COMMITTEE OF ADJUSTMENT



City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5
Telephone (905) 546-2424, ext. 4221, 3935 Fax (905) 546-4202

E-mail: cofa@hamilton.ca

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.:

AN/A-20:143

APPLICANTS:

Ancaster-Rose Homes Inc. Att: Joe Laronga

SUBJECT PROPERTY:

Municipal address 287-363 Raymond Rd., Ancaster

ZONING BY-LAW:

Zoning By-law 87-57, as Amended by By-law 10-303

ZONING:

"RM2-616" (Residential Multiple) district

PROPOSAL:

To permit the establishment of thirty-nine (39) street townhouse dwellings along a condominium window road notwithstanding that:

- 1. Lot 125 shall have a minimum lot frontage of 13.7 metres instead of the minimum required lot frontage of 17 metres.
- 2. A minimum side yard of 1.23m shall be permitted for Lots 130, 131, 136, 137, 142, 143, 149, 150, 156 and 157 for a dwelling end unit which does not abut a flanking street instead of the 2.5 metres required.
- 3. A maximum building height of 11.2 metres shall be provided instead of the maximum building height of 10.5 metres required.
- 4. No landscaping strip shall be provided instead of the minimum 3 metre wide landscaping strip to be provided in conjunction with window roads that are required along Garner Road East and Raymond Road.
- 5. A planting strip shall not be provided for the visitors parking area instead of the requirement that where a parking area which is required to provide for more than four parking spaces (visitors parking area) abuts a street, a permanently maintained planting strip of a minimum width of 3 metres shall be provided along the street line, and it shall be continuous except for aisles or driveways required for access to such parking area.

NOTES:

- 1. The owner shall ensure building height is provided as defined in Ancaster Zoning Bylaw 87-57. Should building height maximum exceed 11.2 metres, further variances will be required.
- 2. Applicant shall ensure parking is in compliance with Section 7.14 Parking and Loading, Section 9.8 Private Garages and Section 15.2 Residential Multiple Zone. A fully scaled and dimensioned site plan showing the details of the proposed street townhouses with the parking area was not provided. Therefore, a full zoning review could not be conducted. Be advised, further variances may be required at such time that a full zoning review is conducted.

3. Variances have been written exactly as requested by the applicant. Please note, that this property is subject to Site Plan Control DA-20-017; to date, a recirculation of the revised plan has not been submitted and a full zoning review has not been conducted for the new proposal. Further variances may be required at such time that a full zoning review is conducted on the new proposal.

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

DATE:

Thursday, August 27th, 2020

TIME:

3:10 p.m.

PLACE:

Via video link or call in (see attached sheet for

details)

To be streamed 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

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DATED: August 11th, 2020.

Jamila Sheffield,
Secretary-Treasurer
Committee of Adjustment

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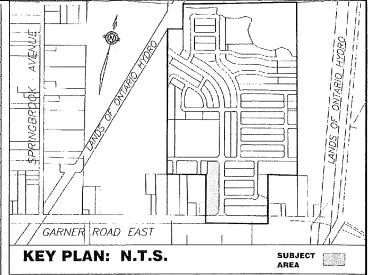
MUNICIPAL ADDRESS: 287 to 363 RAYMOND ROAD, ANCASTER, ONT.

TOWNHOUSE BLOCKS: 225 TO 230, RP 62M-1237

SITE PLAN APPLICATION FILE # DA-20-017

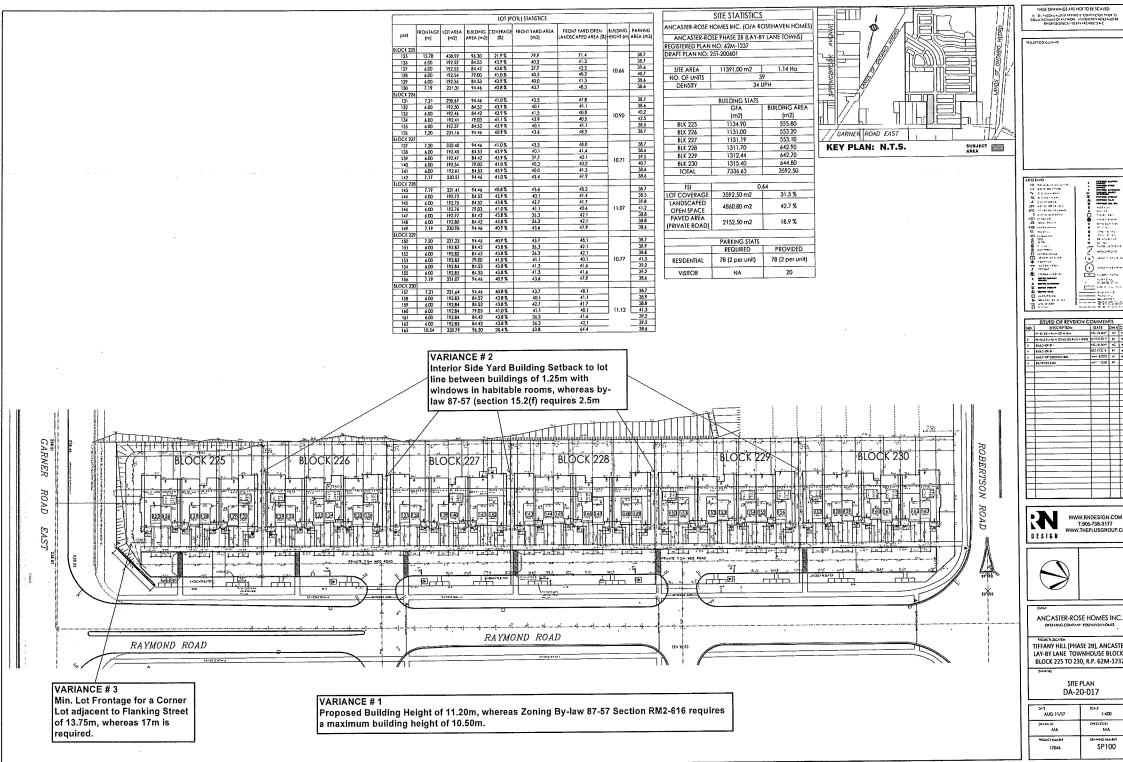
				LOT (P	OTL) STATISTICS			,
TIMU	FRONTAGE (m)	LOT AREA (m2)	BUILDING AREA (m2)	COVERAGE (%)	FRONT YARD AREA (m2)	FRONT YARD OPEN LANDSCAPED AREA (%)	BUILDING HEIGHT (m)	
BLOCK 225								
125	13.78	438.99	96.30	21.9 %	79.9	71.4		38.7
126	6.00	192.52	84.53	43.9 %	40.2	41.3		38.7
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161	6.00	192.84	84.42	43.8 %	36.3	41.6		39.2
162	6.00	192.83	84.42	43.8 %	36.3	42.1	1	39.2
163	10.54	338.79	96.30	28.4 %	63.8	64.4		38.6

	SITE STATISTIC	S
ANCASTER-ROSE I	HOMES INC. (O/A R	OSEHAVEN HOMES)
ANCASTER-RC	SE PHASE 2B (LAY-1	BY LANE TOWNS)
REGISTERED PLAN	NO: 62M-1237	
DRAFT PLAN NO: :	25T-200601	
SITE AREA	11391.00 m2	1.14 Ha
NO. OF UNITS		39
DENSITY	34	UPH
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	BUILDING STATS	T DUILDING LDEL
	GFA	BUILDING AREA
	(m2)	(m2)
BLK 225	1134.90	555.80
BLK 226	1131.00	553.20
BLK 227	1131.19	553.10
BLK 228	1311.70	642.90
BLK 229	1312.44	642.70
BLK 230	1315.40	644.80
TOTAL	7336.63	3592.50
FSI	0	.64
LOT COVERAGE	3592.50 m2	31.5%
LANDSCAPED OPEN SPACE	4860.80 m2	42.7 %
PAVED AREA (PRIVATE ROAD)	2152.50 m2	18.9 %
	PARKING STATS	,
	REQUIRED	PROVIDED
RESIDENTIAL	78 (2 per unit)	78 (2 per unit)
VISITOR	NA	20



MINOR VARIANCE NATURE OF RELIEF:

- 1) Proposed Building Height of 11.20m, whereas Zoning By-law 87-57 Section RM2-616 requires a maximum building height of 10.50m.
- 2) Proposed Interior Side Yard Building Setback to lot line between buildings of 1.25 m with windows in habitable rooms, whereas Zoning By-law 87-57 Section 15.2 (f) requires 2.5 m.
- 3) Min. Lot Frontage for a corner lot adjacent to flanking street of 13.75m whereas 17m is required at the southwest corner of Raymond Road and Garner Road East.





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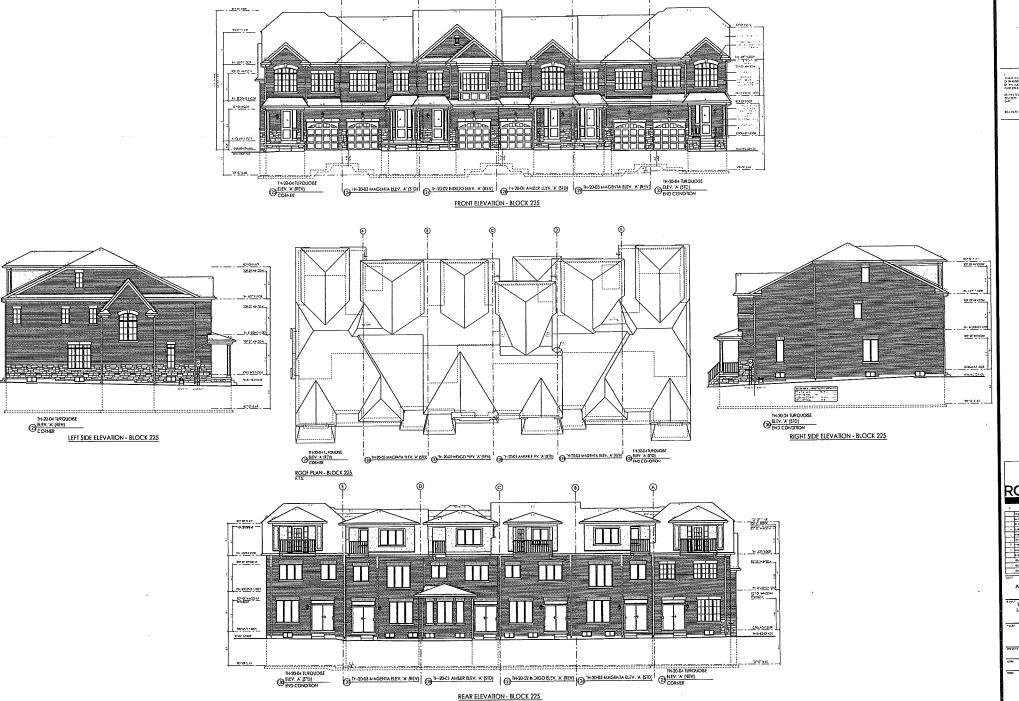


ANCASTER-ROSE HOMES INC.

TIFFANY HILL (PHASE 2B), ANCASTER LAY-BY LANE TOWNHOUSE BLOCKS BLOCK 225 TO 230, R.P. 62M-1237

> SITE PLAN DA-20-017

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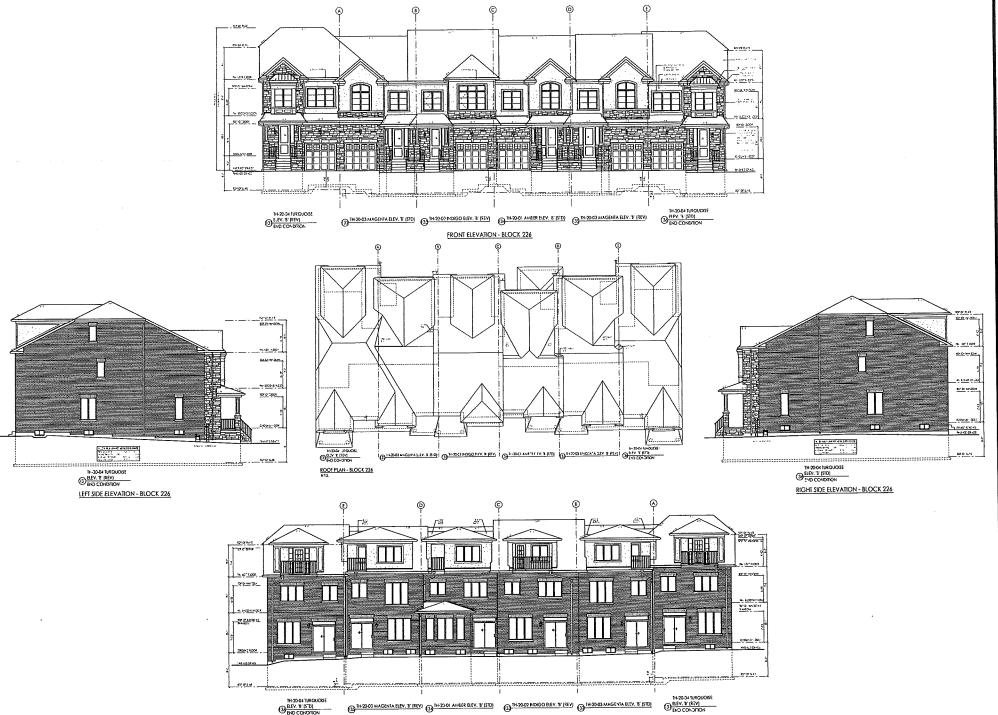
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ANCASTER-ROSE HOMES INC.

THEATH HILL PHASE 28; ANCASTER LATEN-LANE TOWNSOUNE BLOCKS BLOCK 225 TO 233 R.P.A224-1237

> BLOCK 225 ELEVATIONS

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REAR ELEVATION - BLOCK 226

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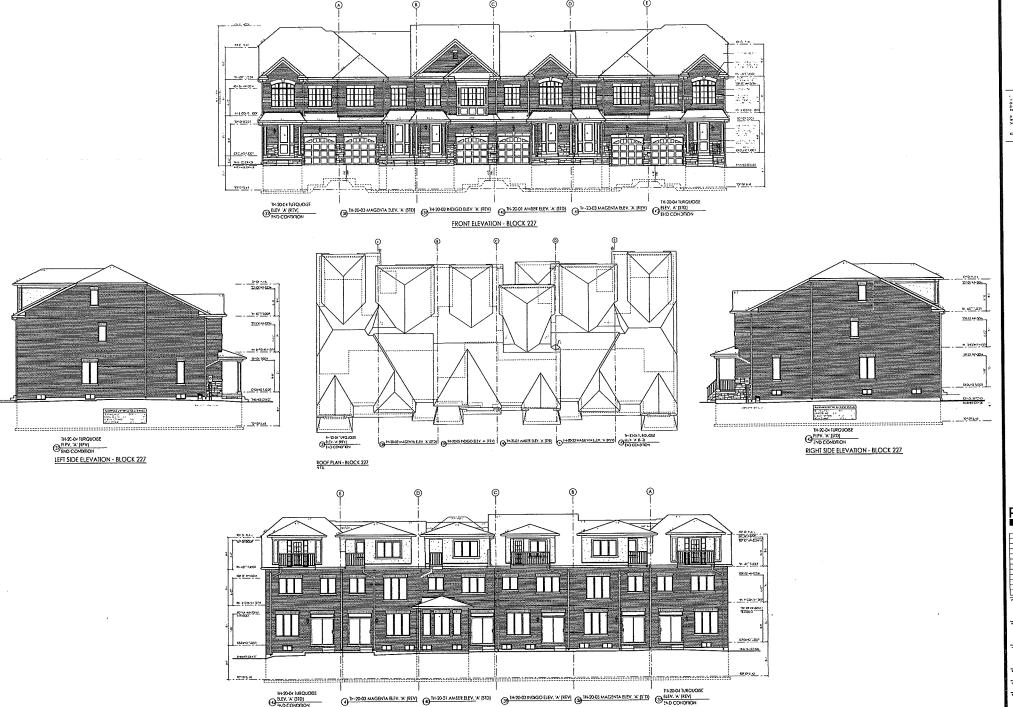
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ANCASTER-ROSE HOMES INC.

THEANY HILL (PHASE 28; ANCASTER LAT-BY-LANE TOWNHOUSE BLOCKS BLOCK 725 TO 232 R.P.424-1237

> BLOCK 226 ELEVATIONS

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REAR ELEVATION - BLOCK 227

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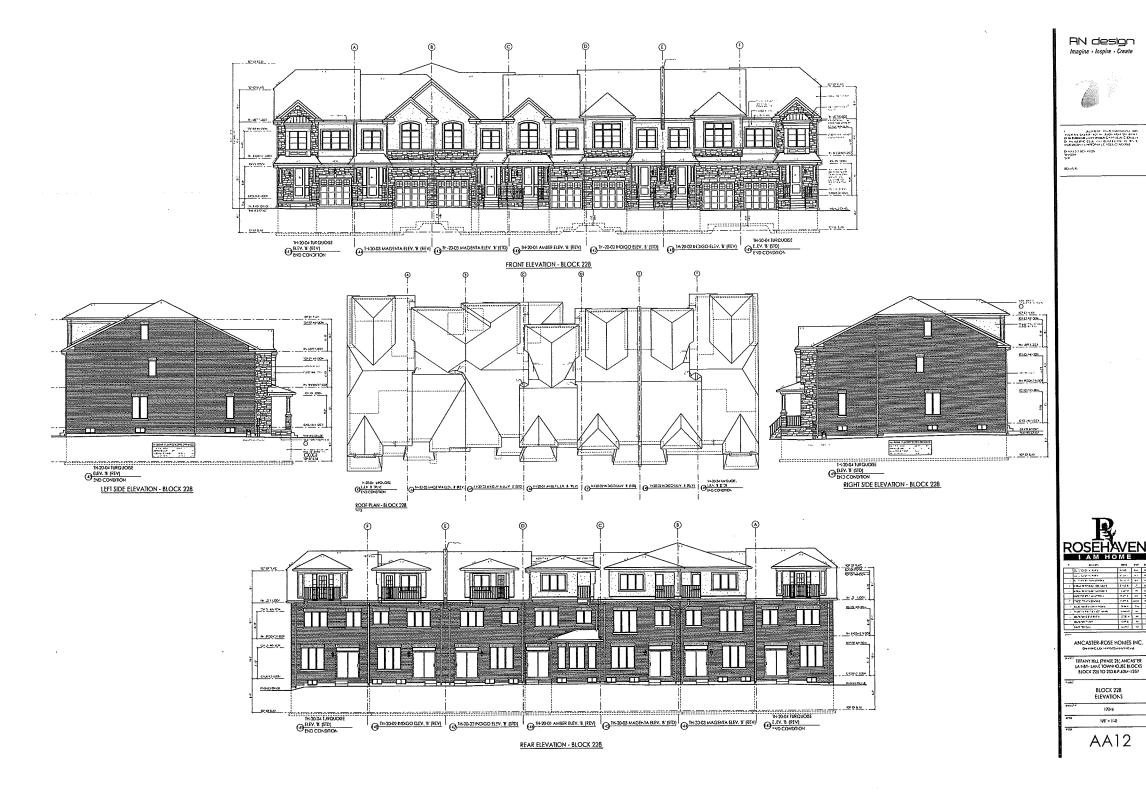
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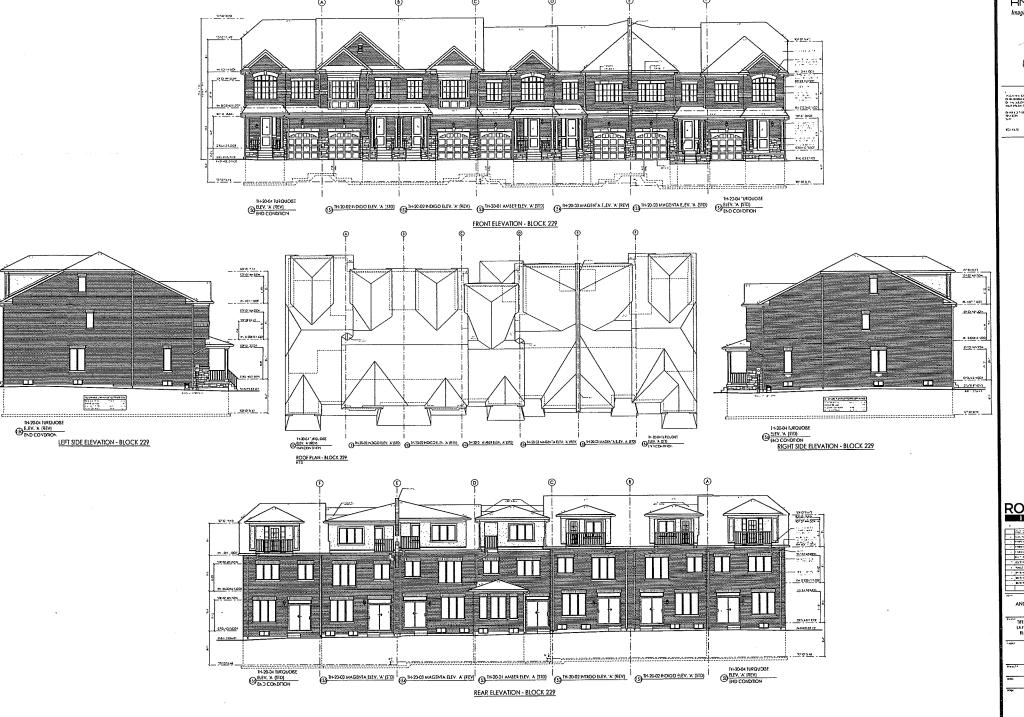
ANCASTER-ROSE HOMES INC.

TEFAM HEL [PHASE 28], ANCASTER LAY-8Y- LAAE TOMMOUSE BLOCKS BLOCK 725 TO 233.R.P.4214-1237

> BLOCK 227 ELEVATIONS

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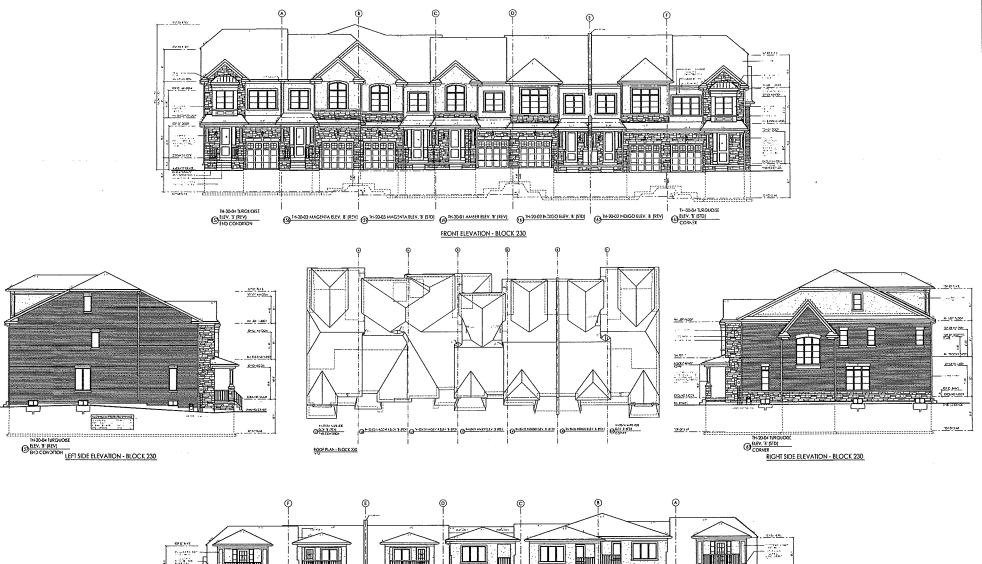


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TEFANY HELL (PHASE 28), ANC ASTER EAT-81- LANC TOWNHOUSE BLOCKS BLOCK 225 TO 233, R.P. 424-1237

BLOCK 229 ELEVATIONS

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REAR ELEVATION - BLOCK 230

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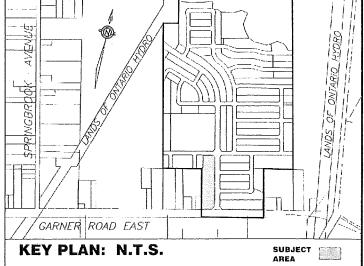
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SITE PLAN APPLICATION FILE # DA-20-017

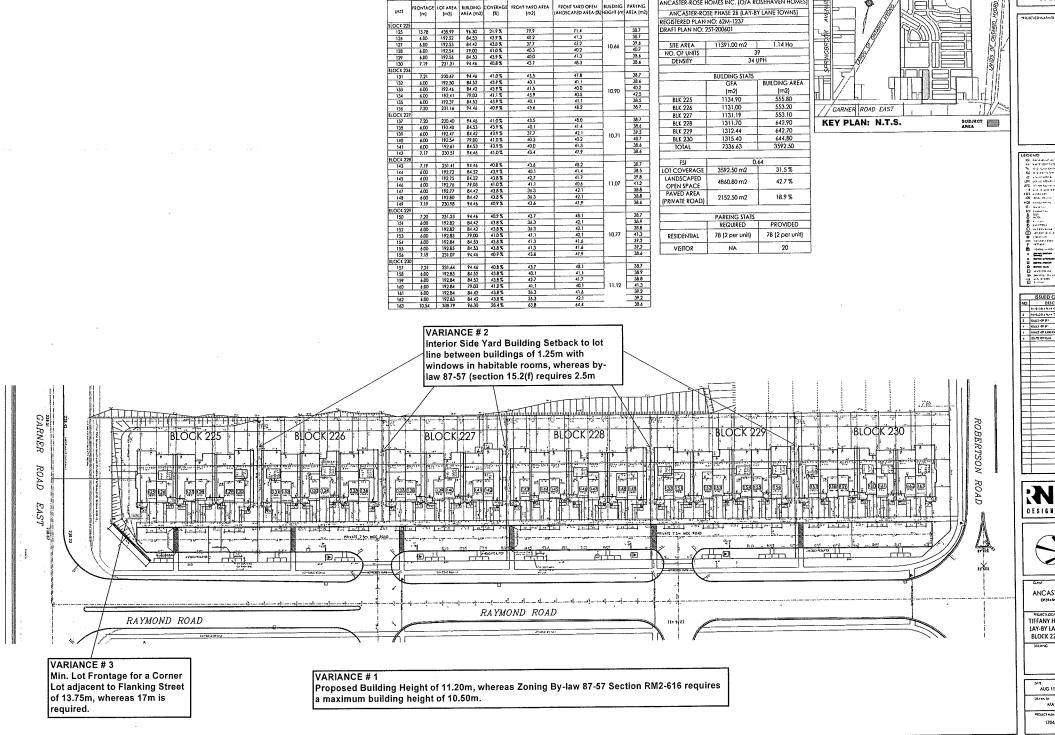
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160	6.00	192.84	79.03	41.0%	41.1	40.1	11.12	41.3
161	6.00	192.84	84.42	43.8 %	36.3	41.6	Ì	39.2
162	6.00	192.83	84.42	43.8 %	36.3	42.1	Ì	39.2
163	10.54	338.79	96.30	28.4 %	63.8	64.4	1	38.6

·	SITE STATISTIC:	S
ANCASTER-ROSE	HOMES INC. (O/A R	OSEHAVEN HOMES)
ANCASTER-RC	DSE PHASE 2B (LAY-E	BY LANE TOWNS)
REGISTERED PLAN		
DRAFT PLAN NO:	25T-200601	
SITE AREA	11391.00 m2	1.14 Ha
NO. OF UNITS		1.14 HU 39
DENSITY		UPH
DENSIT		OLL
	BUILDING STATS	
	GFA	BUILDING AREA
	(m2)	(m2)
BLK 225	1134.90	555.80
BLK 226	1131.00	553.20
BLK 227	1131.19	553.10
BLK 228	1311.70	642.90
BLK 229	1312.44	642.70
BLK 230	1315.40	644.80
TOTAL	7336.63	3592.50
FSI		64
LOT COVERAGE	3592.50 m2	31.5 %
LANDSCAPED OPEN SPACE	4860.80 m2	42.7 %
PAVED AREA (PRIVATE ROAD)	2152.50 m2	18.9 %
	PARKING STATS	
	REQUIRED	PROVIDED
RESIDENTIAL	78 (2 per unit)	78 (2 per unit)
VISITOR	NA	20



MINOR VARIANCE NATURE OF RELIEF:

- 1) Proposed Building Height of 11.20m, whereas Zoning By-law 87-57 Section RM2-616 requires a maximum building height of 10.50m.
- 2) Proposed Interior Side Yard Building Setback to lot line between buildings of 1.25 m with windows in habitable rooms, whereas Zoning By-law 87-57 Section 15.2 (f) requires 2.5 m.
- 3) Min. Lot Frontage for a corner lot adjacent to flanking street of 13.75m whereas 17m is required at the southwest corner of Raymond Road and Garner Road East.



LOT (POTL) STATISTICS

SITE STATISTICS

ANCASTER-ROSE HOMES INC. (O/A ROSEHAVEN HOMES)

THESE DRAWINGS ARE NOT TO SE SCALED.



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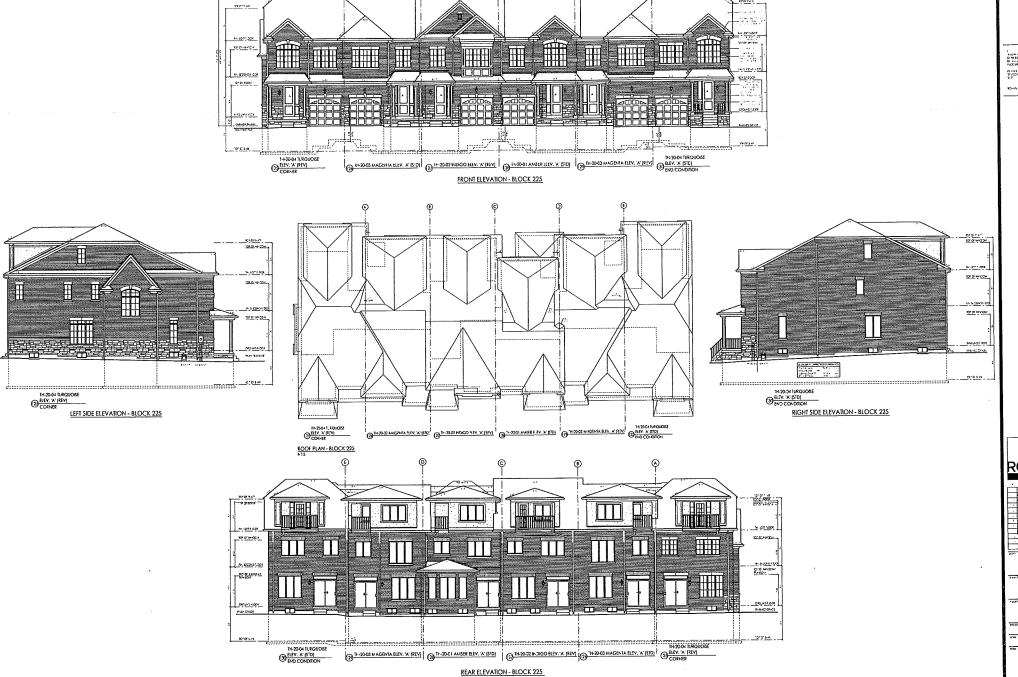


ANCASTER-ROSE HOMES INC.

TIFFANY HILL (PHASE 2B), ANCASTER LAY-BY LANE TOWNHOUSE BLOCKS BLOCK 225 TO 230, R.P. 62M-1237

> SITE PLAN DA-20-017

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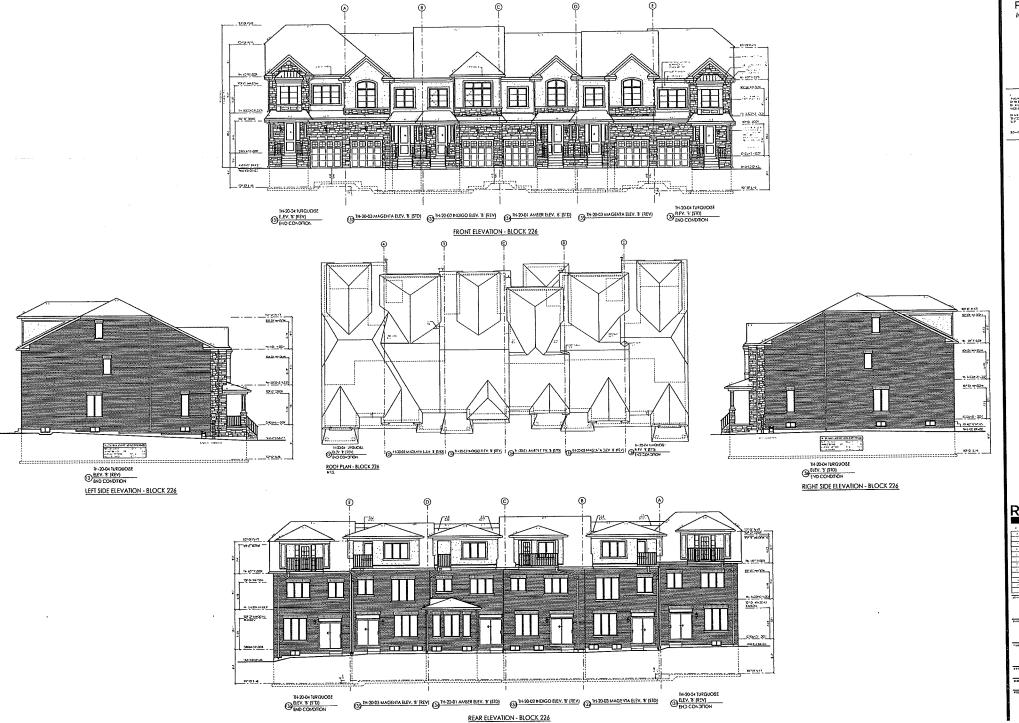
ROSEHAVEN

ANCASTER-ROSE HOMES INC.

TEFANT HELL (PHASE 29; ANCASTER LAY-BY-LANE TOWN HOUSE BLOCKS BLOCK 225 TO 233 R.P. 62H-1237

BLOCK 225 ELEVATIONS

17044 1/8" = 1'-0



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ROSEHAVEN

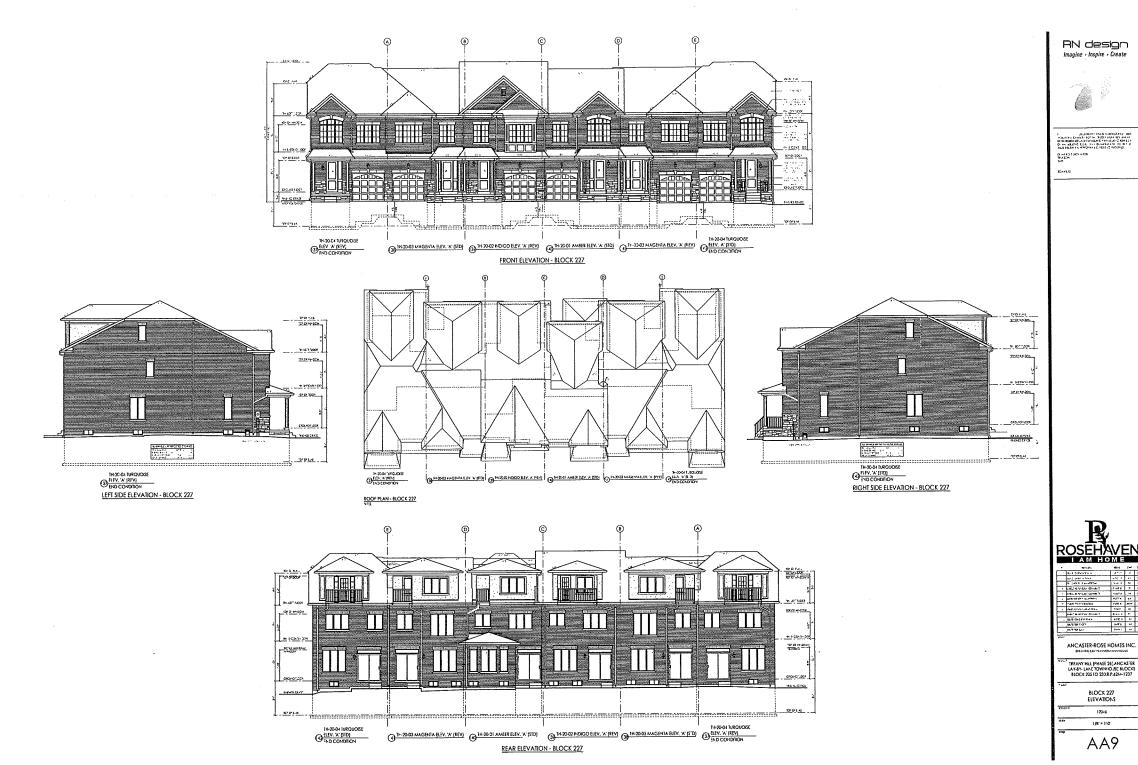
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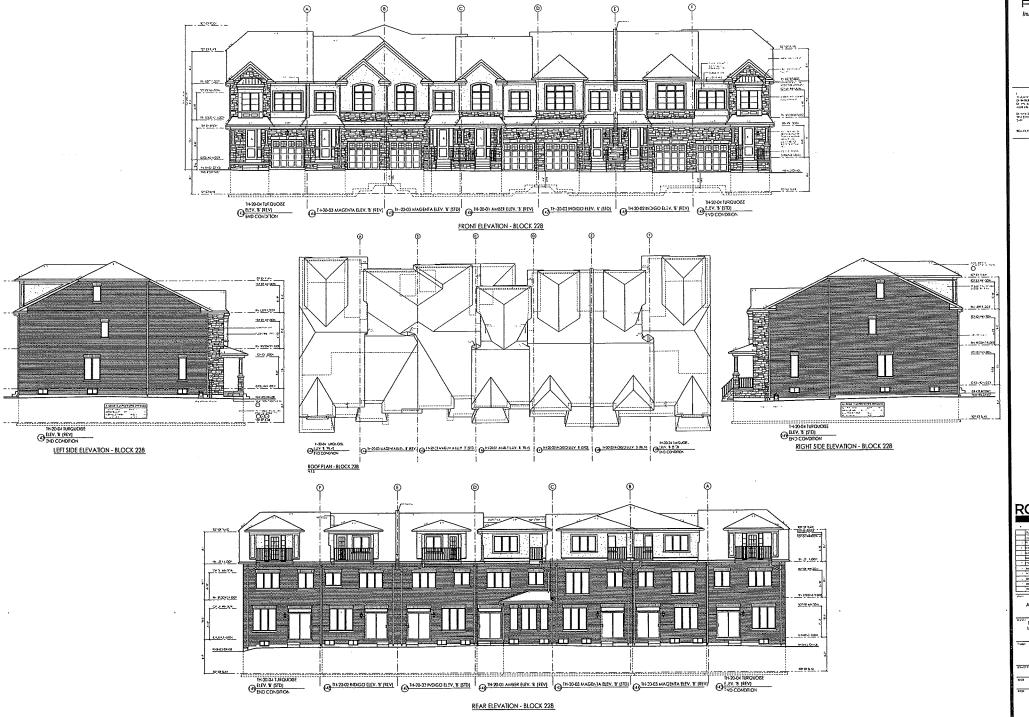
ANCASTER-ROSE HOMES INC.

TEFANY HEL [FHASE 28], ANCASTER LAY-BY-LIANT TOWNNOUSE BLOCKS BLOCK 225 TO 233, R.P. 674-1737

> BLOCK 226 ELEVATIONS

17046 1754





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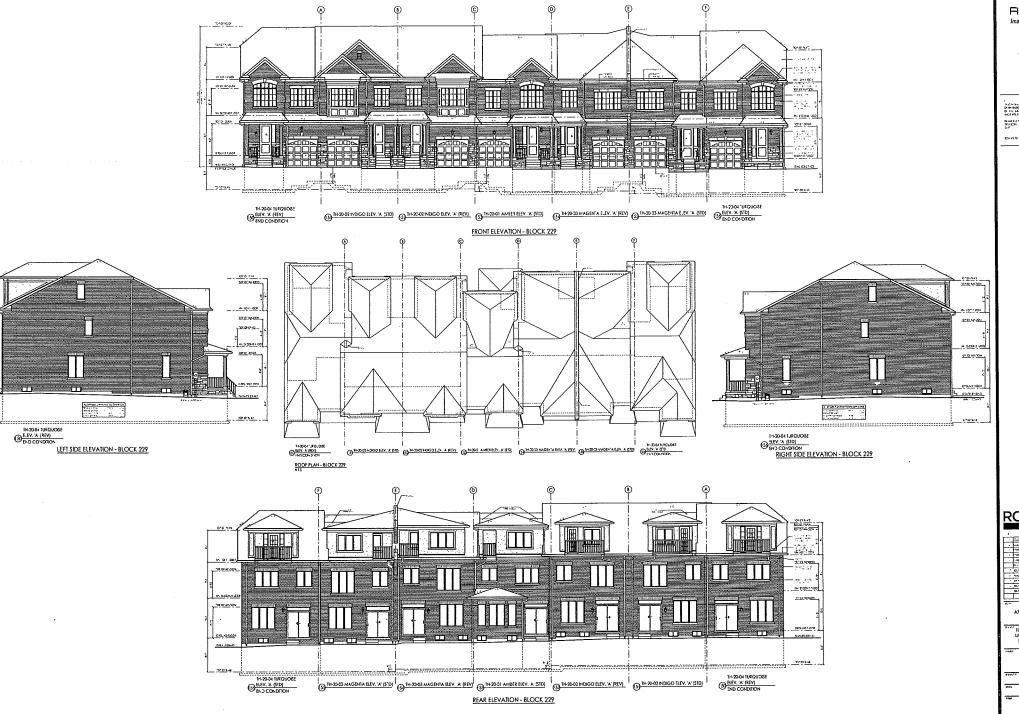
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ANCASTER-ROSE HOMES INC.

IFFANY HILL IPHASE 28; ANCASTER LAY-BY-LANE TOWN IOUSE BLOCKS BLOCK 225 TO 230 R.P.624-1237

BLOCK 228 ELEVATIONS

17046 1/5" + 1'-0



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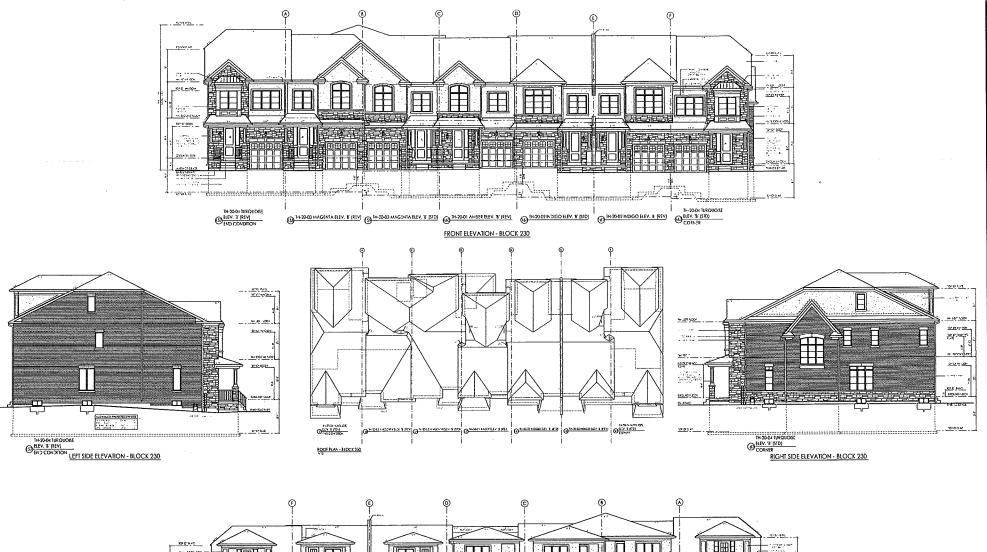
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ANCASTER-ROSE HOMES INC.

THE ANY HALL PHASE 28; ANCAS'ER LAT-BY-LANC TOMORIOUSE BLOCKS BLOCK 225 TO 232 R F-824-1237

> BLOCK 229 ELEVATIONS

170+6 1/5" = 1'-0



TH-20-04 TURQUOSE
ELÉV. B' (STD)
CORNER

G TH-2002 INDIGO E.EV. T (REV) (A) TH-2004 INDIGO E.EV. T (REV) (B) TH-2004 INDIGO E.EV. T (REV) (B

REAR ELEVATION - BLOCK 230



THE PERSON

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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 Fax (905) 546-4202

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

FOR OFFICE USE ONLY.
APPLICATION NO DATE APPLICATION RECEIVED
PAID DATE APPLICATION DEEMED COMPLETE
SECRETARY'S SIGNATURE
CITY OF HAMILTON COMMITTEE OF ADJUSTMENT HAMILTON, ONTARIO
The Planning Act
Application for Minor Variance or for Permission Stark 225 to 230 , RP 62H-1237
3. NaFA4. Ad
Note: Unless otherwise requested all communications will be sent to the agent, if any.
Names and addresses of any mortgagees, holders of charges or other encumbrances: NOT APPLICABLE
Postal Code
Postal Code

6.	Nature and extent of relief applied for:						
	1) Proposed Building Height of 11.20m, whereas Zoning By-law 87-57 Section RM2-616 requires a						
	maximum building height of 10.50m.						
	2) Proposed Interior Side Yard Building Setback to lot line between buildings of 1.25 m with windows in						
	habitable rooms, whereas Zoning By-law 87-57 Section 15.2 (f) requires 2.5 m.						
_	3) Min. Lot Frontage for a corner lot adjacent to flanking street of 13.75m (unit 125) whereas 17m req'd.						
7.	Why it is not possible to comply with the provisions of the By-law?						
	The method in which Building Height is calculated (i.e the average ground level along the perimeter of						
	all exterior walls) does not consider that sites are not always flat . As such, if the Grade is lower than						
	normal in the front yard (for rear to front draining lots) or in the rear yard for (Walk-out basement or Deck						
	Lots), Building Height is exceeded. For Side Yard Setback variance, language has been omitted in the by-law for side yard setback with windows; by-law only identifies side yard without windows as 1.15m.						
8.	Legal description of subject lands (registered plan number and lot number or other legal description and where applicable, street and street number):						
	Blocks 225 to 230 inclusive in R.P. 62m-1237						
	Addressed as 287 to 363 Raymond Road, in Ancaster, Ontario						
9.	PREVIOUS USE OF PROPERTY						
	Residential Industrial Commercial						
	Agricultural Vacant _X						
	Other						
	·						
9.1	If Industrial or Commercial, specify use Not Applicable						
9.2	Has the grading of the subject land been changed by adding earth or other material, i.e. has filling occurred?						
	Yes No X Unknown						
9.3	Has a gas station been located on the subject land or adjacent lands at any time? Yes No _X Unknown						
9.4	Has there been petroleum or other fuel stored on the subject land or adjacent lands?						
	Yes No _X 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 X 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 X Unknown						
9.7	Have the lands or adjacent lands ever been used as a weapon firing range?						
	Yes No X 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 X 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 X Unknown						

6.

9.10	Is there any reason to believe the subject land may have been contaminated by former uses on the site or adjacent sites?
9.11	Yes No _X Unknown What information did you use to determine the answers to 9.1 to 9.10 above?
0.11	Owner's Personal Knowledge.
	The Townhouse House Blocks are Vacant Residential Blocks within a Registered Plan of
	Subdivision (i.e. R.P. 62m-1237).
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 X
l ackr reme reaso	nowledge that the City of Hamilton is not responsible for the identification and diation of contamination on the property which is the subject of this Amilication – by on of its approval to this Application.
10.	Dimensions of lands affected:
	Frontage (m) Blk 225= 44.97; Blk 226= 38.41; Blk 227= 38.37; Blk 228= 44.38; Blk 229= 44.39; Blk 230= 47.75
	Depth (m) Blk 225= 32.10 ;Blk 226= 32.09 ;Blk 227= 32.05 ;Blk 228= 32.12 ;Blk 229= 32.16 ;Blk 230= 32.15
	Area (m2) Blk 225=1440.45; Blk 226=1231.57; Blk 227=1230.93; Blk 228=1226.19; Blk 229=1226.46; Blk 230=1534.6
	Width of street (m) Raymond Road = 26m; Private Common Element Condo Road = 7.5m
11,	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: Vacant Land for Residential Townhouse Blocks
	Proposed: Total Site Area (Blocks 225 to 230) = 1.14 ha; Density = 34 UPH
	Number of Units = 39 units; Average Unit GFA = 188.11 m2; # Storeys = 2 (with loft in roof)
	Lot Coverage = 31.5% (3592.50 m2)
	Unit Width = 6.0 m; Unit Length = 15.88 m; Building Height = 11.20 m
12.	Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines)
	Existing: Vacant Land for Residential Townhouse Blocks
	Proposed: Flankage Side Yard Setback = 7.39 m / 4.14 m Int. Side Yard = 1.25 m
	Front Yard Setback (Townhouse) = 3.50 m
	Rear Yard Setback (Garage) = 6.0 m
	Rear Yard Setback = 10.10 m

Date of acquisition of subject August 2019	lands:
	dings and structures on subject lands: or Residential Townhouse Blocks
Existing uses of the subject property Not Applicable - Vacant Land for	or Residential Townhouse Blocks
Existing uses of abutting proposate Raymond Road; West= I	erties: North= Robertson Road ; South= Garner Road Eas Residential Townhouse Units
	es of the subject property have continued: Blocks Since February 2017 (i.e. 3 Years)
WaterX	(check the appropriate space or spaces) Connected
Sanitary Sewer X Storm Sewers X	Connected
Ctoffii CCWCi3	ary Plan provisions applying to the land:
Zoning By-law 87-57, Zoning Se	w (Zoning By-law) provisions applying to the land: ection RM2-616 (With Special Provisions 10-303) lied for relief in respect of the subject property? No
Is the subject property the sub 53 of the <i>Planning Act?</i> Yes	NOTE: Subject Property is Subject to Site Plan Approval File # DA-20-017
dimensions of the subject land size and type of all buildings a	ach copy of this application a plan showing the ls and of all abutting lands and showing the location, and structures on the subject and abutting lands, and the of Adjustment such plan shall be signed by an
secretary-treasurer of the C	two copies of this application be filed with the committee of Adjustment together with the maps be accompanied by the appropriate fee in cash to the City of Hamilton.

PART 24 AFFIDAVIT OR SWORN DECLARATION This declaration to be sworn by a Commissioner of Oaths. CONSENT OF THE OWNER Complete the consent of the owner concerning personal information set but below. Consent of Owner to the Disclosure of Application Information and Supporting Documentation Application information is collected under the authority of the Planning Act, R.S.O. 1990, c. P.13. In accordance with that Act, it is the policy of the City of Hamilton to provide public access to all Planning Act applications and supporting documentation submitted to the City.

PART 27 PERMISSION TO ENTER

Date: July 13/20

Secretary/Treasurer Committee of Adjustment City of Hamilton, City Hall

Dear Secretary/Treasurer;

Re:

Application to Committee of Adjustment (Blocks 225 to 230, RP 62m-1237)

Location of Land: 287 to 363 Raymond Road, Ancaster, Ont.

(Municipal address)



of Adjustment and members of the e-noted property for the limited

Note: The Committee of Adjustment requires that all properties be identified with the municipal address clearly visible from the street. Where there is no municipal address or the property is vacant then the property shall be identified in accordance with the Committee's policy included on the back of the Application Form. Failure to properly identify the subject property may result in the deferral of the application.

PART 28 COLLECTION OF INFORMATION

The personal information contained on this form is collected under the authority of the *Planning Act*, R.S.O. 1990, c. P.13, and will be used for the purpose of processing the application. This information will become part of the public record and will be made available to the general public. Questions about the collection of this information should be directed to the Coordinator of Business Facilitation, Planning and Economic Development Department, City of Hamilton, 1st floor, 71 Main Street West, City Hall, Hamilton, Ontario, Telephone: 905-546-2424, ext.1284.

CITY OF HAMILTON COST ACKNOWLEDGEMENT AGREEMENT

This Agreem	ent made this 13th day of July , 20 20.
BETWEEN:	Joe Laronga (for Ancaster-Rose Homes Inc.
	Applicant's name(s)
	hereinafter referred to as the "Developer"
	-and-
City of Hamil	ton
,	hereinafter referred to as the "City"

WHEREAS the Developer represents that he/she is the registered owner of the lands described in Schedule "A" attached hereto, and which lands are hereinafter referred to as the "lands":

AND WHEREAS the Developer has filed for an application for a (circle applicable) consent/rezoning/official plan amendment/subdivision approval/minor variance.

AND WHEREAS it is a policy of the City that any City costs associated with an appeal to the Local Planning Appeal Tribunal, by a party other than the Developer, of an approval of a consent, rezoning, official plan amendment, plan of subdivision, and/or minor variance, such as, but not limited to, legal counsel costs, professional consultant costs and City staff costs, shall be paid by the Developer.

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the sum of two dollars (\$2.00) now paid by the City to the Developer, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. In this Agreement:

- (a) "application" means the application(s) for a (circle applicable) consent/rezoning/official plan amendment/subdivision approval or minor variance dated _____ with respect to the lands described in Schedule "A" hereto.
- (b) "Expenses" means all expenses incurred by the City if the application is: (a) approved by the City; (b) appealed to the Local Planning Appeal Tribunal by a party other than the developer; and (c) the City appears before the Local Planning Appeal Tribunal or any other tribunal or Court in support of the application, including but not limited to: City staff time, City staff travel expenses and meals, City disbursements, legal counsel fees and disbursements and all consultant fees and disbursements including, without limiting the generality of the foregoing planning, engineering or other professional expenses
- 2. The City agrees to process the application and, where the application is approved by the City but appealed to the Local Planning Appeal Tribunal by a party other than the Developer, the Developer shall file an initial deposit, in the form of certified cheque or cash with the General Manager, Finance & Corporate Services within fifteen days of the date of the appeal of the application by a third party in the amount of 50% of the estimated expenses associated with the appeal as estimated by the City Solicitor in his sole discretion which shall be credited against the Expenses.
- 3. It is hereby acknowledged that if the deposit required pursuant to section 2 of this Agreement is not paid by the Developer the City shall have the option, at its sole discretion, of taking no further steps in supporting the Developer's application before the Local Planning Appeal Tribunal.

- It is hereby acknowledged that all expenses shall be paid for by the Developer. The
 Developer shall reimburse the City for all expenses the City may be put to in
 respect of the application upon demand.
- It is hereby acknowledged and agreed that all expenses shall be payable by the Developer whether or not the Developer is successful before the Local Planning Appeal Tribunal or any other tribunal or Court in obtaining approval for their application.
- 6. The City shall provide the Developer with copies of all invoices of external legal counsel or consultants included in the expenses claimed by the City.
- The City shall provide the Developer with an accounting of all staff costs and City disbursements included in the expenses claimed by the City.
- 8. The City may, at any time, draw upon the funds deposited in accordance with sections 2 and 9 of this Agreement to satisfy expenses incurred pursuant to the appeal of the application.
- In the event that the amount deposited pursuant to section 2 of this Agreement is reduced to less than 10% of the initial deposit, the City may halt all work in respect of the appeal of the application until the Developer deposits with the City a sum sufficient to increase the deposit to an amount which is equal to 100% of the expenses estimated pursuant to paragraph 2 of this Agreement and still to be incurred by the City.
- 10. Within 60 days of: (a) a decision being rendering in respect of the appeal or any legal proceedings resulting from the decision, whichever is later; or (b) the termination of all legal proceedings in respect of the application, the City shall prepare and submit a final account to the Developer. If there are any deposit funds remaining with the City they shall be applied against the account. Any amount owing in respect of the final account in excess of deposit funds shall be paid by the Developer within 30 days of the date of the final account. If any deposit funds are remaining after the final account has been paid they shall be returned to the developer within 30 days of the date of the final account.
- 11. This Agreement shall not be construed as acceptance of the application and nothing herein shall require or be deemed to require the City to approve the application.
- 12. This Agreement shall not stand in lieu of or prejudice the rights of the City to require such further and other agreements in respect of the application that the City may deem necessary.
- 13. Every term, covenant, obligation and condition in this Agreement ensures to the benefit of and is binding upon the parties hereto and their respective heirs, executors, administrators, successors, trustees and assigns.
- 14. When the context so requires or permits, the singular number is to be read as if the plural were expressed, and the masculine gender as if the feminine, as the case may be, were expressed; and,
- 15. This Agreement and the schedules hereto constitute the entire agreement between the parties in respect of the subject matter contained herein and is not subject to, or in addition to, any other agreements, warranties or understandings, whether written, oral or implied. This Agreement may not be modified or amended except by instrument in writing signed by the Developer and the City, and,
- 16. The waiver or acquiescence by the City of any default by the Developer under any obligation to comply with this Agreement shall not be deemed to be a waiver of that obligation or any subsequent or other default under this Agreement.
- 17. The Developer covenants and agrees to be bound by the terms and conditions of this Agreement and not to seek a release from the provisions thereof until such time as the Developer's obligations hereunder have been assumed by its successor,

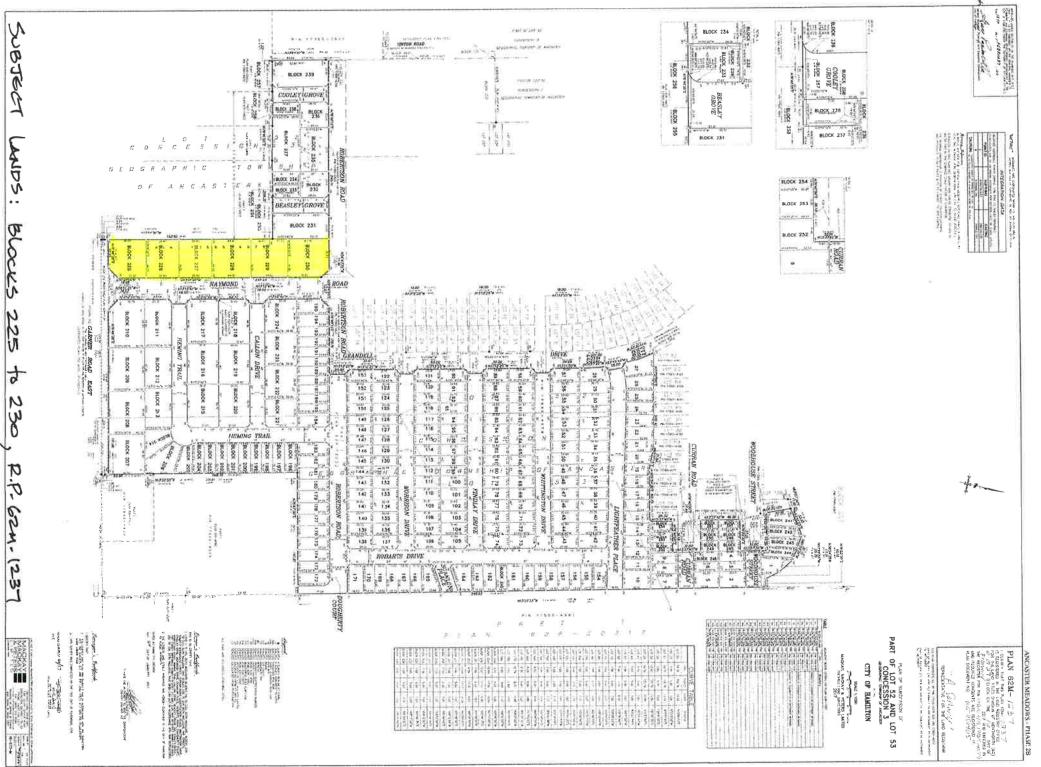
assignee or transferee by way of written agreement in the form set out in Schedule "B" to this Agreement.

IN WITNESS WHEREOF the parties hereto have set their corporate seals under the hands of their duly authorized officers.

DATED at OSKNILLS th	nis(3	th day of J	,cy	, 20_20
WITNESS				
WITNESS		Per: I have authority to	bind the corp	oration
DATED at Hamilton, Ontario this	da	y of	, 20	·
	City of	f Hamilton		
	Per:	Mayor		
	Per:	Clerk		

Schedule "A" Description of Lands

MUNICIPAL ADDRESS: 287 to 363 RAYMOND ROAD, ANCASTER, ONT. TOWNHOUSE BLOCKS: 225 TO 230 in R.P. 62M-1237 SITE PLAN APPLICATION FILE # DA-20-017 (See attached Highlighted Subdivision M-Plan)



ADDR STR 300 •• 2 00 APPLICATION t W 75. K # RAYMOND DA-20-017 POXE

SCHEDULE "B" FORM OF ASSUMPTION AGREEMENT

THIS AGREEMENT dated the	day of	20
BETWEEN		
(he	reinafter called the "Owner)	
	-and-	OF THE FIRST PART
(here	einafter called the "Assignee")	
	-and-	OF THE SECOND PART
(hereir	CITY OF HAMILTON nafter called the "Municipality")	
		OF THE THIRD PART
WHEREAS the owner and the N Acknowledgement Agreement d	lunicipality entered into and exe	ecuted a Cost
AND WHEREAS Assignee has i liabilities and responsibilities as	ndicated that it will assume all o set out in the Cost Acknowledge	of the Owner's duties, ement Agreement.

AND WHEREAS Council for the Municipality has consented to releasing the Owner from its duties, liabilities and responsibilities under said Cost Acknowledgement Agreement subject to the Assignee accepting and assuming the Owner's duties, liabilities and responsibilities and subject to the Assignee the Owner and the Municipality entering into and executing an Assumption Agreement.

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT in consideration of the mutual covenants hereinafter expressed and other good and valuable consideration, the parties hereto agree as follows.

- The Assignee covenants and agrees to accept, assume and to carry out the Owner's duties, liabilities and responsibilities under the Cost Acknowledgement Agreement and in all respects to be bound under said Cost Acknowledgement Agreement as if the Assignee had been the original party to the agreement in place of the Owner.
- The Municipality hereby releases the Owner from all claims and demands of any nature whatsoever against the Owner in respect of the Cost Acknowledgement Agreement. The Municipality hereby accepts the Assignee as a party to the Cost Acknowledge Agreement in substitution of the Owner, and agrees with the Assignee that the Assignee will be bound by all the terms and conditions of the Cost Acknowledgement Agreement as if the Assignee had been the original executing party in place of the Owner.
- All of the terms, covenants, provisos and stipulations in the said Cost
 Acknowledgement Agreement are hereby confirmed in full force save and except
 for such modifications as are necessary to make said clauses applicable to the
 Assignee.

IN WITNESS WHEREOF the Parties have hereunto affixed their corporate seals duly attested to by their proper signing officers in that behalf.

SIGNED, SEALED AND DELIVERED

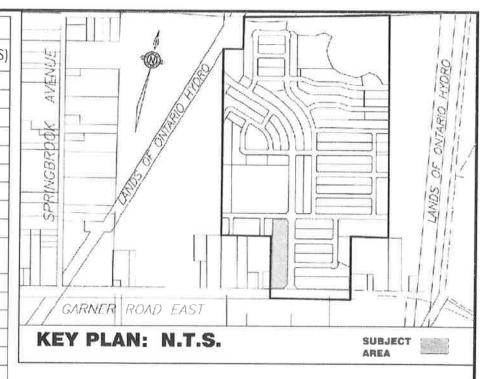
	c/s
Owner:	
Title:	
I have authority to bind the corporation	
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Assignee;	c/s
Title:	
I have authority to bind the corporation	
CITY OF HAMILTON	
Mayor	
Mayor	
Clerk	

MUNICIPAL ADDRESS: 287 to 363 RAYMOND ROAD, ANCASTER, ONT. TOWNHOUSE BLOCKS: 225 TO 230, RP 62M-1237

SITE PLAN APPLICATION FILE # DA-20-017

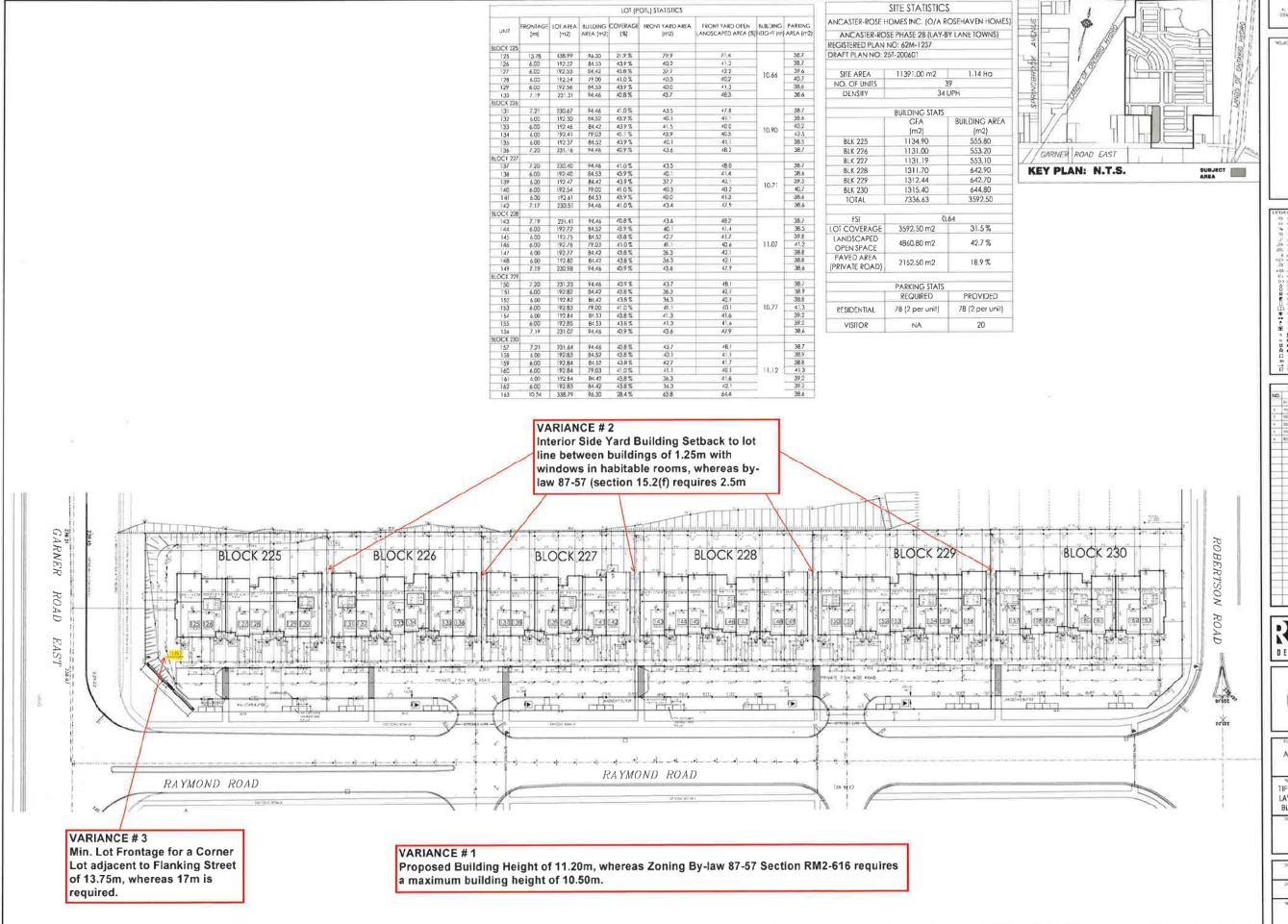
				LOT (P	OTL) STATISTICS			
UNIT	FRONTAGE (m)	LOT AREA (m2)	BUILDING AREA (m2)		FRONT YARD AREA (m2)	FRONT YARD OPEN LANDSCAPED AREA (%)	BUILDING HEIGHT (m)	
BLOCK 225								
125	13.78	438.99	96.30	21.9 %	79.9	71.4		38.7
126	6.00	192.52	84.53	43.9 %	40.2	41.3		38.7
127	6.00	192.53	84.42	43.8 %	37.7	42.2		39.6
128	6.00	192.54	79.00	41.0 %	40.3	40.2	10.66	40.7
129	6.00	192.56	84.53	43.9 %	40.0	41.3		38.6
130	7.19	231.31	94.46	40.8 %	43.7	48.3		38.6
BLOCK 226								
131	7.21	230.67	94.46	41.0 %	43.5	47,8		38.7
132	6.00	192.50	84.52	43.9 %	40.1	41.1		38.6
133	6.00	192.46	84.42	43.9 %	41.5	40.0	10.00	40.2
134	6.00	192.41	79.03	41.1 %	43.9	40.5	10.90	42.5
135	6.00	192.37	84.52	43.9 %	40.1	41.1		38.5
136	7.20	231.16	94.46	40.9 %	43.6	48.2		38.7
3LOCK 227								
137	7.20	230.40	94.46	41.0 %	43.5	48.0		38.7
138	6.00	192,40	84.53	43.9 %	40.1	41.4		38.6
139	6.00	192.47	84,42	43.9 %	37.7	42.1	10.71	39.5
140	6.00	192.54	79.00	41.0 %	40.3	40.2	10.71	40.7
141	6.00	192.61	84.53	43.9 %	40.0	41.3		38.6
142	7.17	230.51	94.46	41.0 %	43.4	47.9		38.6
3LOCK 228								
143	7.19	231.41	94.46	40.8 %	43.6	48.2		38.7
144	6.00	192.72	84.52	43.9 %	40.1	41.4		38.5
145	6.00	192.75	84.52	43.8 %	42.7	41.7		39.8
146	6.00	192.76	79.03	41.0 %	41.1	40.6	11.07	41.2
147	6.00	192.77	84,42	43.8 %	36.3	42.1		38.8
148	6,00	192.80	84.42	43.8 %	36.3	42.1		38.8
149	7.19	230.98	94.46	40.9 %	43.6	47.9		38.6
LOCK 229								
150	7.20	231.23	94.46	40.9 %	43.7	48.1		38.7
151	6.00	192.82	84,42	43.8 %	36.3	42.1		38.9
152	6.00	192.82	84.42	43.8 %	36.3	42.1		38.8
153	6.00	192.83	79.00	41.0 %	41.1	40.1	10.77	41.3
154	6.00	192.84	84.53	43.8 %	41.3	41.6		39.2
155	6.00	192.85	84.53	43.8 %	41.3	41.6		39.2
156	7.19	231.07	94.46	40.9 %	43.6	47.9		38.6
LOCK 230								
157	7.21	231.64	94.46	40.8 %	43.7	48.1		38.7
158	6,00	192.83	84.52	43.8 %	40.1	41.1		38.9
159	6.00	192.84	84.52	43.8 %	42.7	41.7		38.8
160	6.00	192.84	79.03	41.0 %	41.1	40.1	11.12	41.3
161	6.00	192.84	84.42	43.8 %	36.3	41.6		39.2
162	6.00	192.83	84.42	43.8 %	36.3	42.1		39.2
163	10.54	338.79	96.30	28.4 %	63.8	64.4		38.6

	SITE STATISTIC	S
ancaster-rose	HOMES INC. (O/A	rosehaven hom
ANCASTER-RO	DSE PHASE 2B (LAY-	BY LANE TOWNS)
REGISTERED PLAN		
DRAFT PLAN NO:	25T-200601	
SITE AREA	11391.00 m2	1.14 Ha
NO. OF UNITS		39
DENSITY	34	UPH
	D D	
	BUILDING STATS	T DUILDING ADEA
	GFA	BUILDING AREA
DIK OOF	(m2)	(m2)
BLK 225	1134.90	555.80
BLK 226	1131.00	553.20
BLK 227	1131.19	553.10
BLK 228	1311.70	642.90
BLK 229	1312.44	642.70
BLK 230	1315.40	644.80
TOTAL	7336.63	3592.50
FSI	0	.64
LOT COVERAGE	3592.50 m2	31.5 %
LANDSCAPED OPEN SPACE	4860.80 m2	42.7 %
PAVED AREA (PRIVATE ROAD)	2152.50 m2	18.9 %
	PARKING STATS	
	REQUIRED	PROVIDED
RESIDENTIAL	78 (2 per unit)	78 (2 per unit)
VISITOR	NA	20



MINOR VARIANCE NATURE OF RELIEF:

- 1) Proposed Building Height of 11.20m, whereas Zoning By-law 87-57 Section RM2-616 requires a maximum building height of 10.50m.
- 2) Proposed Interior Side Yard Building Setback to lot line between buildings of 1.25 m with windows in habitable rooms, whereas Zoning By-law 87-57 Section 15.2 (f) requires 2.5 m.
- 3) Min. Lot Frontage for a corner lot adjacent to flanking street of 13.75m whereas 17m is required at the southwest corner of Raymond Road and Garner Road East.



THESE DRAWINGS ARE NOT TO BE SCALED:

A COMPANION OF THE TOP T



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ANCASTER-ROSE HOMES INC.

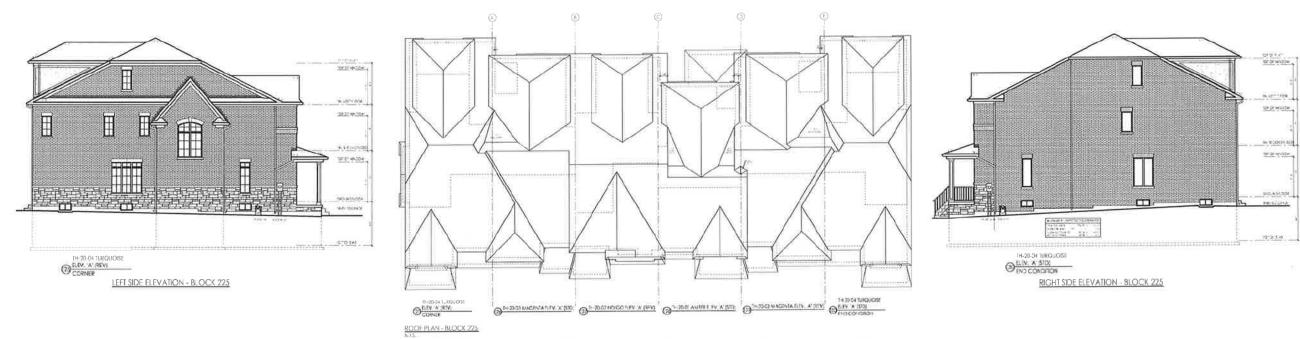
28OJECY-OCATIO

TIFFANY HILL (PHASE 2B), ANCASTER LAY-BY LANE TOWNHOUSE BLOCKS BLOCK 225 TO 230, R.P. 62M-1237

> SITE PLAN DA-20-017

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17046	SP100







REAR ELEVATION - BLOCK 225

RN design Imagine - Inspire - Create



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ANCASTER-ROSE HOMES INC

TIFFANY HILL IPHASE 28), ANCASTER LAY-BY- LANC TOWNTIOJSC BLOCKS BLOCK 225 TO 230, R.P. 62W-1237

> BLOCK 225 ELEVATIONS

17046



® BH-3002 MACEMIN TITA. B. MEAI. ® JANSON MARRALLEN. B. RIDI) ® JH-3003 MACEMIN TITA. B. RIDI ■ TH-30-04 LINGORDEE

REAR ELEVATION - BLOCK 226

SEEV. B' IS'D)

PN design

| Imagine - Inspire - Create



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ROSEHAVEN

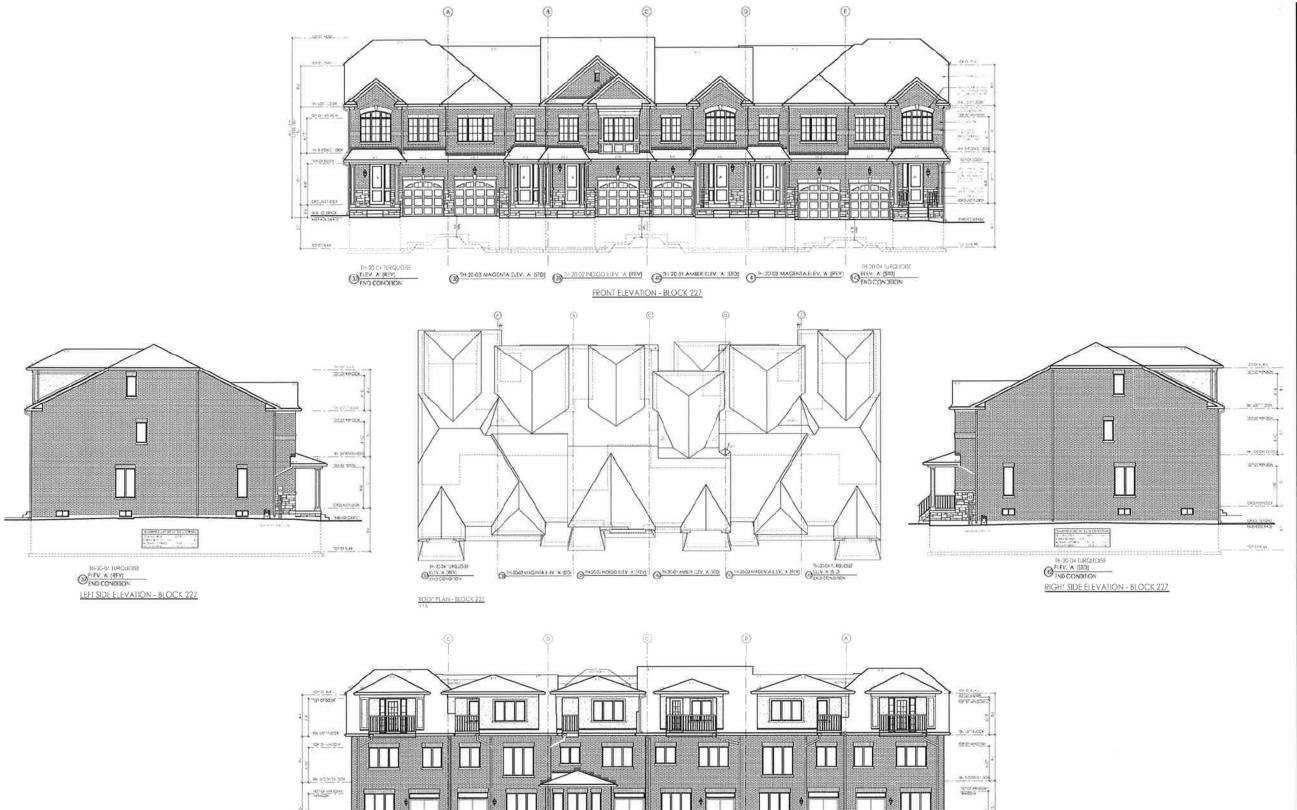
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ANCASTER-ROSE HOMES INC.

TIFFANY HILL (PHASE 2B), ANC AS "ER LAY-BY-LANE TOWNLOJSE BLOCKS BLOCK 225 TO 230, R P.624-1237

> BLOCK 226 ELEVATIONS

17046 (VA** X)-0



(§ 11-29-03 MAGEN'A ELEV. 'A | PEV) (§ 11-29-03 MAGENIA ELEV. 'A

REAR ELEVATION - BLOCK 227







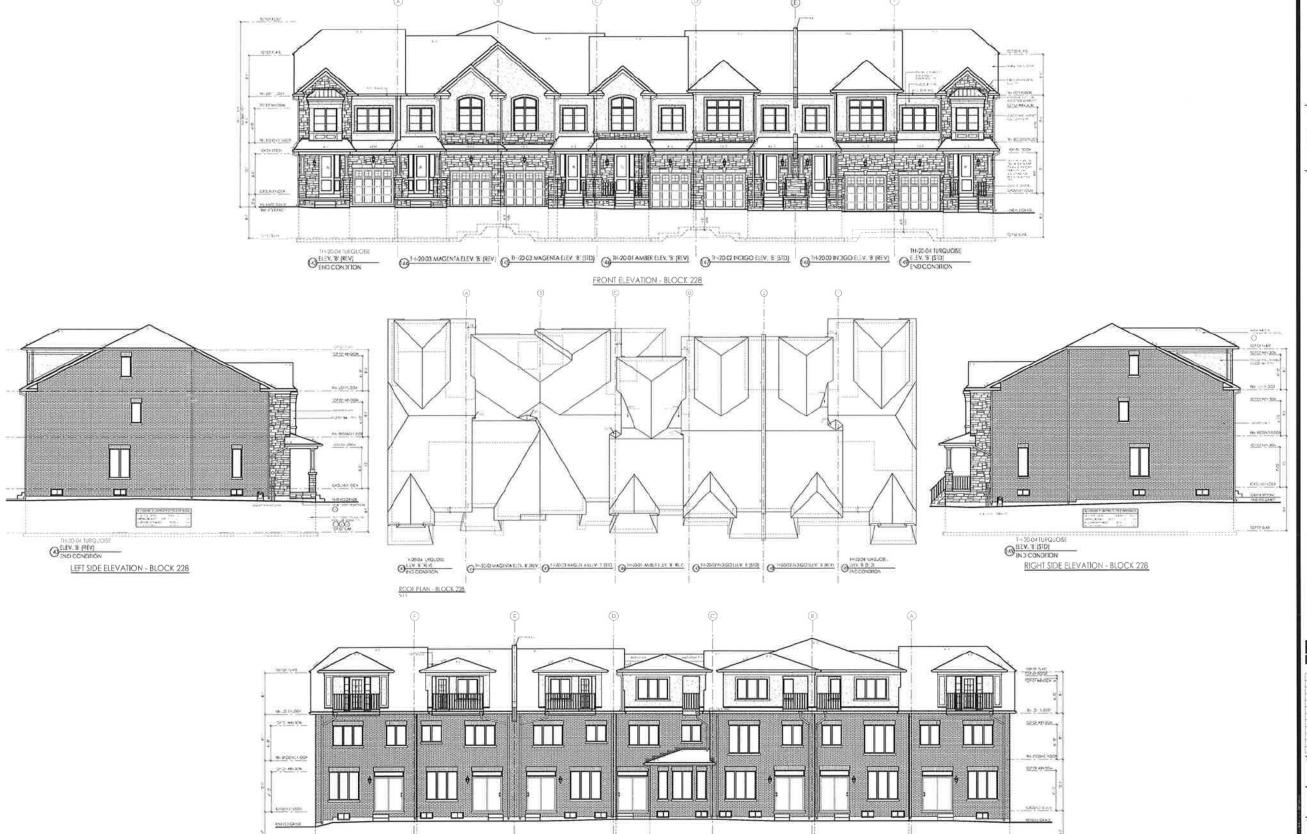
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ANÇAŞTER-ROSE HOMES INC.

TIFFANY HILL (PHASE 28), ANCASTER LAY-BY-LAND TOWNHOUSE BLOCKS BLOCK 225 TO 230,RPL421/-1237

BLOCK 227 **ELEVATIONS**

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RN design Imagine • Inspire • Create



ACCOMPLISATION TO THE PROPERTY OF THE PROPERTY

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ROSEHAVEN I AM HOME

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ANCASTER-ROSE HOMES INC.

THEANY HILL (PHASE 28), ANCASTER LAY-BY- LANC TOWN-10, JSC BLOCKS BLOCK 225 TO 230, R P, 621/-1237

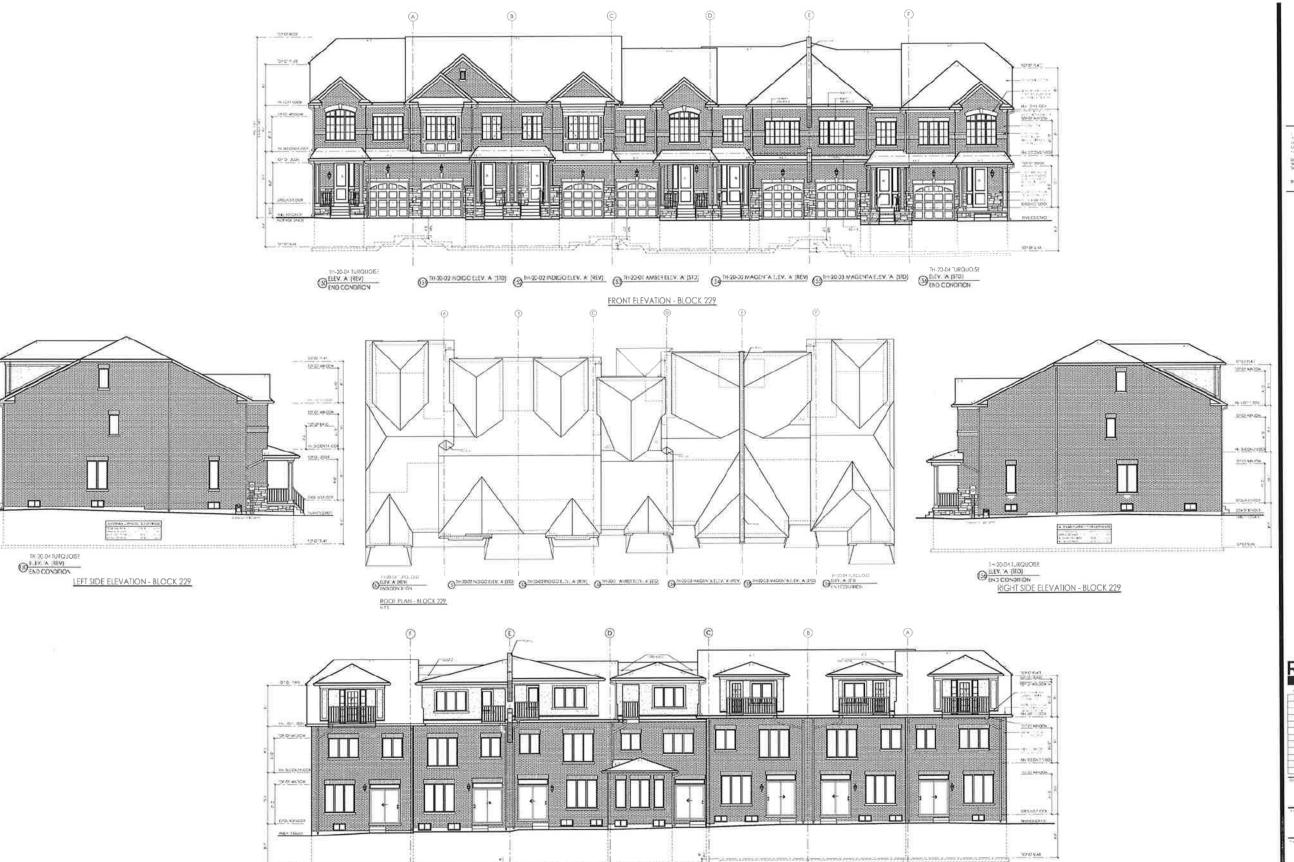
> BLOCK 228 ELEVATIONS

17046 188 # \$-0

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REAR ELEVATION - BLOCK 228

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(3) TH-22-G3 MAGENTA ELEV. A' [E/D] (3) TH-22-G3 MAGENTA ELEV. A'

REAR ELEVATION - BLOCK 229

EH-20-04 TURQUOSE SELEV. A (SID) EN-3 CONDITION RN design

Imagine - Inspire - Create



THE OWNER OF THE PROPERTY OF T

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ANCASTER-ROSE HOMES INC.

TIFFANY HILL (PHASE 28), ANCASTER LAY-BY- LANE TOWNHOUSE BLOCKS BLOCK 225 TO 233, R.P.62N-1237

> BLOCK 229 ELEVATIONS

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ANCASTER-ROSE HOMES INC.

TIFFANY HILL [PHASE 28], ANCASTER LAT-BY-LANC TOWN I OUSE BLOCKS BLOCK 225 TO 233.R.P.62W-1237

> BLOCK 230 ELEVATIONS

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