

COMMITTEE OF ADJUSTMENT

City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5 Telephone (905) 546-2424, ext. 4221, 3935 Fax (\$05) 546-4202 E-mail: <u>cofa@hamilton.ca</u>

NOTICE OF PUBLIC HEARING Minor Variance

You are receiving this notice because you are either:

- Assessed owner of a property located within 60 metres of the subject property
- Applicant/agent on file, or
- Person likely to be interested in this application

APPLICATION NO.: SC/A-20:130

APPLICANTS: Owner: Mary & Pasquale Caterini Agent: Alfonso Alaimo

SUBJECT PROPERTY: Municipal address 381 Mud St. E., Stoney Creek

ZONING BY-LAW: Zoning By-law 05-200, as Amended

ZONING: S1 (Settlement Residential) district

PROPOSAL: To permit the construction of a new Single Detached Dwelling and a 12.192m (40'0") x 18.288m (60'0") one (1) storey accessory building which includes a 4.572m (15'0") x 18.288m (60'0") roofed-over porch (covered patio) notwithstanding that:

- 1. A minimum easterly side yard of 1.2m shall be provided for the proposed single detached dwelling instead of the minimum required side yard of 3.0m.
- 2. A maximum parking space size shall not be required instead of the existing regulation requiring a maximum parking space size of 3.0m wide x 6.0m long.
- 3. A maximum accessory building lot coverage of 223m² shall be permitted for all accessory buildings instead of the maximum lot coverage of 97m² for all accessory buildings.
- 4. A maximum accessory building height of 7.8m shall be permitted and a maximum height of 5.5m shall be permitted to the underside of any fascia eaves, overhang or the lower ends of the roof joists, rafters or trusses for the proposed accessory building instead of the requirement that buildings accessory to a residential use shall have a maximum building height of 5.0 metres and the maximum height of the underside of any fascia eaves, overhang or the lower ends of the roof joists, rafters or trusses for the underside of any fascia eaves, overhang height of 5.0 metres and the maximum height of the underside of any fascia eaves, overhang or the lower ends of the roof joists, rafters or trusses shall be 3.0 metres.

NOTE:

- i) Pursuant to Variance # 3 above, the roofed-over porch (covered patio) attached to the 40' x 60' accessory building is not included in the lot coverage determination.
- Pursuant to Variance # 3 above, the Agent has indicated that the existing dwelling, existing detached garage and existing two sheds are intended to be demolished once the proposed single detached dwelling and 40' x 60' detached garage are constructed. If the existing detached garage and existing two sheds are not demolished, a further variance shall be required as the total lot coverage for all accessory buildings will exceed 223m².
- iii) The Agent has indicated that the existing driveway is to be removed with demolition of the existing dwelling, existing detached garage and existing two sheds. If this driveway is not removed, a further variance shall be necessary in order to allow two (2) driveways as a maximum of one (1) driveway is permitted.

iv) The Agent has indicated that the proposed accessory building will be used for residential purposes only. The accessory building shall not be used for commercial or industrial uses or for human habitation.

This application will be heard by the Committee as shown below:

| DATE: | Thursday, August 6 th , 2020 | |
|---------------------------|---|--|
| TIME: | 1:45 p.m. | |
| PLACE: | Via video link or call in (see attached sheet for | |
| details) | | |
| To be stream | ned at www.hamilton.ca/committeeofadjustment | |
| for viewing purposes only | | |

PUBLIC INPUT

Written: If you would like to submit written comments to the Committee of Adjustment you may do so via email or hardcopy. Please see attached page for complete instructions, including deadlines for submitting to be seen by the Committee.

Orally: If you would like to speak to this item at the hearing you may do so via video link or by calling in. Please see attached page for complete instructions, including deadlines for registering to participate.

MORE INFORMATION

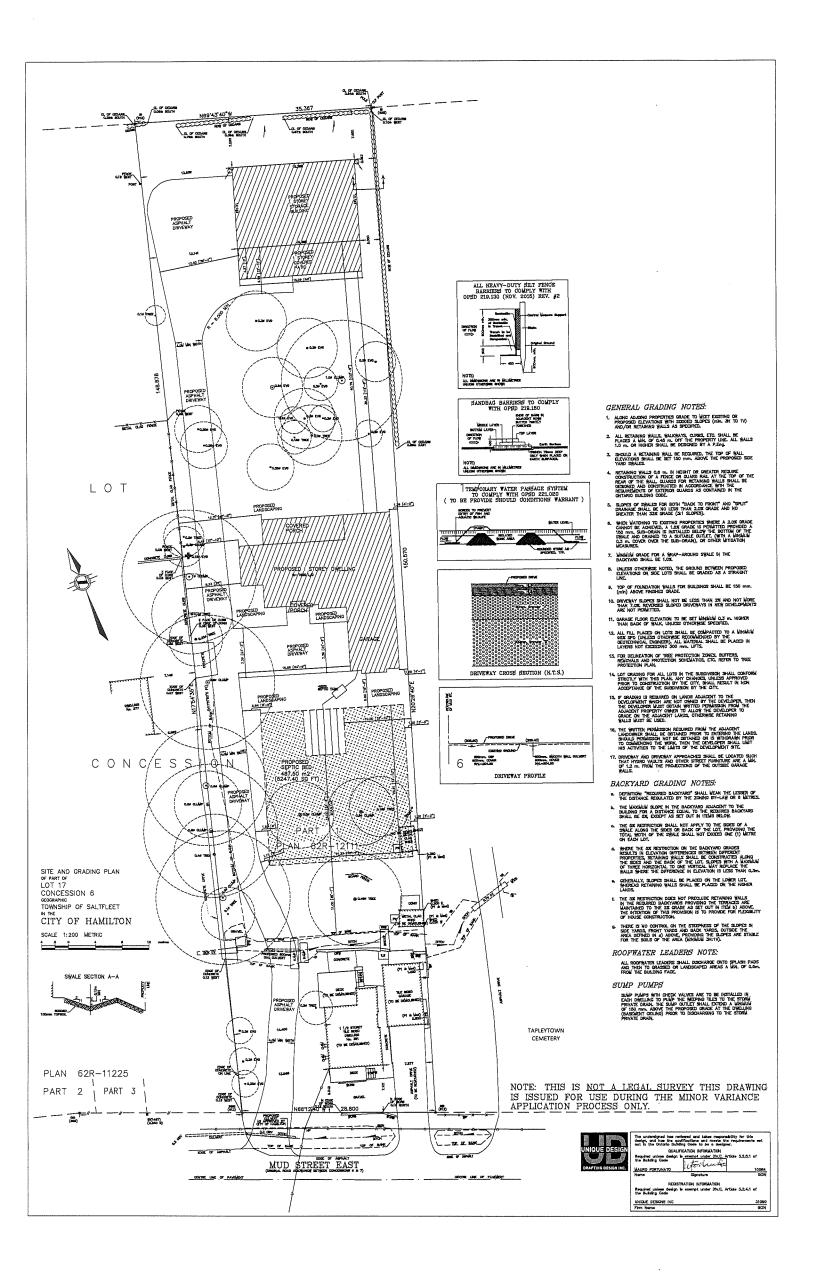
For more information on this matter, including access to drawings illustrating this request:

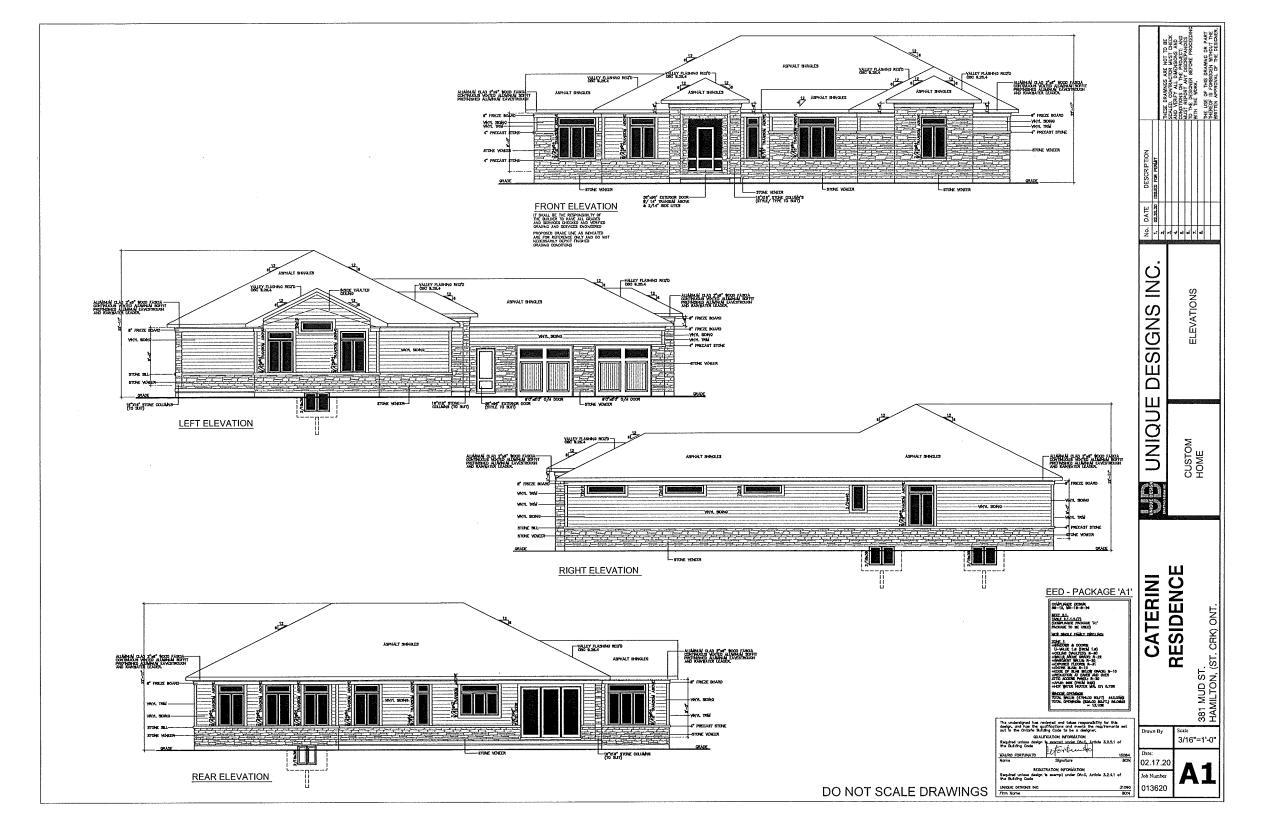
- Visit <u>www.hamilton.ca/committeeofadjustment</u>
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935
- Email Committee of Adjustment staff at <u>cofa@hamilton.ca</u>

DATED: July 21st, 2020

Jamila Sheffield, Secretary-Treasurer Committee of Adjustment

Information respecting this application is being collected under the authority of the Planning Act, R.S.O., 1990, c. P. 13. All comments and opinions submitted to the City of Hamilton on this matter, including the name, address, and contact information of persons submitting comments and/or opinions, will become part of the public record and will be made available to the Applicant and the general public.





20.17220

Hamilton

Committee of Adjustment City Hall 5th floor 71 Main Street West Hamilton, Ontario L8P 4Y5

Planning and Economic Development Department Planning Division

Phone (905) 546-2424 ext.4221) 546-2424 CALLER Fax (905) 546-4202 CEIVED JUN 2 4 2020

PLEASE FILL OUT THE FOLLOWING PAGES AND RETURN TO THE CITY OF HAMILTON PLANNING DEPARTMENT.

| RETURN TO THE CITY OF HAMILTON PLANNING DEPARTMENT. | ADJUSTMT |
|--|----------|
| FOR OFFICE USE ONLY. | |
| APPLICATION NO. SC/A.20:130 DATE APPLICATION RECEIVED JUNE 24/20 | |
| PAID DATE APPLICATION DEEMED COMPLETE | |
| SECRETARY'S SIGNATURE | |
| CITY OF HAMILTON | |

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The Planning Act

HAMILTON, ONTARIO

Application for Minor Variance or for Permission

The undersigned hereby applies to the Committee of Adjustment for the City of Hamilton under Section 45 of the Planning Act, R.S.O. 1990, Chapter P.13 for relief, as described in this application, from the Zoning By-law.

| 1 | Name of Owner MARY & PASQUALE CATERINT Telephone No | | |
|-------|--|--|--|
| 2. | | | |
| 3. | Name of Agent AIFONSO ALA, MO Telephone No | | |
| 4. | | | |
| Note: | Unless otherwise requested all communications will be sent to the | | |
| | agent, if any. | | |
| 5. | agent, if any. Names and addresses of any mortgagees, holders of charges or other encumbrances: | | |
| 5. | Names and addresses of any mortgagees, holders of charges or other encumbrances: | | |
| 5. | Names and addresses of any mortgagees, holders of charges or other encumbrances: <u>Royal BANK OF CANADA</u> | | |

- 6. Nature and extent of relief applied for:
 - MINORVARIANCE FOR HOUSE SIDE YARD (REDUCE EAST SIDE YARD to 1.25(M SETBACK)
 - MINDRUARIANCE TO INCREASE HEIGHT & SIZE OF UTILITY/STORAGE BUILDING (40×60' BLOG ; 25' 312" HEIGHT)
- 7. Why it is not possible to comply with the provisions of the By-law?
 - NEED TO MOVE THE HOUSE TO MAKE ROOM FOL DRIVEWAY & PRESERVE TREES
 - CHNICE TO UTILITY /STORAGE BIDG. TO ALLOW FOR CARLIETS & HOISTS & WAKE ROOM FOR COLLECTIBLE CAR, RV & EDUIPMENT STORAGE (IRE CLASSICCARS, ATU'S, SNOWMOBILES, EDUIPMENT)
- 8. Legal description of subject lands (registered plan number and lot number or other legal description and where applicable, street and street number):

| | CON. G PTLOTIFSLTSCRPG2R1211 PARTI IRREG | | | | |
|-----|---|--|--|--|--|
| | 1.12 AC 94.50 FR 493.20 D | | | | |
| | 381 MUD ST. E. STONEY CREEK | | | | |
| 9. | PREVIOUS USE OF PROPERTY | | | | |
| | Residential Commercial | | | | |
| | Agricultural Vacant | | | | |
| | Other | | | | |
| 9.1 | If Industrial or Commercial, specify use | | | | |
| 9.2 | Has the grading of the subject land been changed by adding earth or other material, i.e. has filling occurred? | | | | |
| | Yes No Unknown | | | | |
| 9.3 | Has a gas station been located on the subject land or adjacent lands at any time? | | | | |
| | Yes No _V Unknown | | | | |
| 9.4 | Has there been petroleum or other fuel stored on the subject land or adjacent lands? | | | | |
| | Yes No 🕖 Unknown | | | | |
| 9.5 | Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands? | | | | |
| | Yes No _/ Unknown | | | | |
| 9.6 | Have the lands or adjacent lands ever been used as an agricultural operation where cyanide products may have been used as pesticides and/or sewage sludge was applied to the lands? | | | | |
| | Yes No Unknown | | | | |
| 9.7 | Have the lands or adjacent lands ever been used as a weapon firing range? | | | | |
| | Yes No _/_ Unknown | | | | |
| 9.8 | Is the nearest boundary line of the application within 500 metres (1,640 feet) of the fill area of an operational/non-operational landfill or dump? | | | | |
| | Yes No _i Unknown | | | | |
| 9.9 | If there are existing or previously existing buildings, are there any building materials remaining on site which are potentially hazardous to public health (eg. asbestos, PCB's)? | | | | |

| Yes No No Unknown 9.11 What information did you use to determine the answers to 9.1 to 9.10 above? Roperty Has BEEN USED AS RumARY Residence BY THE Two Revious wwwers. Acreat Lands - Residence To THE WORTH Acreat Content of the color o | |
|---|-------|
| Image: Provide and the second seco | |
| CEMETARY TO THE EAST, FORMER FRUCT FARM/REGIDENCE TO THE NORTH 9.12 If previous use of property is industrial or commercial or if YES to any of 9.2 to 9.10, a previous use inventory showing all former uses of the subject land, or if appropriate, the land adjacent to the subject land, is needed. Is the previous use inventory attached? Yes No ACKNOWLEDGEMENT CLAUSE I acknowledge that the City of Hamilton is not responsible for the identification and remediation of contamination on the property which is the subject of this Application – by reason of its approval to this Application. Mirch 24, 2020 Signature Property Owner Date Signature Property Owner | |
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| I acknowledge that the City of Hamilton is not responsible for the identification and remediation of contamination on the property which is the subject of this Application – by reason of its approval to this Application. Mrch24, 2020 Date Signature Property Owner PASQUACE CATERINS March24, 2010 | |
| Date Signature Property Owner PASQUALE CATERINI MARY L. CATERINI | |
| Date Signature Property Owner PASQUALE CATERINI MARY L. CATERINI | |
| MARYL-CATERINI | |
| | |
| | |
| 10. Dimensions of lands affected: | |
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| | |
| Width of streetN(A | |
| Particulars of all buildings and structures on or proposed for the subject lands: (Specify ground floor area, gross floor area, number of stories, width, length, height, etc.) | |
| Existing: ERISTING 2 STOREY HOUSE TO BE DEMOLISHED | |
| | |
| | |
| | |
| | FLOOR |
| Proposed: SINGLE RECIDENTIAL HOME 2305 59 FF BUNGALOW SINGLE | |
| Proposed: SINGLE RESIDENTIAL HOME 2305 SUFF BUNGALOW, SINGLE | |
| Proposed: SINGLE RESIDENTIAL HOME 2305 SOFT BUNGALOW, SINGLE E DETATCHED ACCESORY BLDG. (UTLITY/STORAGE GARAGE) 2400 Sq. FL | - |
| Proposed: SINGLE RESIDENTIAL HOME 2305 SOFF BUNGALOW, SINGLE E DETATCHED ACCESORY BLDG. (UTLITY/STORAGE GARAGE) 2400 Sq. FL | - |
| 12. Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines) | - |
| 12. Location of all buildings and structures on or proposed for the subject lands; | - |
| 12. Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines) | - |
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| 12. Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines) Existing: | |
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| 12. Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines) | |
| 12. Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines) Existing: | |

Minor Variance Application Form (January 1, 2020)

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| | acquisition of subject | lands: 10BER 15,2010 | |
|---|--|--|--|
| | | ldings and structures on sub | ject lands: |
| P.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1 | | roperty: LESIDENTI | |
| | | perties: RESIDENTIAL, | |
| Res.(| of time the existing us | es of the subject property has the subject pro | ave continued: |
| - | oal services available: | (check the appropriate space | |
| Sanitar | y Sewer | Connect | ted |
| | ····· | ary Plan provisions applying | to the land: |
| Presen | nt Restricted Area By-la | aw (Zoning By-law) provisior | ns applying to the land: |
| Has the | e owner previously ap Yes | plied for relief in respect of the | ne subject property? |
| If the a | inswer is yes, describe |) briefly. | |
| | | | |
| | subject property the su he <i>Planning Act</i> ? | ubject of a current applicatior | n for consent under Sectio |
| | N/ | | |
| | Yes | | No |
| dimens size ar where | oplicant shall attach to sions of the subject lar nd type of all buildings | each copy of this application nds and of all abutting lands and structures on the subjec nittee of Adjustment such pla | n a plan showing the and showing the location ct and abutting lands, and |

Mr. Alaimo,

The minor variance application for this proposal as shown in the attached plan would not need to be circulated to our office for formal comment.

However, as you have been informed, the proposed laneway/culvert crossing and septic system installation will require a permit from our office under Ontario Regulation 161/06 as they are within our regulated area.

Please also note that the culvert size required for the crossing is **800mm** as we have specified, *not* the 300mm culvert shown on the attached plan.

Darren Kenny, B.Sc. (Hons.), CAN-CISEC Watershed Officer, Badge # 113 Hamilton Conservation Authority P.O. Box 81067, 838 Mineral Springs Road Ancaster, Ontario L9G 4X1 Tel - 905-525-2181, ext. 131 darren.kenny@conservationhamilton.ca Website - www.conservationhamilton.ca



A Healthy Watershed for Everyone

The contents of this e-mail and any attachments are intended for the named recipient(s). This e-mail may contain information that is privileged and confidential. If you have received this message in error or are not the named recipient(s), please notify the sender and permanently delete this message without reviewing, copying, forwarding, disclosing or otherwise using it or any part of it in any form whatsoever.

From: Al Alaimo [mailto:al@ateamcontracting.com] Sent: March 18, 2020 2:21 PM To: Kenny, Darren Subject: 381 Mud St. East Stoney Creek Plot plan

Hi Darren,

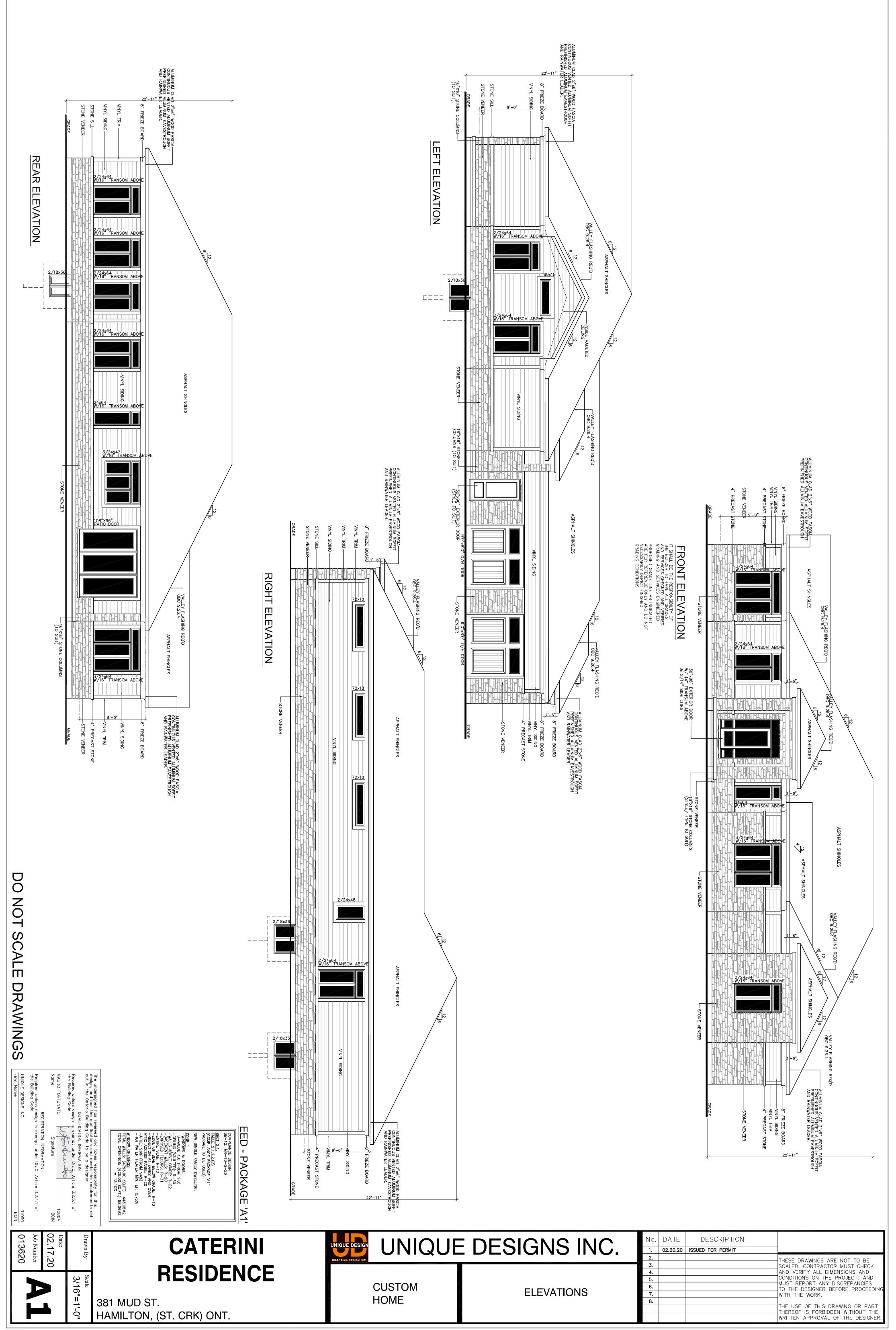
Here is the plot plan for 381 Mud St. East. Stoney Creek being submitted for minor variance. The septic bed is plotted on the drawing as requested. The minor variance application will consist of the new home to set at 1.25 meters from the east property line and a minor variance to build a 40'x60' 2400 sqft accessory building at the

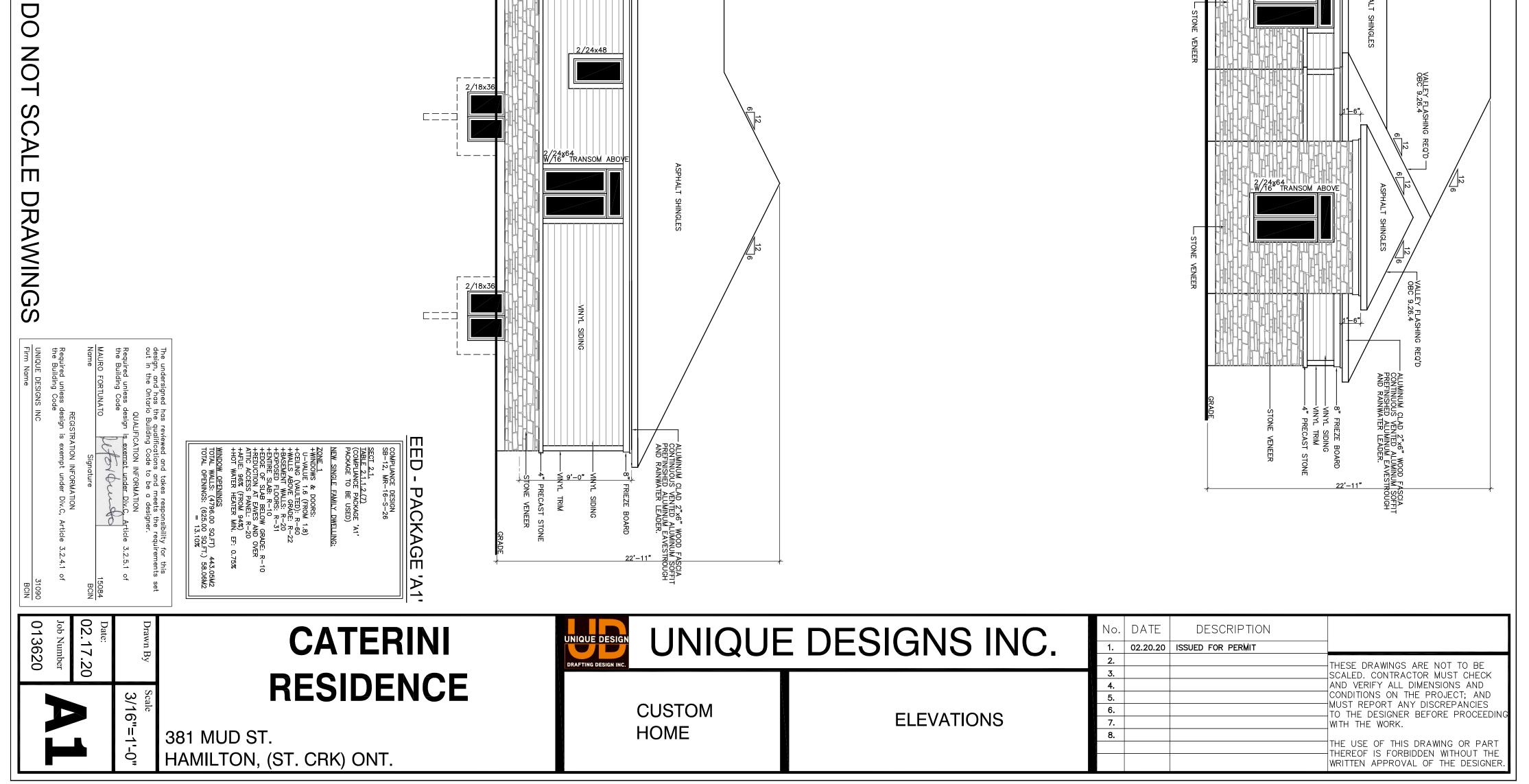
back of the property and at a roof height of 25.3' high. Please review the drawing and if you have any questions please let me know.

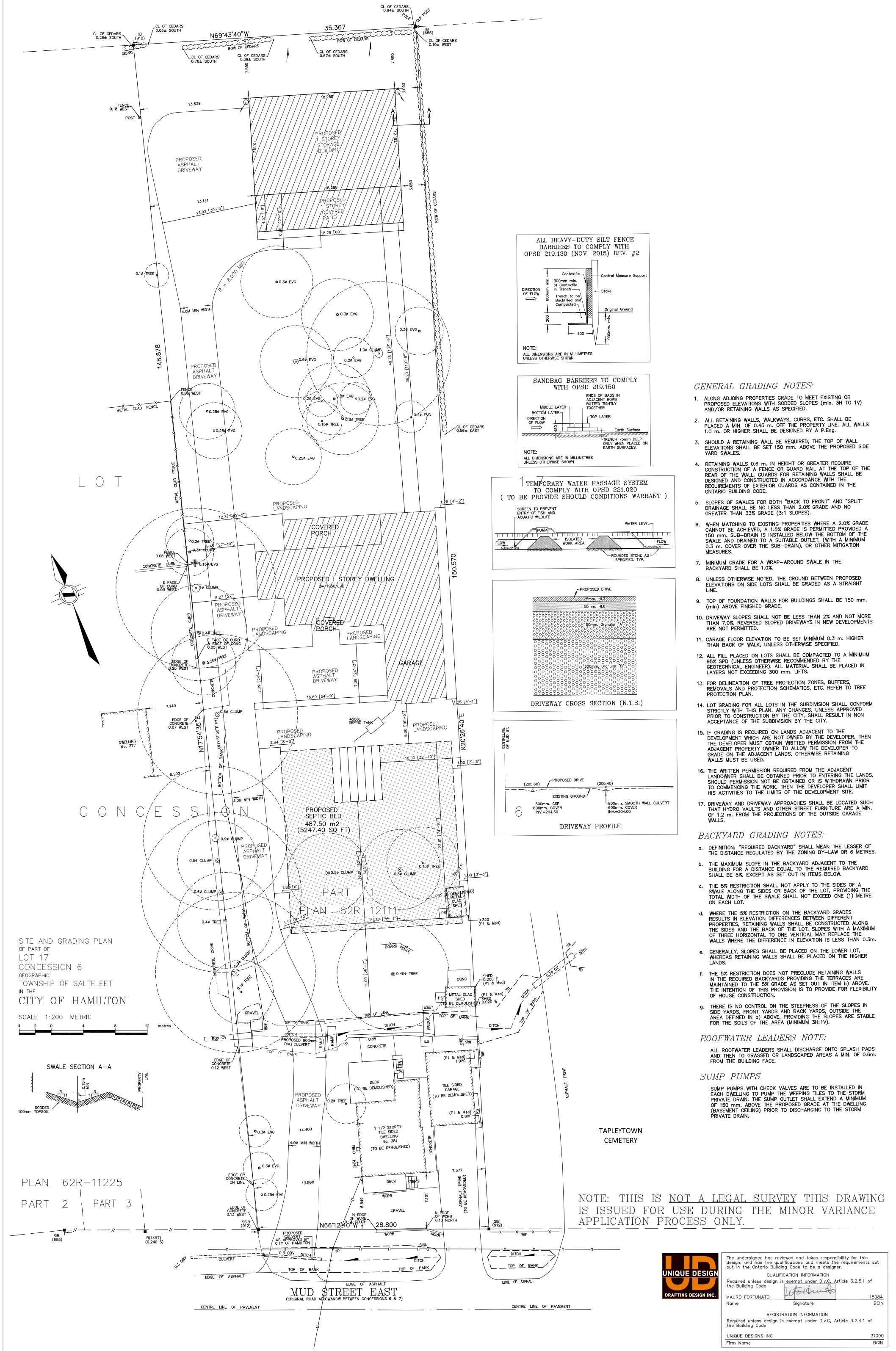
Regards,

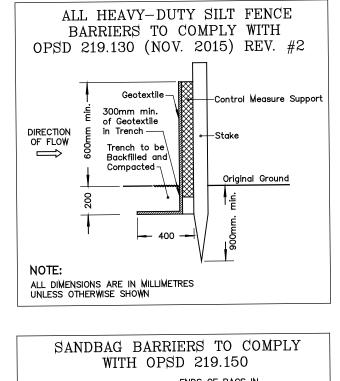
Al Alaimo

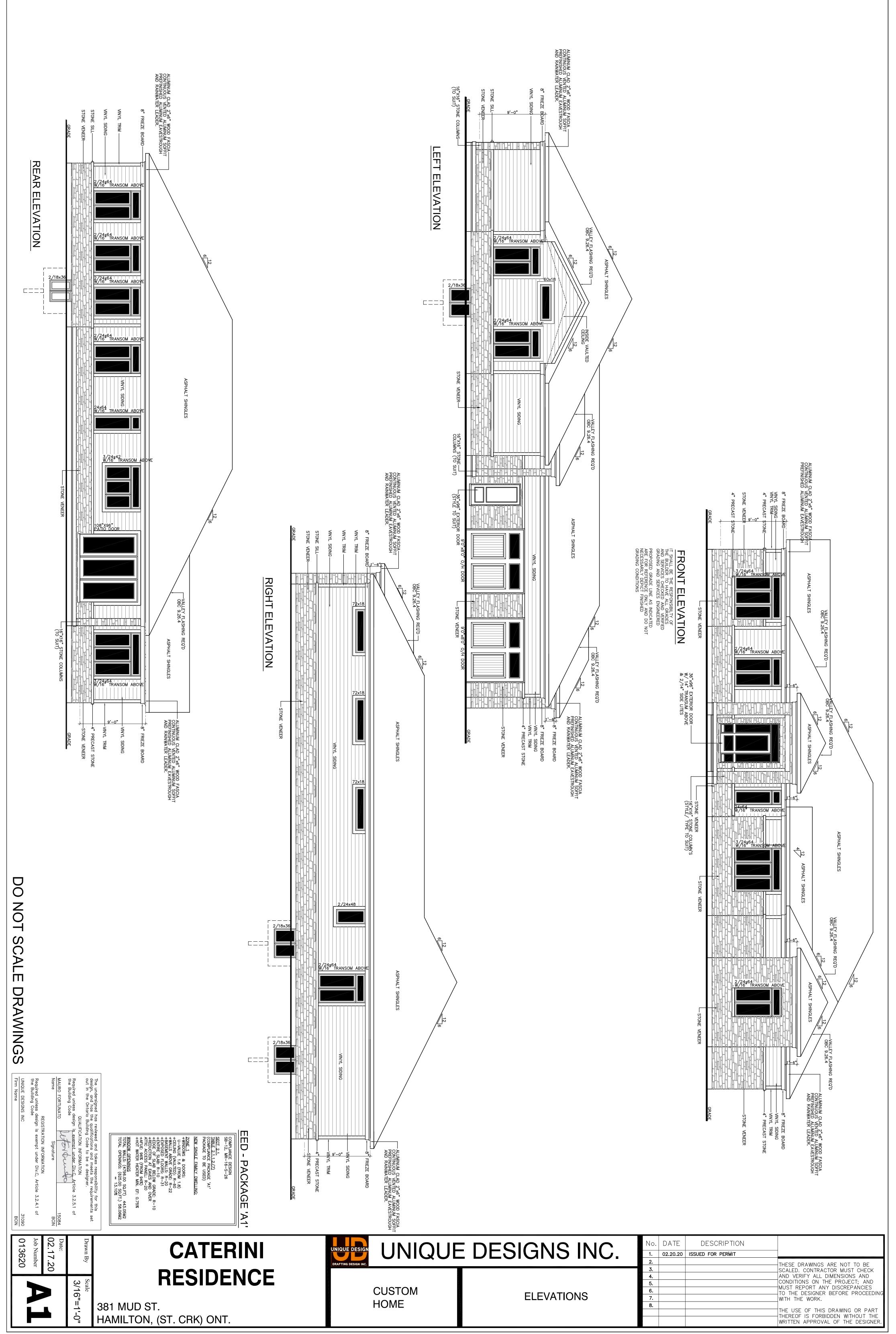
A-Team Custom Contracting Ltd. 289 775 1736

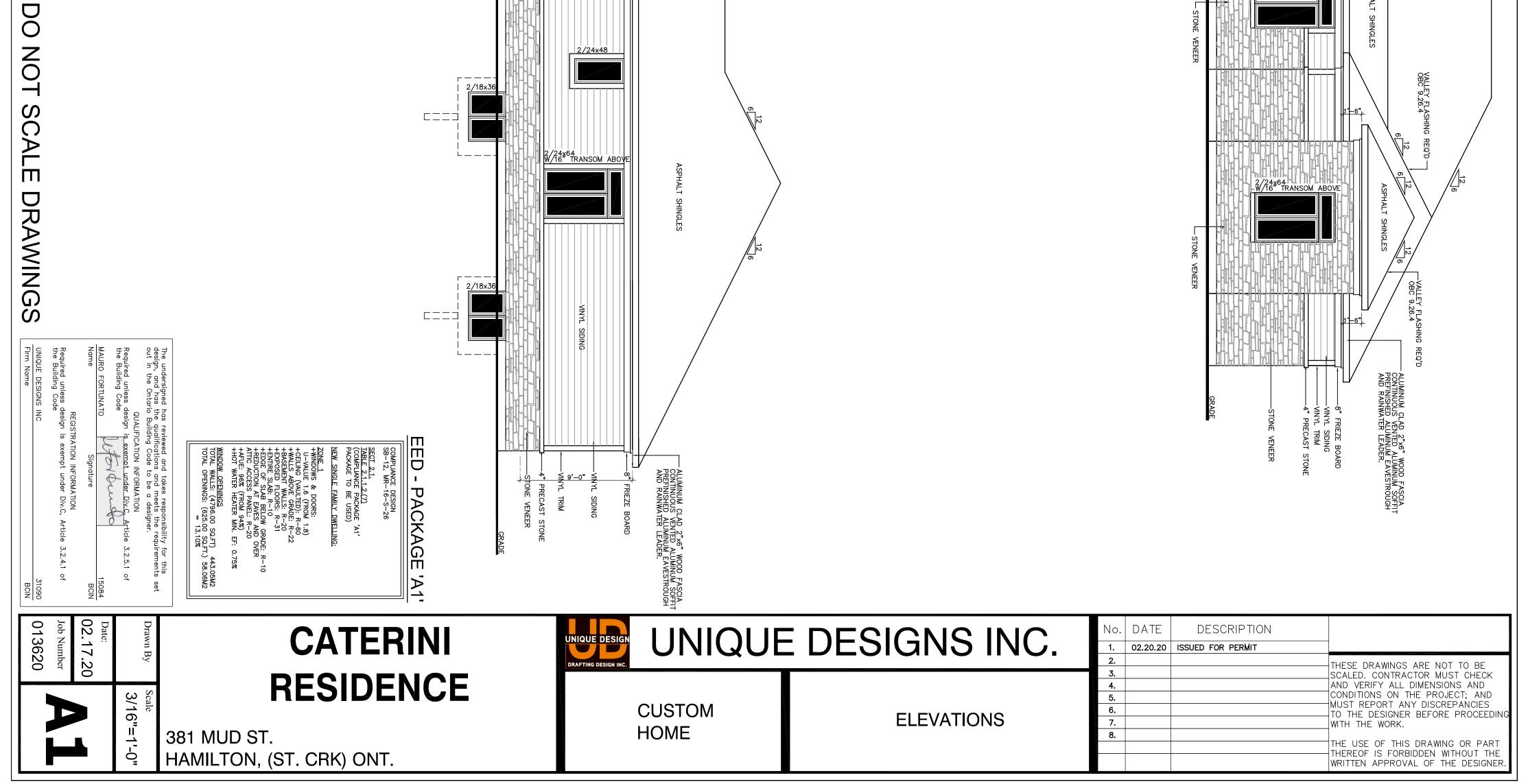


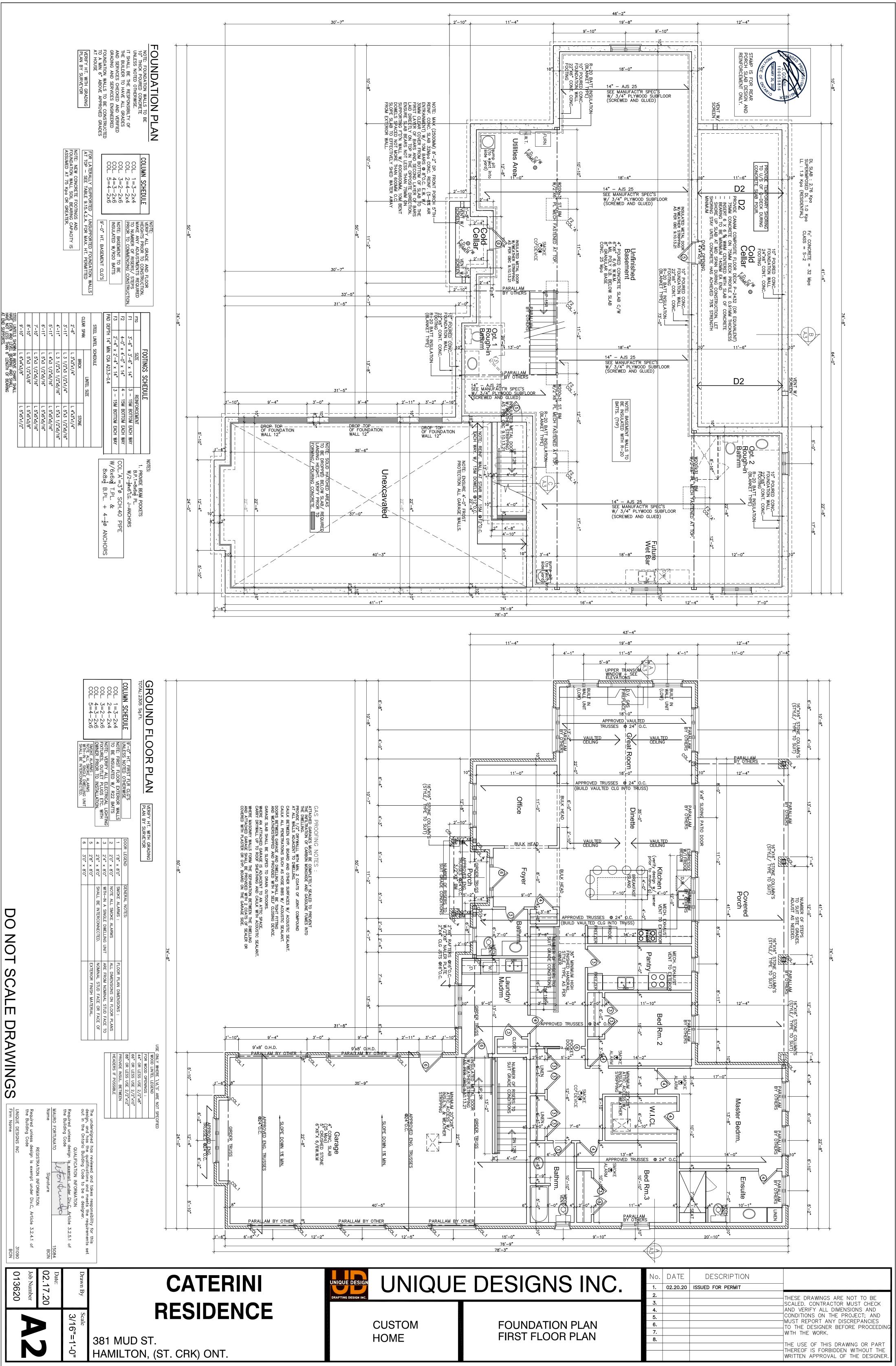


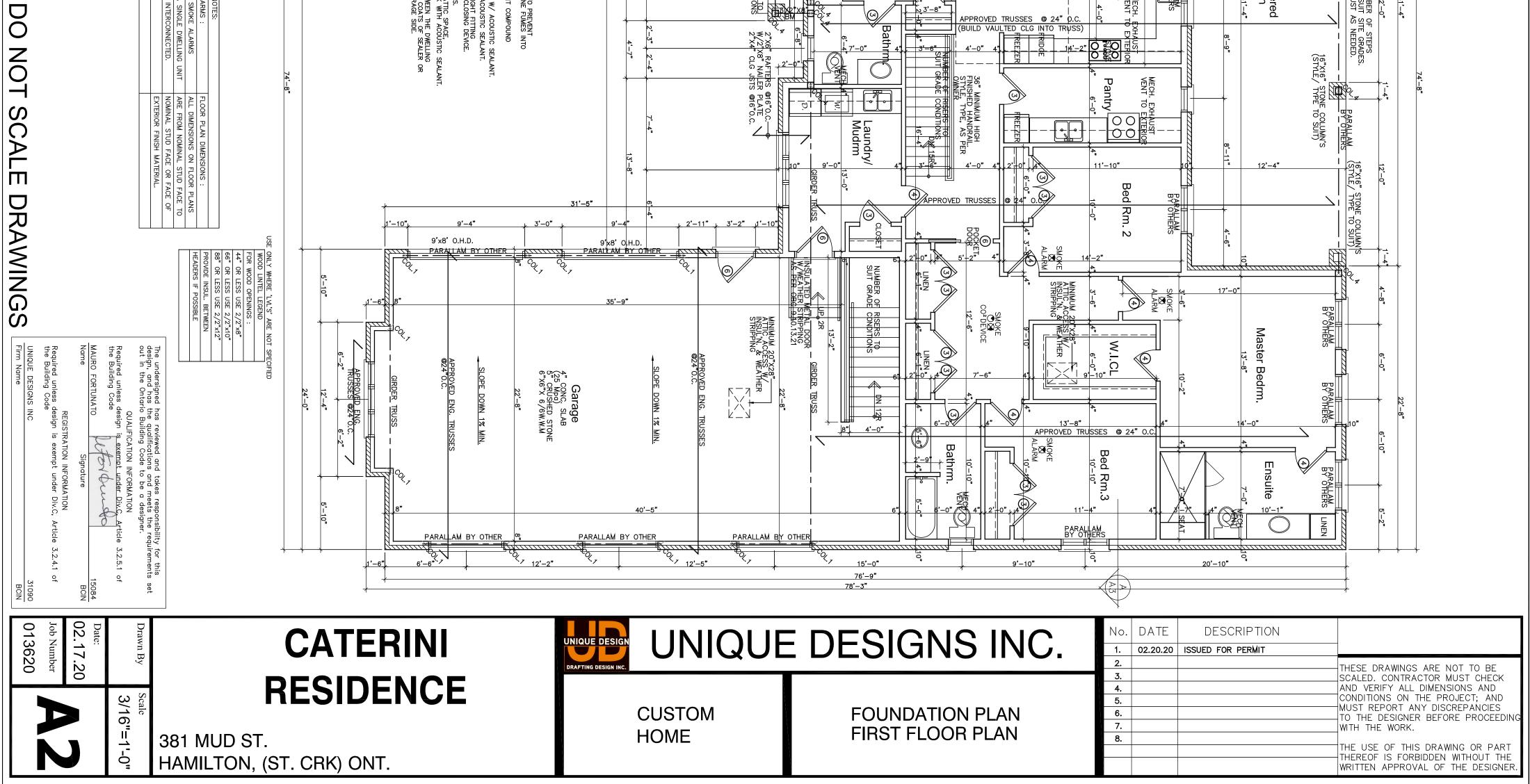












S TRUCTURAL NOTES

- ALL MATERIALS AND METHODS OF CONSTRUCTION MUST COMPLY WITH THE LATEST ADDITION OF THE O.B.C. 2012.
 2. DO NOT SCALE THESE DRAWINGS.
 3. SUBMIT STRUCTURAL STEEL SHOP DRAWINGS FOR REVIEW BY THE DESIGNER PRIOR TO FABRICATION RAPE DERECTION MEASURMENTS NECESSARY FOR FABRICATION RAPE DERECTION PREPARED BY AN INSPECTION AND TESTING AGENCY ON THE STRUCTURAL STEEL ERECTION AND TESTING AGENCY ON THE SUSTAINING A LOAD OF 4 KSF.
 6. SPECIFIED 28 DAY CONCRETE STRENGTH IS 20 MPA. ALL SPECIFIED 28 DAY CONCRETE STRENGTH IS 20 MPA. ALL CONCRETE EXPOSED TO FREEZE-THAW CYCLES IN A STRUCTURAL STEEL CSA 01.1 MG GRADE 400R.
 7. REINFORCING STEEL CSA 01.1 MG GRADE 400R.
 8. STRUCTURAL STEEL CSA 640.21M.
 9. STRUCTURAL STEEL CSA 640.21M.
 9. LOAD BEARING MASONRY MATERIALS.
 9. LOAD BEARING MASONRY MATERIALS.
 9. LOAD BEARING MASONRY MATERIALS.
 10. STRUCTURAL LUMBER.
 11. SUPPLY JOIST HANGERS TO THE JOIST MANUFACTURES SPECIFICATIONS.
 12. PROVIDE FIRE PROTECTION WHEN WELDING CLOSE TO USING HANGERS
 13. PROVIDE FIRE PROTECTION WHEN WELDING CLOSE TO COMBUSTIBLE MATERIALS.

PEA

<u>Stair D</u> (typical

Detail al thro

on site

oughout)

RISER HEIGHTS FOR STEPS/STAIRS MAY VARY THROUGHOUT DEPENDING ON FLOOR THICKNESSES (TO BE DETERMINED BY CONTRACTOR)

NOTES:

THESE NOTES COMPLY WITH THE REQUIREMENTS OF THE ONTARIO BUILDING CODE.(REG. 2006) UNLESS SPECIFICALLY ALTERED BY MUNICIPALITY HAVING JURISDICTION. IT SHALL BE THE RESPONSIBILITY OF THE BUILDER TO CONFORM WITH THESE SECTIONS WHERE APPLICABLE AND FAMILIARIZE HIMSELF SPECIFICALLY WITH PART 9 OF THE CODE

ALL STRUCTURAL LUMBER TO BE EASTERN SPRUCE NO.2 CONSTRUCTION GRADE, UNLESS OTHERWISE NOTED. SIZES ARE DETERMINED FROM SPAN OFF TABLES OF THE BUILDING CODE,- ONTARIO REG. 413/97

ALL WINDOWS ARE DOUBLE GLAZED THERMOPANE OR

ALL WINDOW HEADS TO BE 6'-10"(OR ABOVE FIN. FLOOR OR TO MATCH DOOR HEAD FRAMING HIEGHTS 7'-10")

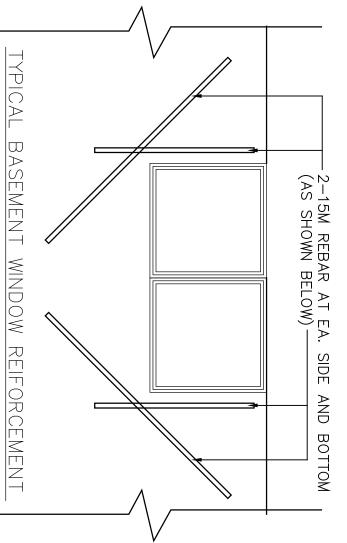
ALL EXTERIOR DOORS, IF WOOD TO HAVE STORM DOORS OR TO BE OF METAL INSULATED TYPE.

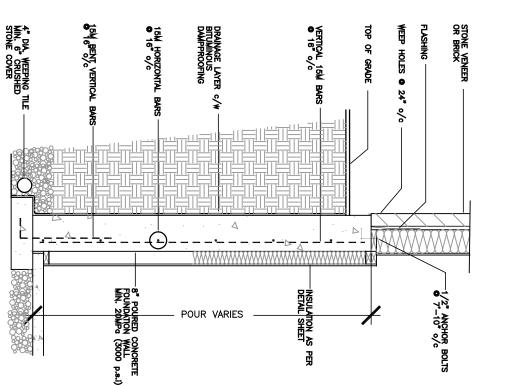
ALL TIMBER TO BE SUPPORTED MIN 6" ABOVE FIN. GRADE UNLESS PRESSURE TREATED AGAINST TERMITES REMOVE WOOD DEBRIS OR VEGETABLE MATTER FROM BACKFILL

LUMBER SUPPLIER TO PROVIDE TJ-EXPERT FRAMING LAYOUTS INCLUDING APPROPRIATE DETAILS/HANGER SPECS/ JOIST AND BEAM SIZING/ HOLE CHARTS FOR JOISTS/ RIM BOARD SPECS ETC. AND ARE TO SPECIFY FLOOR PERFORMANCE TJ PRO RATING FOR REVIEW AND APPROVAL BY DESIGNER IF REQUIRED

FOUNDATION WALLS TO BE CONSTRUCTED TO A MIN 6" ABOVE APPROVED GRADES AT HOUSE IT SHALL BE THE RESPONSIBILTY OF THE BUILDER TO HAVE ALL GRADES AND SERVICES CHECKED AND VERIFIED GRADING AND SERVICES ENGINEERED

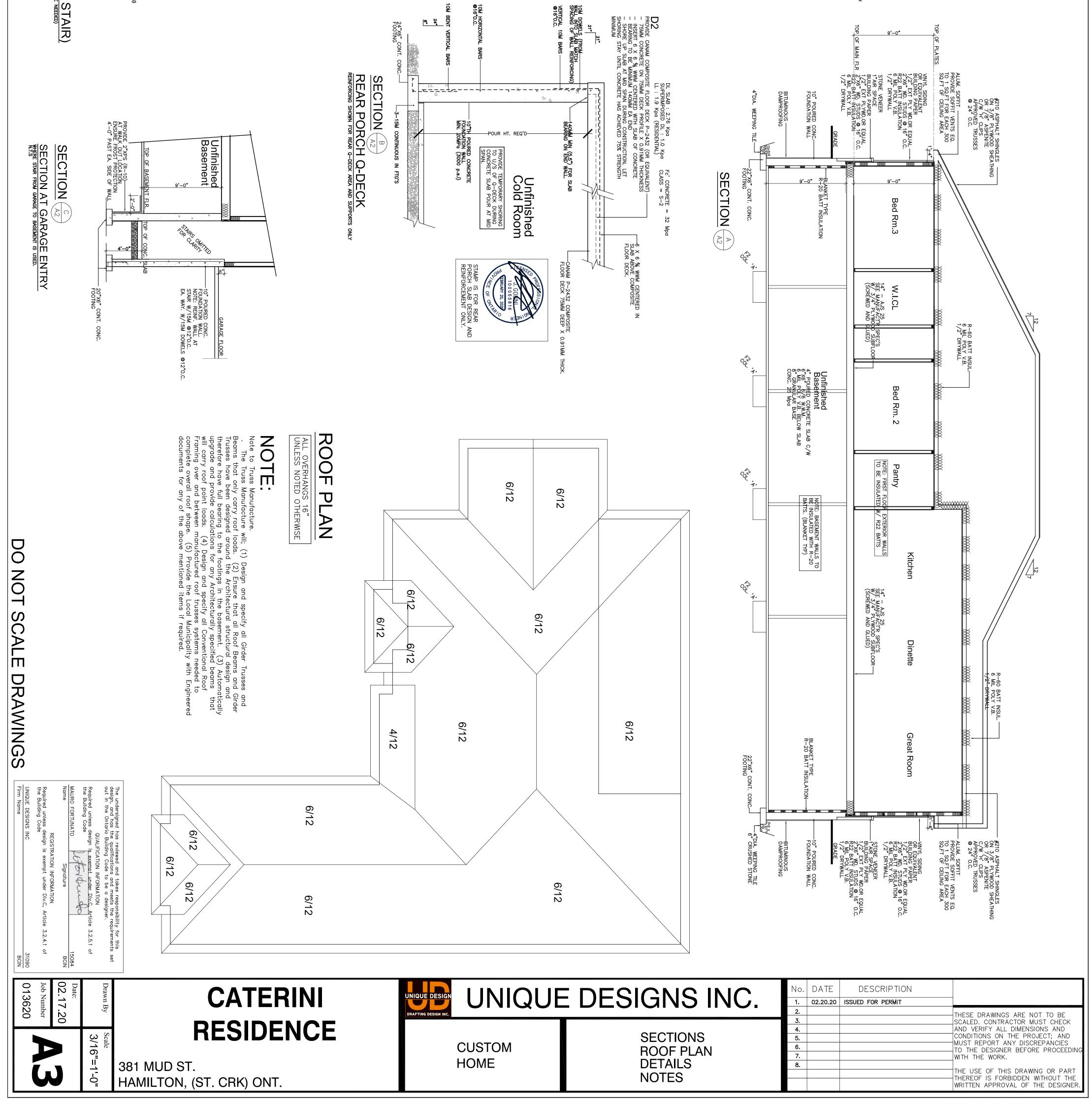
PROPOSED GRADE LINE AS INDICATED ARE FOR REFERENCE ONLY AND DO NOT NECESSARILY DEPICT FINISHED GRADING CONDITIONS OF ANY PARTICULAR LOT

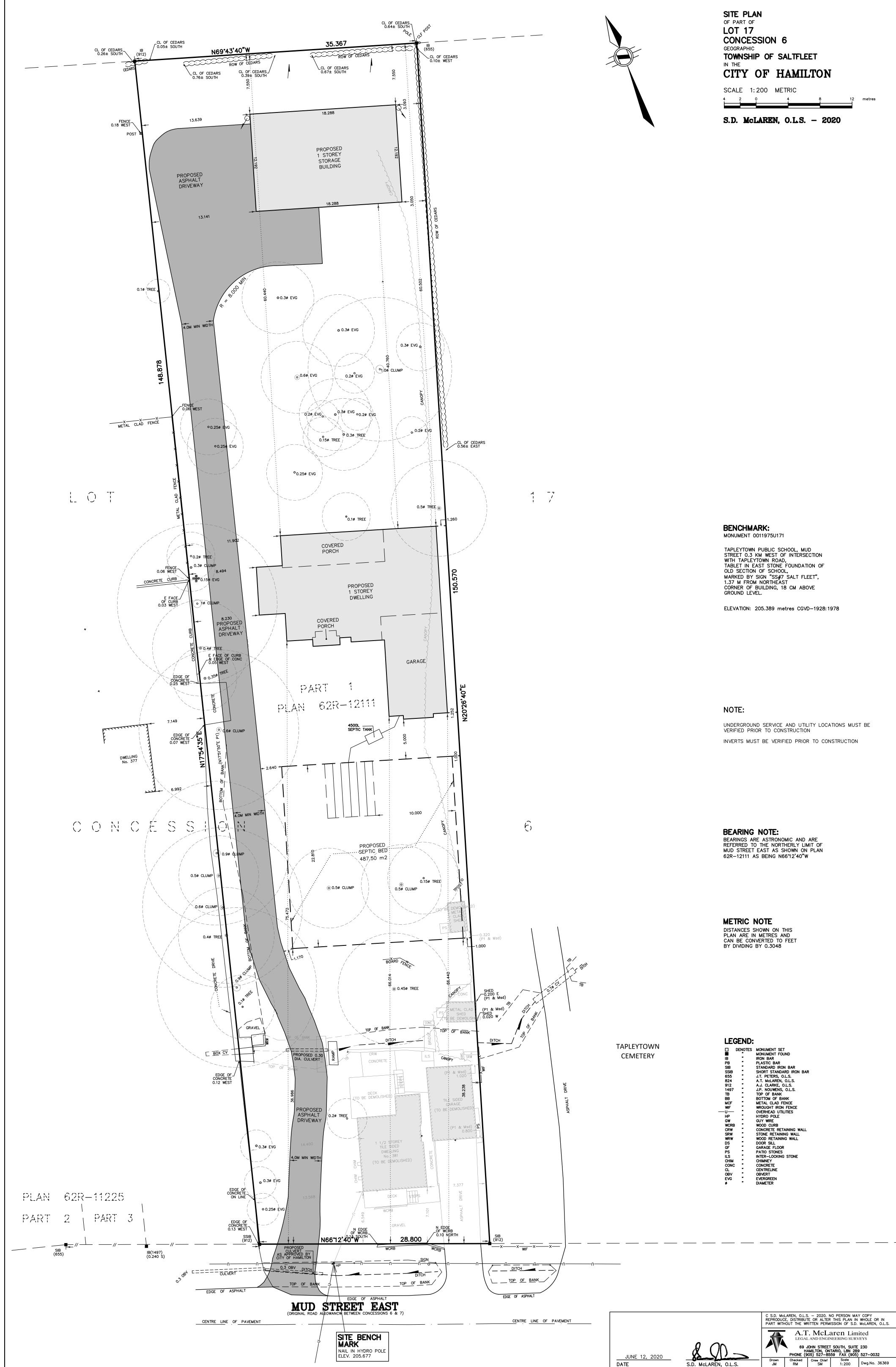




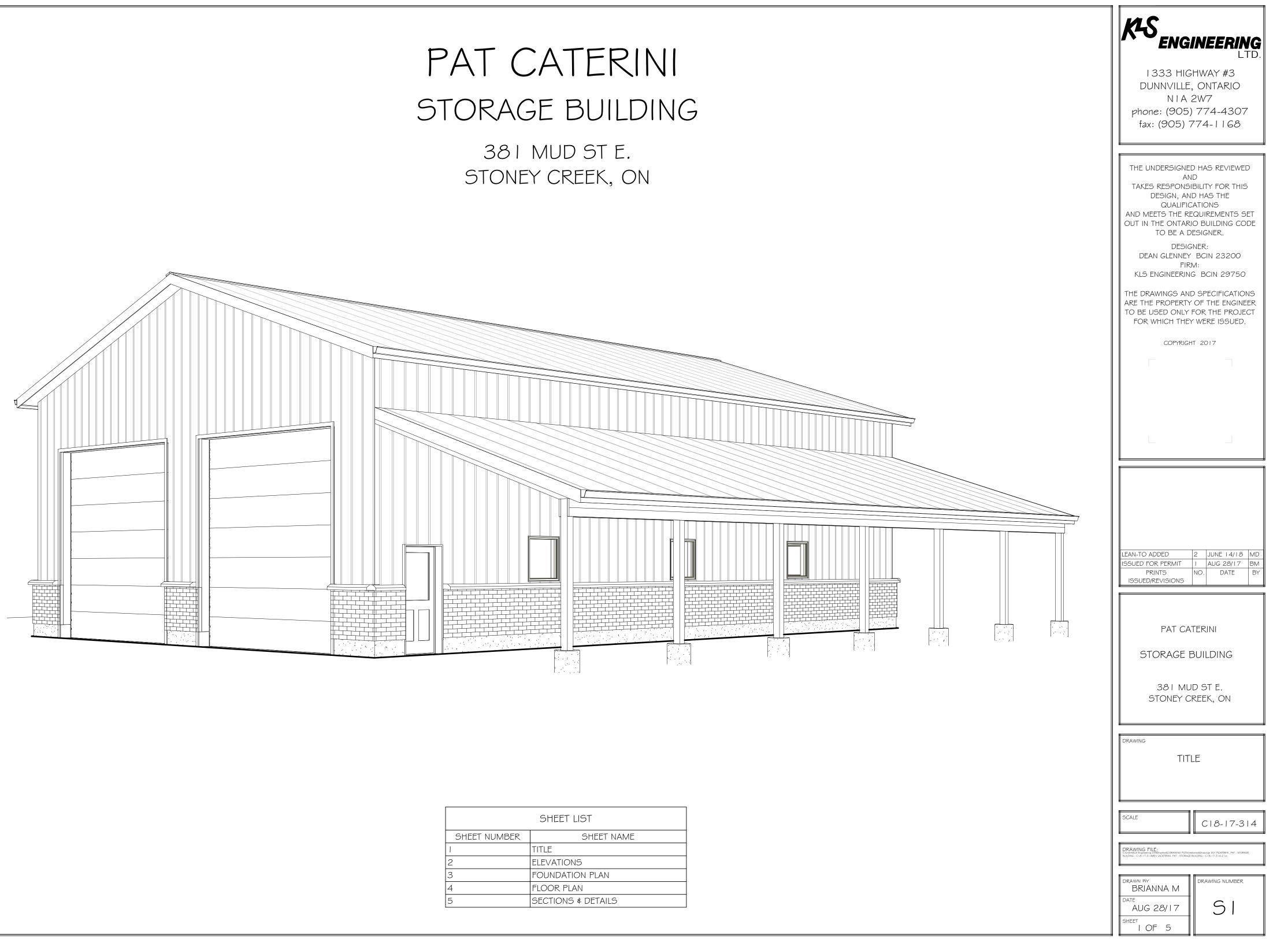
TYP.REINFORCED CONC. WALL (AT STAIR) LATERALLY UNSUPPORTED AT TOP / STAIR WALL AGAINST FOUNDATION (WERE NEEDED)

10M 016 1016





381 MUD ST E.



| | SHEET LIST |
|--------------|--------------------|
| SHEET NUMBER | SHEET NAME |
| | TITLE |
| 2 | ELEVATIONS |
| 3 | FOUNDATION PLAN |
| 4 | FLOOR PLAN |
| 5 | SECTIONS & DETAILS |
| 5 | SECTIONS & DETAILS |

