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

Application for Consent/Land Severance

APPLICATION NUMBER: HM/B-20:51

SUBJECT PROPERTY: 12 Eastvale Pl., Hamilton

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

APPLICANT(S): Agent Urban Solutions c/o M. Johnston

Owner City Housing Hamilton Corporation

PURPOSE OF APPLICATION: To permit the conveyance of one half of a semi-

detached dwelling and to retain one half of a semi-

detached dwelling.

Severed lands Part 2):

14.69 m[±] x 36.31 m[±] and an area of 534.9 m^{2±}

Retained lands (Part 1):

2.08 m[±] x 20.40 m[±] and an area of 37.9 m^{2±}

Retained lands (Part 3):

13.52 m[±] x 36.31 m[±] and an area of 504.9 m^{2±}

DATE: Thursday, September 10th, 2020

ΓΙΜΕ: 1:30 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

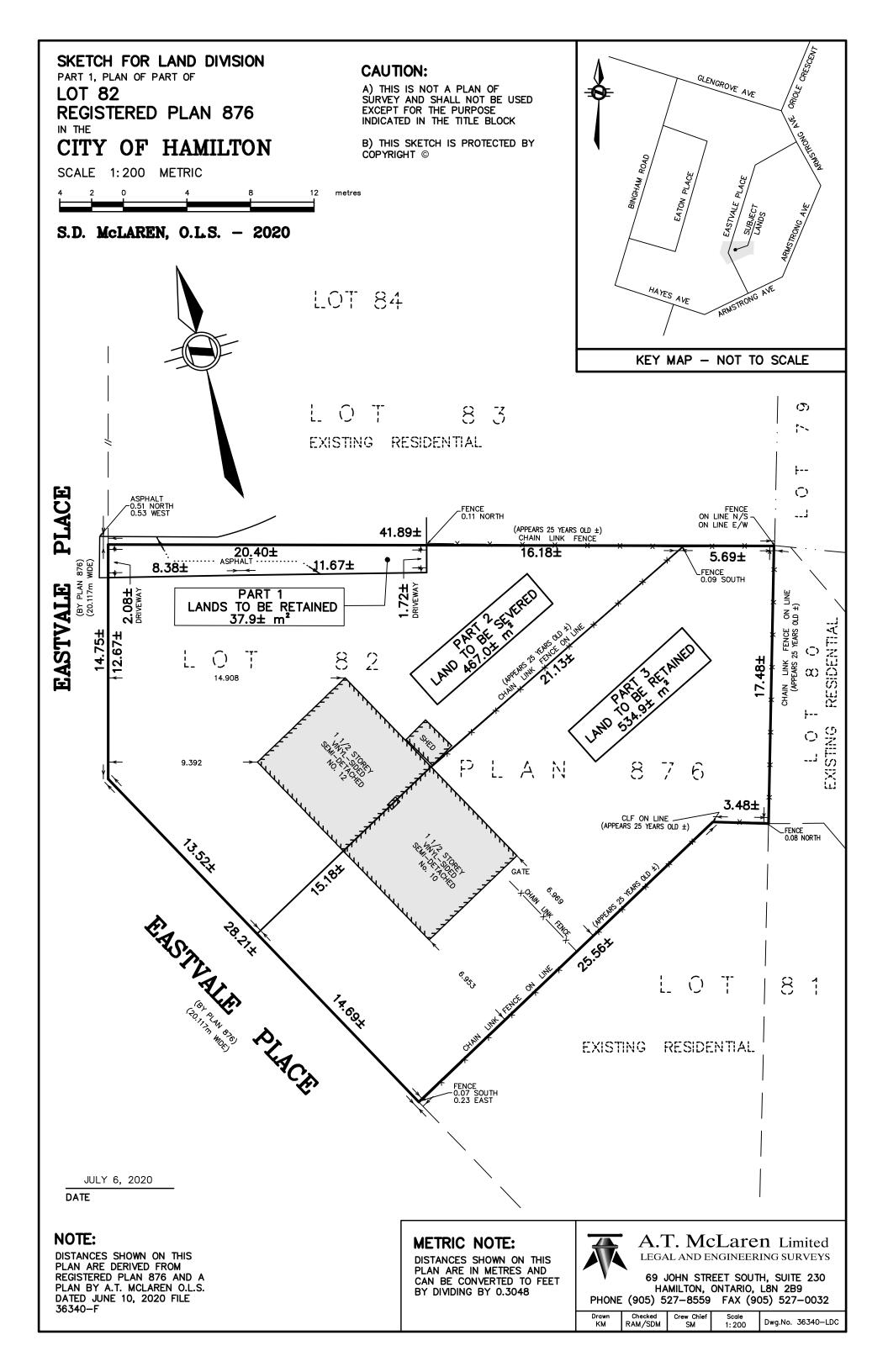
For more information on this matter, including access to drawings illustrating this request:

- 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 cofa@hamilton.ca

DATED: August 25th, 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.





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

APPLICATION FOR CONSENT TO SEVER LAND UNDER SECTION 53 OF THE PLANNING ACT

	J. (152)		J. 111L	LAMMING		Office Use Onl
Date Application Received:		te Application emed Complete	e:	Submission N	lo.:	File No.:
1 APPLICANT IN	FORMATION	ON				
1.1, 1.2	N	IAME		ADDRESS		PHONE/FAX
Registered CityHousi Owners(s) Corporati		ng Hamilton on				
Applicant(s)*						
Agent or UrbanSolut Solicitor Land Devel		- No. 107				
2 LOCATION OF S 2.1 Area Municipali		LAND Com	plete the	e applicable line		mer Township
Hamilton	ty	Lot	Conce	5551011	101	mer rownship
Registered Plan N°		Lot(s)	Refere	ence Plan N°.	Par	t(s)
876		82				
Municipal Address 12 Eastvale Place, Hamilton					Ass	essment Roll N°.
2.2 Are there any each of the last of the					subjec	ct land?
B PURPOSE OF 1			n: (ched	ck appropriate	box)	
a) <u>Urban Area T</u>	ransfer (de	not complete	e Sectio	on 10):		
X creation of				Other:	=	charge
x addition t ☐ an easem			[_	ease correction of title	

b) Rural Area / Rural Settle	ement Area Tran	sfer (Section 10	must be com	pleted):	
creation of a new lot creation of a new not creation of a new not (i.e. a lot containing a stresulting from a farm co addition to a lot	n-farm parcel surplus farm dwe		her: a charg a lease a correct an ease	ction of title	
3.2 Name of person(s), if know or charged: Unknown	n, to whom land	or interest in lar	nd is to be trans	eferred, leased	
3.3 If a lot addition, identify the Part 1 of retained lots created to a 4 DESCRIPTION OF SUBJE	cknowledge existing e	encroachment and is	to be transferred to	22 Eastvale Place.	
4 DESCRIPTION OF SUBJE4.1 Description of land intender			J - 157 (50) THE PROPERTY OF THE PARTY.		
Frontage (m)	Depth (m)		Area (m² or ha	a)	
14.69m	36.31m		534.9 m2		
Existing Use of Property to be s Residential Agriculture (includes a farm Other (specify)	dwelling)	☐ Industrial ☐ Agricultural-l		Commercial Vacant	
Proposed Use of Property to be Residential Agriculture (includes a farm Other (specify)		☐ Industrial ☐ Agricultural-		Commercial Vacant	
Building(s) or Structure(s): Existing: Semi-Detached	Dwelling				
Proposed: Semi-Detached	I Dwelling				
Type of access: (check appropriate provincial highway municipal road, seasonally range municipal road, maintained in the seasonal propriate municipal road, maintained municipal road, mainta	maintained] right of way] other public ro	pad	
Type of water supply proposed: (check appropriate box) X publicly owned and operated piped water system lake or other water body other means (specify)					
Type of sewage disposal propo X publicly owned and operate ☐ privately owned and operate ☐ other means (specify)	d sanitary sewag	ge system tic system *Note: Land to be		to Part 1 and Part 3 as per R-Plar	
4.2 Description of land intende	ed to be Retaine		on to 22 Eastvale Pla	ace - Part 3: 10 Eastvale Place to	
Frontage (m) Part 3: 13.52m Part 1: 2.08m	Depth (m) Part 3: 36.31m	Part 1: 20.40m	Area (m² or h Part 3: 504.9 m²	A DESCRIPTION OF THE PROPERTY	
Existing Use of Property to be X Residential Agriculture (includes a farm Other (specify)		☐ Industrial ☐ Agricultural-	Related	Commercial Vacant	

Proposed Use of Property to be retained: X Residential Agriculture (includes a farm dwelling) Other (specify)	☐ Industrial ☐ Agricultura	al-Related	☐ Commercial ☐ Vacant
Building(s) or Structure(s):			
Existing: Semi-detached dwelling			
Proposed: Semi-detached dwelling			
Type of access: (check appropriate box) provincial highway municipal road, seasonally maintained municipal road, maintained all year		right of other p	way ublic road
Type of water supply proposed: (check appropriately owned and operated piped was privately owned and operated individual	ter system		other water body leans (specify)
Type of sewage disposal proposed: (check publicly owned and operated sanitary privately owned and operated individual other means (specify)	sewage system	-	
4.3 Other Services: (check if the service X electricity X telephone	is available) school bussing	X	garbage collection
5 CURRENT LAND USE5.1 What is the existing official plan design			
Riggi Hamilton (http://diamage.com	ion (it oppliedble).	NI/A	
Rural Hamilton Official Plan designat			
Urban Hamilton Official Plan designation			purhood
Urban Hamilton Official Plan designa Please provide an explanation of how Official Plan.	tion (if applicable)_	Neighbo	
Urban Hamilton Official Plan designa Please provide an explanation of how	tion (if applicable)_	Neighbo	
Urban Hamilton Official Plan designa Please provide an explanation of how Official Plan.	tion (if applicable)_	Neighbo	
Urban Hamilton Official Plan designa Please provide an explanation of how Official Plan.	tion (if applicable)_ the application cor ject land? hister's zoning order	Neighbo	a City of Hamilton
Urban Hamilton Official Plan designa Please provide an explanation of how Official Plan. Please refer to cover letter. Description of the subset of the subject land is covered by a Mires.	tion (if applicable)_ the application cor pject land? hister's zoning order her City of Hamilton Zoning res on the subject lands	Neighbonforms with what is the By-law 6593 and or with	a City of Hamilton e Ontario Regulation in 500 metres of the
Urban Hamilton Official Plan designa Please provide an explanation of how Official Plan. Please refer to cover letter. Please refer to cover letter. 5.2 What is the existing zoning of the sub If the subject land is covered by a Mir Number? Urban Protected "D" in the Form 5.3 Are any of the following uses or feature subject land, unless otherwise specifications.	tion (if applicable)_ the application cor pject land? hister's zoning order her City of Hamilton Zoning res on the subject lands	Neighbonforms with what is the By-law 6593 and or with	a City of Hamilton e Ontario Regulation in 500 metres of the

A land fill		N/A		
A sewage treatment plant or waste stabilization plant		N/A		
A provincially significant wetland		N/A		
A provincially significant wetland within 120 metres		N/A		
A flood plain		N/A		
An industrial or commercial use, and specify the use(s)		Commercial Plazas + Lime Ridge Mall		
An active railway line		N/A		
A municipal or federal airport		N/A		
6 PREVIOUS USE OF PROPERTY X Residential Industrial Commercial Agriculture Vacant Other (specify)				
6.1 If Industrial or Commercial, specify useN/A				
6.2 Has the grading of the subject land been changed by has filling occurred? X Yes No Unknown	adding ear	th or other material, i.e.,		
6.3 Has a gas station been located on the subject land or Yes No Unknown	adjacent la	ands at any time?		
6.4 Has there been petroleum or other fuel stored on the Yes X No Unknown	subject lan	d or adjacent lands?		
Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands? Yes X No Unknown				
6.7 Have the lands or adjacent lands ever been used as a weapons firing range? Yes X No Unknown				
경영에 가는 그렇게 그게 살아가는 맛있다면서 얼마가 하고 그렇지만 맛을 어려면 살아가는 아들이 살아야 하는 그렇게 되었다면서 그게 되었다면서 그게 되었다면서 그게 하는데 그렇다는 그를 다 했다.	area of an operational/non-operational landfill or dump?			
6.9 If there are existing or previously existing buildings, are there any building materials remaining on site which are potentially hazardous to public health (e.g., asbestos, PCB's)? Yes No X Unknown				
6.10 Is there reason to believe the subject land may have been contaminated by former uses on the site or adjacent sites? ☐ Yes ☐ No ☒ Unknown				
11 What information did you use to determine the answers to 6.1 to 6.10 above? Consultation with client.				
6.12 If previous use of property is industrial or commercial or if YES to any of 6.2 to 6.10, 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 X No				
 7 PROVINCIAL POLICY 7.1 a) Is this application consistent with the Policy Statements issued under subsection of the <i>Planning Act</i>? (Provide explanation) 				
X Yes No				

r lease feler t	o cover lotter.
Is this applicat	tion consistent with the Provincial Policy Statement (PPS)? No (Provide explanation)
Please refer t	o cover letter.
Does this app	lication conform to the Growth Plan for the Greater Golden Horseshoo
Please refer to	o cover letter.
plans? (If YES	et lands within an area of land designated under any provincial plan or S, provide explanation on whether the application conforms or does not be provincial plan or plans.) X No
Subject la	nds are not located within land designated under any provincial plan.
∐ Yes	et lands subject to the Niagara Escarpment Plan? X No roposal in conformity with the Niagara Escarpment Plan? No No anation) Subject lands are not located within the Niagara Escarpment Plan boundaries.
Are the subjec ☐ Yes	et lands subject to the Parkway Belt West Plan? X No
If yes, is the pr	roposal in conformity with the Parkway Belt West Plan? No (Provide Explanation)
N/A	
Are the subjec ☐ Yes	t lands subject to the Greenbelt Plan? X No
If yes, does thi ☐ Yes	is application conform with the Greenbelt Plan? No (Provide Explanation)
Subject lands	s are located in Settlement area outside of Greenbelt

8.1	Has the subject land ever been the subject of an application for approval of a plan of subdivision or a consent under sections 51 or 53 of the <i>Planning Act</i> ? ☐ Yes ☐ X No ☐ Unknown				
	If YES, and known, indicate the appropriate application file number and the decision made on the application.				
	N/A				
8.2	If this application is a re-submission of a previous consent application, describe how it has been changed from the original application.				
0.0	N/A				
8.3	Has any land been severed or subdivided from the parcel originally acquired by the owner of the subject land? Yes No				
	If YES, and if known, provide for each parcel severed, the date of transfer, the name of the transferee and the land use. N/A				
8.4	How long has the applicant owned the subject land? January 2002				
8.5	Does the applicant own any other land in the City? X Yes No If YES, describe the lands in "11 - Other Information" or attach a separate page.				
9 9.1	OTHER APPLICATIONS Is the subject land currently the subject of a proposed official plan amendment that has been submitted for approval? Yes X No Unknown				
	If YES, and if known, specify file number and status of the application. N/A				
9.2	Is the subject land the subject of any other application for a Minister's zoning order, zoning by-law amendment, minor variance, consent or approval of a plan of subdivision? Yes X No Unknown				
	If YES, and if known, specify file number and status of the application(s).				
	File number N/A Status N/A				
10 10.	RURAL APPLICATIONS **Rural Hamilton Official Plan Designation(s)				
	Agricultural Rural Specialty Crop				
	☐ Mineral Aggregate Resource Extraction ☐ Open Space ☐ Utilities				
	Rural Settlement Area (specify)				
	Settlement Area Designation				
	If proposal is for the creation of a non-farm parcel resulting from a farm consolidation, indicate the existing land use designation of the abutting or non-abutting farm operation.				
10.	Type of Application (select type and complete appropriate sections)				
10.	Agricultural Severance or Lot Addition				
	Agricultural Severance of Lot Addition Agricultural Related Severance or Lot Addition Rural Resource-based Commercial Severance or Lot Addition Or Lot Addition (Complete Section 10.3)				
	Rural Institutional Severance or Lot Addition				

HISTORY OF THE SUBJECT LAND

	Rural Settlement Area Severance or Lot Addition				
	Surplus Farm Dwelling Severance Abutting Farm Consolidation	from an	(Complete Section 10.4)		
	Surplus Farm Dwelling Severance Non-Abutting Farm Consolidation	from a	(Complete Section 10.5)		
10.3	Description of Lands				
	a) Lands to be Severed:		81		
	Frontage (m): (from Section 4.1)	Area (m² or ha): (from in Section 4.1)		
	Existing Land Use:	Proposed Land Us	se:		
	b) Lands to be Retained:				
	Frontage (m): (from Section 4.2)	Area (m2 or ha): (t	from Section 4.2)		
	Existing Land Use:	Proposed Land Us	se:		
10.4	Description of Lands (Abutting Farma) Location of abutting farm:	Consolidation)			
	(Street)	(Municipality)	(Postal Code)		
	b) Description abutting farm:				
	Frontage (m):	Area (m2 or ha):			
	Existing Land Use(s):	Proposed Land Use	(s):		
	c) Description of consolidated farm (ex surplus dwelling):	coluding lands intende	ed to be severed for the		
	Frontage (m):	Area (m2 or ha):			
	Existing Land Use:	Proposed Land Use	;		
	d) Description of surplus dwelling land	s proposed to be seve	ered:		
	Frontage (m): (from Section 4.1)	Area (m2 or ha): (f	from Section 4.1)		
	Front yard set back:				
	e) Surplus farm dwelling date of constr	ruction:			
	Prior to December 16, 2004	☐ After Decem	ber 16, 2004		
	f) Condition of surplus farm dwelling:				
	☐ Habitable	☐ Non-Habitab	le \		
	g) Description of farm from which the s (retained parcel):	surplus dwelling is inte	ended to be severed		
	Frontage (m): (from Section 4.2)	Area (m2 or ha): (f	from Section 4.2)		
	Existing Land Use:	Proposed Land Use	:		
10.5	Description of Lands (Non-Abutting	Farm Consolidation)		
	a) Location of non-abutting farm				
	(Street)	(Municipality)	(Postal Code)		

(d)	Des	scription of non-abutting farm	
F	ronta	age (m):	Area (m2 or ha):
Ex	istin	g Land Use(s):	Proposed Land Use(s):
c)	Dos	scription of surplus dwelling lands	intended to be severed:
		age (m): (from Section 4.1)	
Fre	ont y	rard set back:	
d)	Sur	plus farm dwelling date of constru	action:
		Prior to December 16, 2004	After December 16, 2004
e)	Cor	ndition of surplus farm dwelling:	
		Habitable	☐ Non-Habitable
f)	(ret	ained parcel):	urplus dwelling is intended to be severed
F	ronta	age (m): (from Section 4.2)	Area (m2 or ha): (from Section 4.2)
Ex	cistin	g Land Use:	Proposed Land Use:
1 OTH	IER I	INFORMATION	
	Adju		u think may be useful to the Committee of wing this application? If so, explain below or
		Please refer to cover letter.	
	8		
	84		
	2 		
		I (Use the attached Sketch Sheelication shall be accompanied by a	et as a guide) a sketch showing the following in metric units:
(a)	the	boundaries and dimensions of an owner of the ject land;	y land abutting the subject land that is owned b
(b)		approximate distance between th andmark such as a bridge or railw	e subject land and the nearest township lot line ay crossing;
(c)		boundaries and dimensions of the ered and the part that is intended	e subject land, the part that is intended to be to be retained;
(d)		location of all land previously severent owner of the subject land;	ered from the parcel originally acquired by the
(e)	bar		I and artificial features (for example, buildings, , drainage ditches, banks of rivers or streams, eptic tanks) that,
	i) ii)	are located on the subject land a in the applicant's opinion, may at	n on land that is adjacent to it, and fect the application;
(f)		current uses of land that is adjace icultural or commercial);	ent to the subject land (for example, residential
(g)			roads within or abutting the subject land, road allowance, a public travelled road, a priva



August 10, 2020 358-20

Via Delivered

Ms. Jamila Sheffield Secretary Treasurer

Committee of Adjustment City of Hamilton 71 Main Street West, 5th Floor Hamilton, ON, L8P 4Y5

Dear Ms. Sheffield,

Re: 10 & 12 Eastvale Place, Hamilton **Consent to Sever Application**

UrbanSolutions Planning & Land Development Consultants Inc. (UrbanSolutions) is the authorized planning consultant acting on behalf of CityHousing Hamilton Corporation, for the lands municipally known as 10 & 12 Eastvale Pl., in the City of Hamilton. Please accept the enclosed Application for Consent to Sever to facilitate the severance of the subject property on their behalf.

The subject property is located on the northern side of Eastvale Place and is currently occupied by two semi-detached dwellings. The property is a +/- 1,039.8 m² parcel with lot frontage of +/- 37.40 m, that is to be split into three (3) blocks. The parcel is designated as "Neighbourhoods" in the Urban Hamilton Official Plan and is zoned Urban Protected "D" Zone of the Former City of Hamilton Zoning By-law 6593.

Purpose of the Application

The purpose of the Consent Application is to sever 12 Eastvale Place from 10 Eastvale Place. There will be two (2) blocks to be retained labeled Part 1 and Part 3 on the corresponding Sketch of Land Division for this application. The retained block labelled Part 1 is to acknowledge an existing encroachment and is to be transferred to the owner of 22 Eastvale Place. The Part 1 block to be transferred is proposed to have a lot area of +/- 37.9 m² and a frontage of +/- 2.08 m. The Part 3 block will be the retained lot and is proposed to have a lot area of +/- 504.9 m² and a frontage of +/- 13.52 m. The severed lot will have a lot area of +/- 534.9 m² with +/- 14.69 m of frontage. The proposed severance is illustrated on the enclosed Sketch of Land Division and both lots conform to Former City of Hamilton Zoning By-law 6593.

To assist in the evaluation of the application, please refer to the enclosed Sketch of Land Division.

The Consent Application is in keeping with Section 53(1) of the Planning Act, R.S.O, 1990, as amended, as a plan of subdivision is not necessary for the proper and orderly development of the subject lands.

Based on the above analysis, UrbanSolutions believes that the applications represent good land use planning and satisfy Sections 45(1) and 53(1) of the *Planning Act*.

In support of this application, please find enclosed the following:

- Two (2) copies of the completed Consent Application form;
- One (1) full size copy and two (2) reduced 11" x 17" copies of the Sketch of Land Division, prepared by AT McLaren Ltd.;
- One (1) cheque in the amount of \$2,845.00 made payable to the City of Hamilton for the Consent to Sever Application.

We trust the enclosed is in order; however, please feel free to contact the undersigned with any questions.

Regards,

UrbanSolutions

Matt Johnston, MCIP, RPP

Principal

Scott Beedie, BURPI

Planner

8 Zeedie

AT McLaren Ltd. c/o Robert McLaren cc: CityHousing Hamilton Corp. c/o Vimal Sarin