floor, City Hall, 2 Wellington Street West, Brampton, for the 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 8th Day of June, 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:

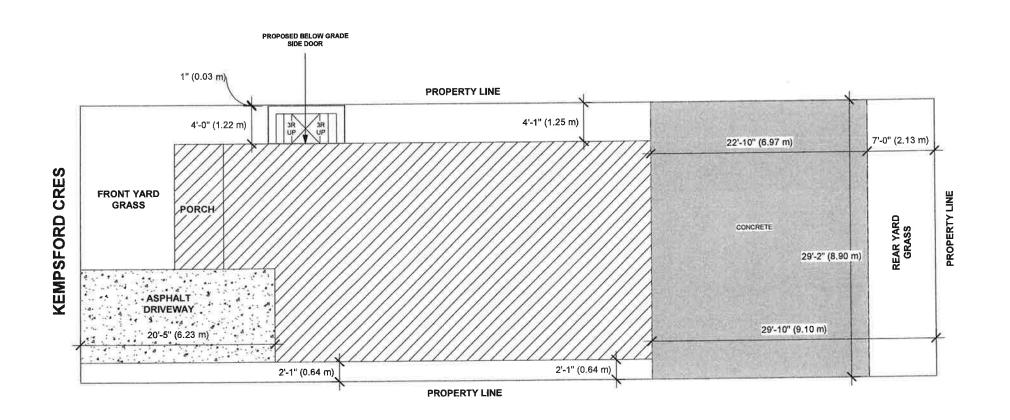
Jeanie Myers, Secretary-Treasurer Committee of Adjustment, City Clerk's Office, Brampton City Hall, 2 Wellington Street West, Brampton, Ontario L6Y 4R2

Phone: (905)874-2117 Fax: (905)874-2119 jeanie.myers@brampton.ca

#### LOT: 391 43 KEMPSFORD CRES 2 STOREY DETACHED HOUSE

MINOR VARIANCE -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

- TO PERMIT A BELOW GRADE ENTRANCE IN THE INTERIOR SIDE YARD HAVING A SETBACK OF 0.03M (0.09 FT.) WHEREAS THE BY-LAW REQUIRES A MINIMUM INTERIOR SIDE YARD SETBACK OF 1.2M (3.94 FT.);



SITE PLAN

STAMP

01 ISSUED FOR VARIANCE MAY 04/23

43 KEMPSFORD CRES, BRAMPTON, ON

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PROJECT NAMBER 23R-27797

# NOBLE PRIME SOLUTIONS LTD

2131 WILLIAMS PARKWAY BRAMPTON, ON UNIT 19

(437)-888-1800

DATE MAY 04/23 CMS No. A-1



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 **June 20, 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**, **June 15**, **2023**.

- 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, June 15, 2023.
  - 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, June 15, 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 4:30 pm Thursday, June 15, 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 <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.

## **Flower City**



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

FILE NUMBER:



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)	'AQAR HASAN & M	IAHIRA VAQAR		
			ORD CRES. BRA		7A 4M5	
	Phone #	416-876-5349			Fax #	
	Email	vaqarhasan@ho	itmail com		1 dx #	
	Ciliali	vaqamasan@no	anal.com			
_			IAVDOEET KALID			
2.	Name of		AVPREET KAUR	ADIZAZAN DDA	MPTON, ON, L6S 5Z4	
	Addiess	UNIT#19. 21	31 WILLIAMS PA	AKNWAT. BKA	IVIPTON, ON, LOS 324	
	Phone #	437-888-1800			Fax #	
	Email	applications@ne	oblettd.ca	<del></del>		
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3.			elief applied for			DIOD SIDE VADD
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4.	Why is it	not possible	to comply with	the provisions	of the by-law?	
	-THE B	Y-LAW DOE	S NOT PERM	IIT A BELOV	GRADE ENTRANCE IN	THE REQUIRED
	INTERIO	OR SIDE YA	ARD WHEREA	AS A BELOW	GRADE ENTRANCE IN	THE REQUIRED
			ARD IS PROP			
					RIOR SIDE YARD SETB	
	FT.) W	HEREAS A	BELOW GRAD	DE ENTRANG	CE IN THE INTERIOR SI	DE YARD HAVING
5.	Legal De	scription of t	he subject land:			
	Lot Num	<b>ber</b> 391				
		nber/Concess		M1986	11.74.4MF	
	Municipa	II Address	43 KEMPSFORD CRE	S, BRAMPTON, O	N, L/A 4IVIS	
6.		-	land ( <u>in metric ι</u>	ınits)		
	Frontage					
	Depth Area	27.50M 251.62				
	Aica	201.02				
7.		to the subject	land is by:		Seasonal Road	
	Provincia	al Highway	ained All Year		Other Public Road	Ħ
		ai Road Maint Right-of-Way	anicu Ali Ital	ä	Water	
	1 114 Gre L	"Aur.oi-May				<del></del>

8,	land: (specify storeys, width	y <u>in metric units</u> n, length, height,	nd structures on or proposed for the subject ground floor area, gross floor area, number of etc., where possible)
			the subject land: List all structures (dwelling, shed, gazebo, etc.)  ITH AREA OF 170 SQM
	2 OTOKET BET	AOHED HOUSE W	THIARLA OF 170 SQIVI
	PROPOSED BUILI	DINGS/STRUCTURES	on the subject land:
		ELOW GRADE SIDE	
9.		_	structures on or proposed for the subject lands: ar and front lot lines in <u>metric units</u> )
	EXISTING	F 6 22M	
	Front yard setback		
	Side yard setback		
	Side yard setback		
	PROPOSED Front yard setbac		
	Rear yard setback		
	Side yard setback Side yard setback		
	Olde yard Setback	0.03W	
10.	Date of Acquisitio	n of subject land:	May 13, 2014
11.	Existing uses of subject property:		RESIDENTIAL
12.	Proposed uses of	subject property:	RESIDENTIAL
13.	Existing uses of a	butting properties:	RESIDENTIAL
14.	Date of constructi	ion of all buildings & s	tructures on subject land: May 2016
15.	Length of time the	existing uses of the s	subject property have been continued: 7 YEARS
16. (a)	What water suppl Municipal Well	y is existing/proposed	? Other (specify)
(b)	What sewage disp Municipal Septic	oosal is/will be provide	ed? Other (specify)
(c )	Sewers	age system is existing.	
	Ditches		Other (specify)

Swales

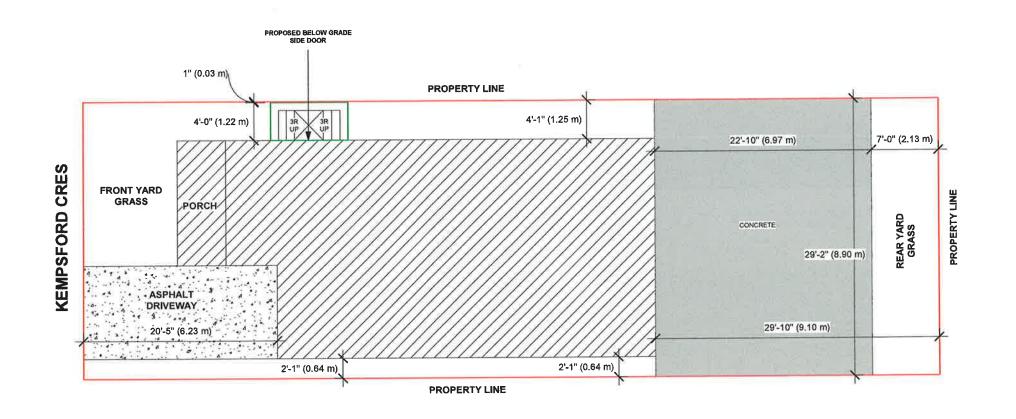
17. Is the subject property the subject of an application under the Planning Act, for approval of a plan of

	Yes	No 🔽			
	If answer is yes, pro	ovide details: Fil	le #	Sta	atus
18.	Has a pre-consultati	ion application been	filed?		
	Yes 🗀	No 🗹			
19.	Has the subject pro	nerty ever been the	subject of an ap	olication for minor va	riance?
101	Yes	No 🔽	Unknown	<b>—</b>	
			Olikilowii	_	
	If answer is yes, pro				
	File #	Decision Decision		Relief Relief	
	File #	Decision		Relief	
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DEPARTMENT NK

снескерву: ЈВ

23R-27797

#### **NOBLE PRIME SOLUTIONS LTD**

2131 WILLIAMS PARKWAY BRAMPTON, ON UNIT 19

(437)-888-1800

DATE MAY 04/23 A-1

