

## **COMMITTEE OF ADJUSTMENT**

City Hall, 5<sup>th</sup> floor, 71 Main Street West, Hamilton, ON L8P 4Y5 Telephone (905) 546-2424, ext. 4221, 3935 Fax (905) 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.:	HM/A-21:118
APPLICANTS:	Owner B. Julius & S. Jansen
SUBJECT PROPER	TY: Municipal address 185 Wentworth St. S., Hamilton
ZONING BY-LAW:	Zoning By-law 6593, as Amended 76-229
ZONING:	"C" (Urban Protected Residential, etc.) district
PROPOSAL:	To permit the conversion of the existing single family dwelling to a

two family dwelling, notwithstanding that:
 A minimum lot area of 246.92 square metres shall be provided, instead of the

minimum required lot area of 270.0 square metres.

2. The external appearance of the converted dwelling shall be permitted to be altered by construction of a rear open exterior stairs/fire escape and a rear uncovered balcony at the second storey instead of the requirement that the external appearance and character of the converted dwelling shall be preserved.

3. The two (2) required parking spaces may be located in the front yard instead of the requirement that only one of the required parking spaces may be located in the front yard.

4. No onsite manoeuvring shall be provided for the two (2) required parking spaces instead of the requirement that a manoeuvring space shall be provided and maintained abutting and accessory to each required parking space on the lot and whereas the Zoning By-law only permits off-site manoeuvring for only one parking space.

5. Two parking spaces having dimensions not less than 2.12 metres wide by 6.34 metres long shall be provided, instead of the requirement that every required parking space, other than a parallel parking space, shall have dimensions not less than 2.7 metres wide and 6.0 metres long.

6. The manoeuvring spaces for both of the required parking spaces may be provided off-site instead of the requirement that required parking and manoeuvring spaces shall be provided and maintained only on the lot on which the principle use, building or structure is located.

### NOTE:

1. A building permit is required for the conversion of the existing single family dwelling into a two family dwelling. Be advised that Ontario Building Code regulations may require specific setback and construction types.

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

DATE: TIME:	Thursday, May 6th, 2021 3:45 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

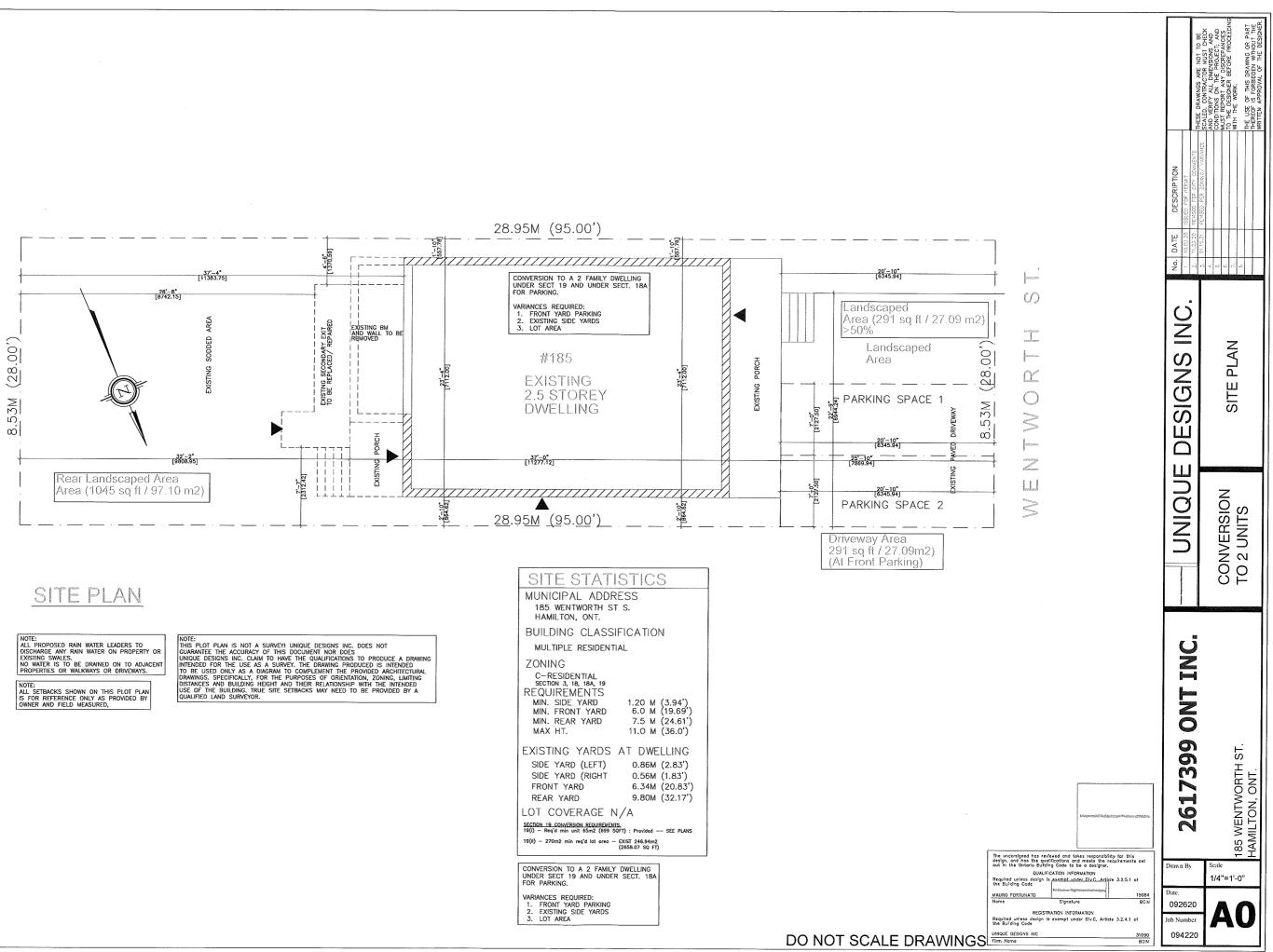
For more information on this matter, including access to drawings illustrating this request:

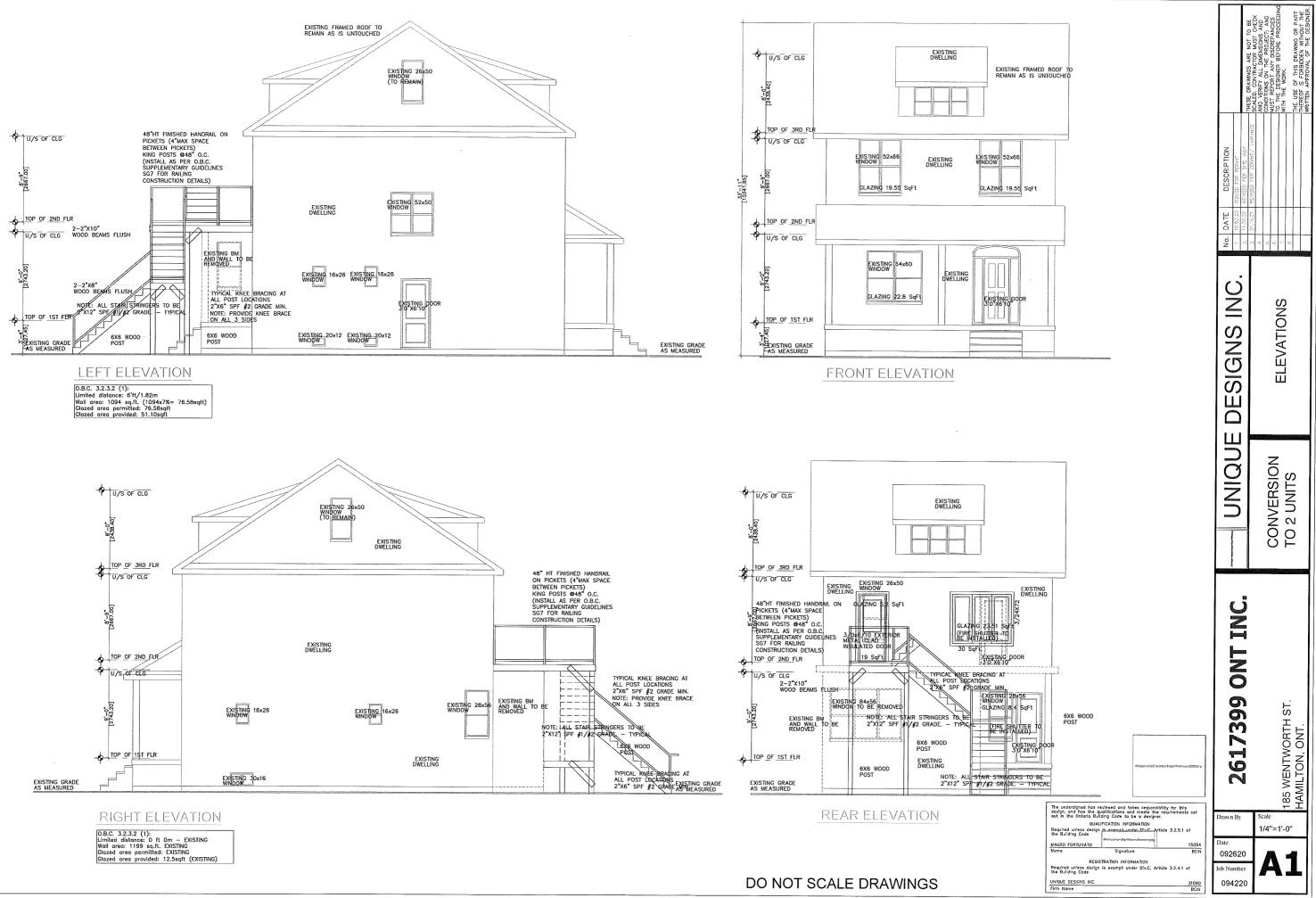
- Visit <u>www.hamilton.ca/committeeofadjustment</u>
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935
- Email Committee of Adjustment staff at <u>cofa@hamilton.ca</u>

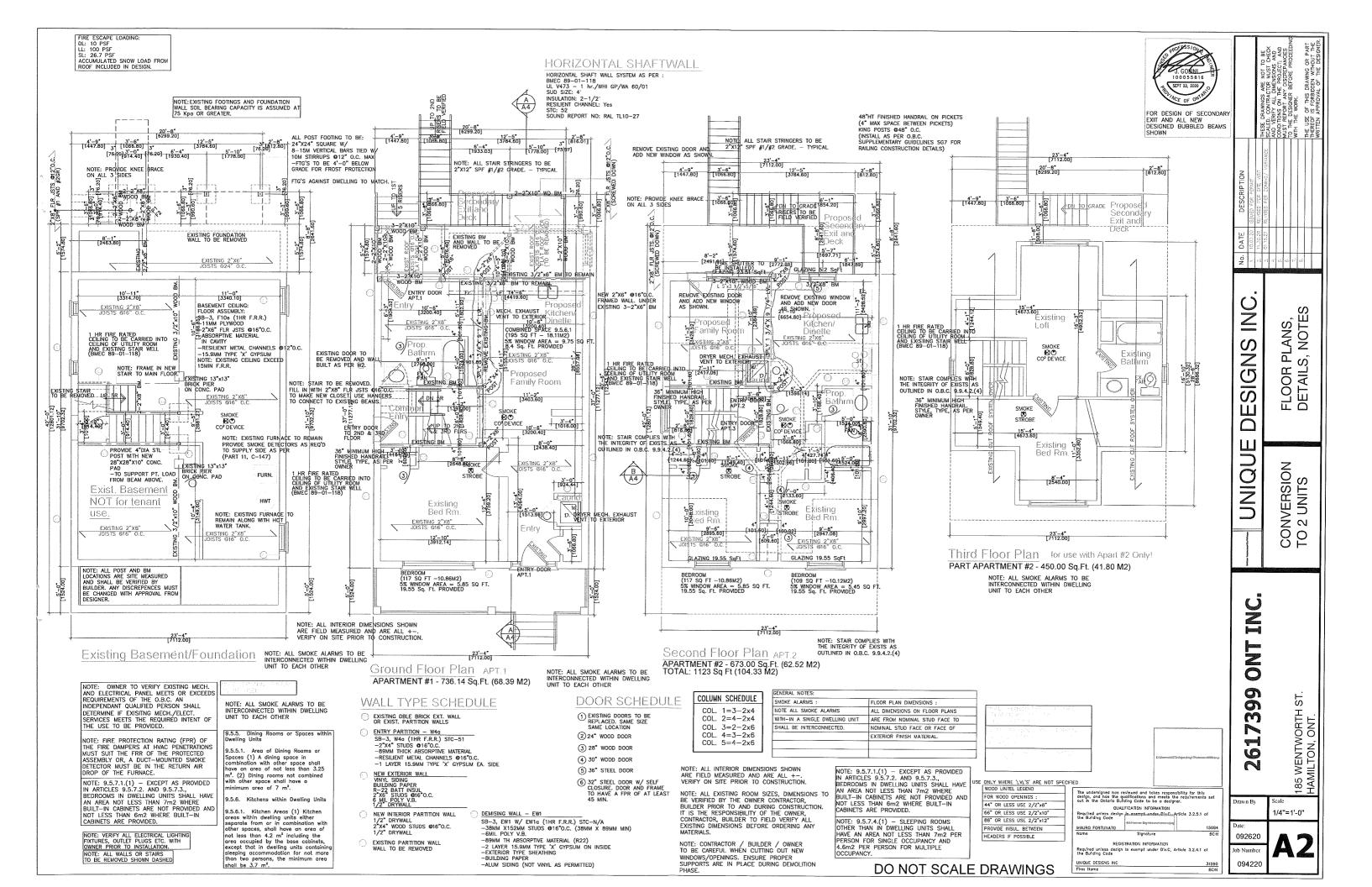
DATED: April 20th, 2021.

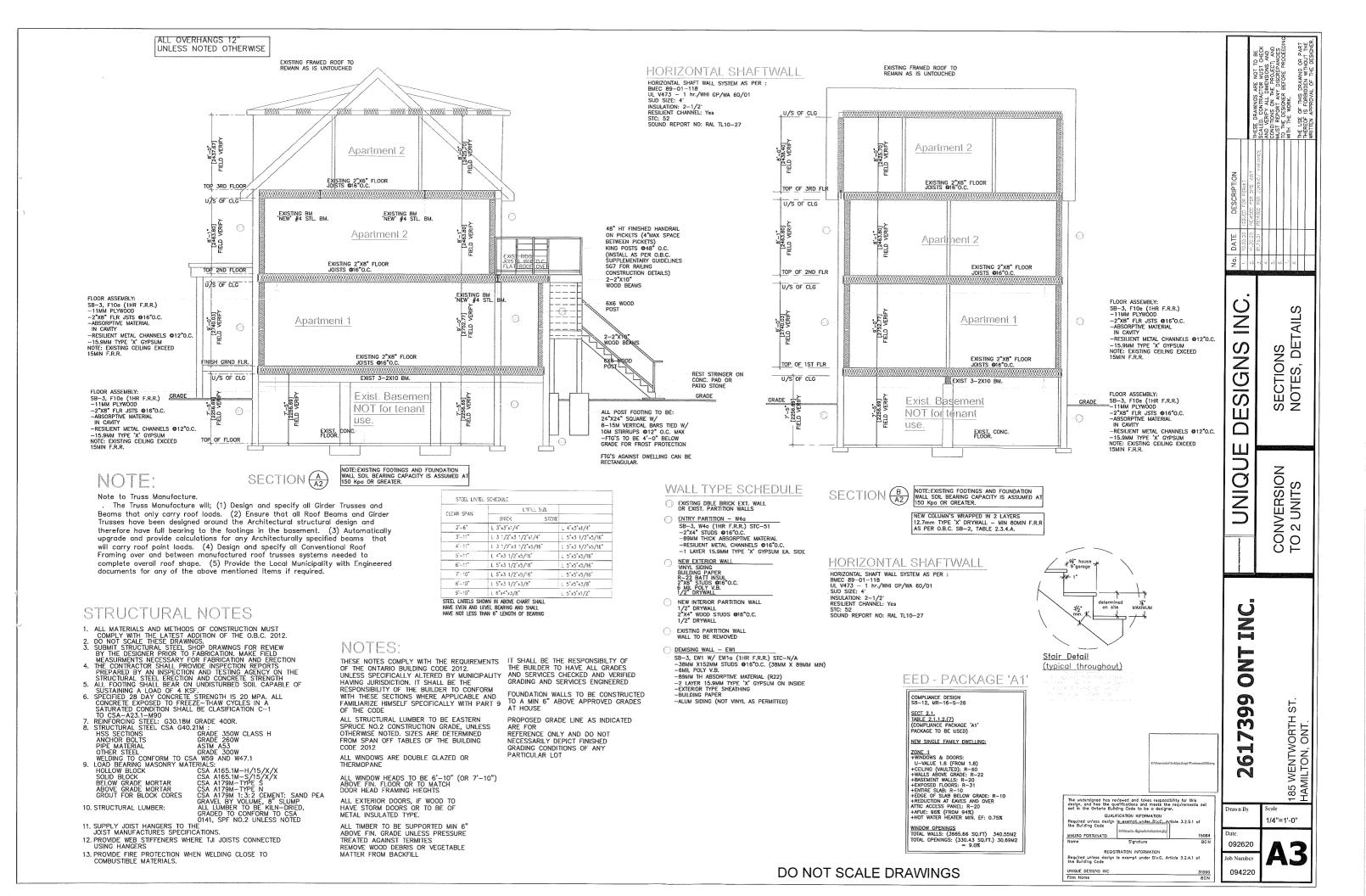
Jamila Sheffield, Secretary-Treasurer Committee of Adjustment

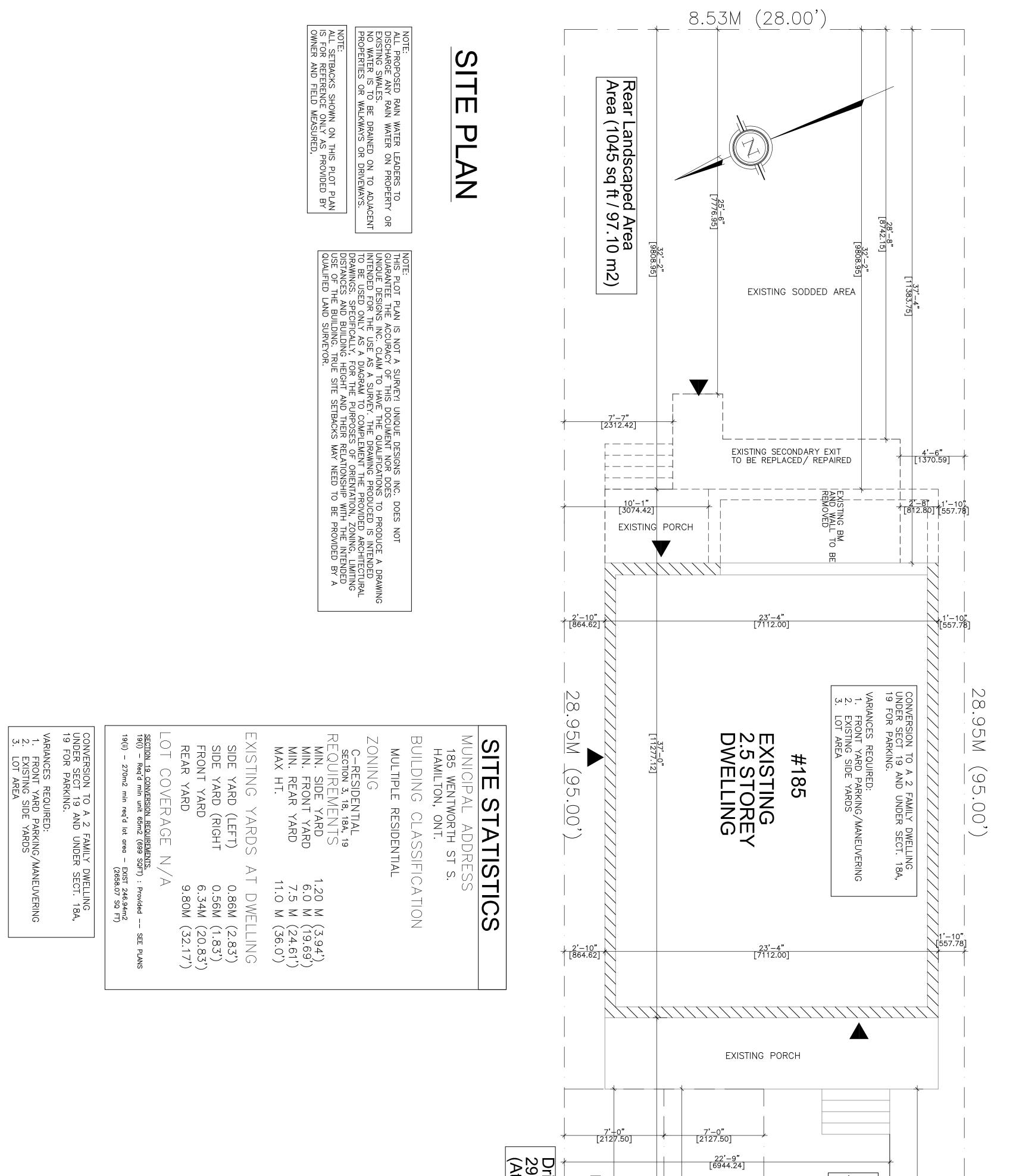
Information respecting this application is being collected under the authority of the Planning Act, R.S.O., 1990, c. P. 13. All comments and opinions submitted to the City of Hamilton on this matter, including the name, address, and contact information of persons submitting comments and/or opinions,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

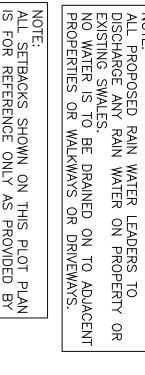














	Area / 27.09m2) Parking) L Z L Z L Z L Z L Z L Z L Z L Z L Z L Z	TOP	
Job Number         Drawn By         Description         Description <thdescrinteracting and="" and<="" th=""><th>UNIQUE DESIGNS UNIQUE DESIGNS UNIQUE DESIGNS</th><th>E DESIGNS INC.</th><th>No.DATEDESCRIPTION1.10.03.20ISSUED FOR PERMIT2.11.23.20REVISED PER CITY COMMENTSTHESE DRAWINGS ARE NOT TO BE</th></thdescrinteracting>	UNIQUE DESIGNS UNIQUE DESIGNS UNIQUE DESIGNS	E DESIGNS INC.	No.DATEDESCRIPTION1.10.03.20ISSUED FOR PERMIT2.11.23.20REVISED PER CITY COMMENTSTHESE DRAWINGS ARE NOT TO BE
<ul> <li>F</li> <li>Scale</li> <li>1/4 = 1-0</li> <li>185 WENTWORTH ST.</li> <li>HAMILTON, ONT.</li> </ul>	CONVERSION TO 2 UNITS	SITE PLAN	2.       11.23.20       REVISED PER CITY COMMENTS         3.       01.15.21       REVISED PER ZONING/ VARIANCE       THESE DRAWINGS ARE NOT TO BE SCALED. CONTRACTOR MUST CHECK         4.       04.07.21       REVISED PER ZONING/ VARIANCE       AND VERIFY ALL DIMENSIONS AND CONDITIONS ON THE PROJECT; AND MUST REPORT ANY DISCREPANCIES         6.       01.15.21       MUST REPORT ANY DISCREPANCIES         7.       01.15.21       THE USE OF THIS DRAWING OR PART THEREOF IS FORBIDDEN WITHOUT THE WRITTEN APPROVAL OF THE DESIGNER.



Committee of Adjustment City Hall, 5<sup>th</sup> Floor, 71 Main St. W., Hamilton, ON L8P4Y5

Phone: (905) 546-2424 ext. 4221 Email: <u>cofa@hamilton.ca</u>

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

FOR OFFICE USE ONLY.

 APPLICATION NO. \_\_\_\_\_\_\_ DATE APPLICATION RECEIVED \_\_\_\_\_\_

 PAID \_\_\_\_\_\_\_ DATE APPLICATION DEEMED COMPLETE \_\_\_\_\_\_

 SECRETARY'S

 SIGNATURE \_\_\_\_\_\_\_

The Planning Act

#### 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, 2	NAME	ADDRESS	
Registered Owners(s)	Benjamin Julius Samantha Jansen		Phone:
			F-mail·
Applicant(s)*			Phone:
			E-mail:
Agent or Solicitor			Phone:
			E-mail:

#### Note: Unless otherwise requested all communications will be sent to the agent, if any.

3. Names and addresses of any mortgagees, holders of charges or other encumbrances:

Benjamin Julius699 Haldimand Rd. 9 Hagersville, ON N0A 1H0Samantha Jansen

Additional sheets can be submitted if there is not sufficient room to answer the following questions. Additional sheets must be clearly labelled

4. Nature and extent of relief applied for:

To create a legal duplex, parking spaces to 2-2.13x6.34, existing sideyards 2'-10" North propert line & 1'-10" South Property line. (These are exsisting) lot area required is 270m2 exsisting lot is 246.94m2

5. Why it is not possible to comply with the provisions of the By-law?

The property is exissting and the current dwellling has existed since 1910

6. Legal description and Address of subject lands (registered plan number and lot number or other legal description and where applicable, **street and street number**):

185 Wentworth St S. Hamilton ON L8N 2Z5 Single family home

7. PREVIOUS USE OF PROPERTY

	Residential Industrial Commercial
	Agricultural Vacant
	Other
8.1	If Industrial or Commercial, specify use
8.2	Has the grading of the subject land been changed by adding earth or other material, i.e. has filling occurred?
	Yes No 🗹 Unknown
8.3	Has a gas station been located on the subject land or adjacent lands at any time?
	Yes No 🗹 Unknown
8.4	Has there been petroleum or other fuel stored on the subject land or adjacent lands?
	Yes No 🖌 Unknown
8.5	Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands?
	Yes No 🖌 Unknown
8.6	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
8.7	Have the lands or adjacent lands ever been used as a weapon firing range?
	Yes No 🗹 Unknown
8.8	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 🟒 Unknown
8.9	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 🖌 Unknown

8.10 Is there any reason to believe the subject land may have been contaminated by former uses on the site or adjacent sites?

Yes	No 🗸	Unknown
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- 8.11 What information did you use to determine the answers to 9.1 to 9.10 above?
- 8.12 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? These $$	Is the previous use inventory attached?	Yes	No	$\checkmark$
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#### 9. ACKNOWLEDGEMENT CLAUSE

I acknowledge that the City of Hamilton is not responsible for the identification and remediation of contamination on the proper which is the subject of this Application – by reason of its approval to this Application.

January 29/2021 Date

Signature Property Owner

Print Name of Owner

10.	Dimensions of lands	
	Frontage	SEE ATTACHED DRAWINGS
	Depth	
	Area	
	Width of street	

 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:

# SEE ATTACHED DRAWINGS

Proposed

12. Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines)

Existing:

# SEE ATTACHED DRAWINGS

Proposed:

13.	Date of acquisition of subject lands: November 11/2016
14.	Date of construction of all buildings and structures on subject lands: 1910
15.	Existing uses of the subject property:
	Single family home
16.	Existing uses of abutting properties: Single family home / 4 Plex Multi residential
17.	Length of time the existing uses of the subject property have continued:
18.	Municipal services available: (check the appropriate space or spaces)       Water    V      Sanitary Sewer    V      Storm Sewers    V
19.	Present Official Plan/Secondary Plan provisions applying to the land:
20.	Present Restricted Area By-law (Zoning By-law) provisions applying to the land:
21.	Has the owner previously applied for relief in respect of the subject property? Yes No If the answer is yes, describe briefly.
22.	Is the subject property the subject of a current application for consent under Section 53 of the <i>Planning Act</i> ?
	Yes
23.	Additional Information
24.	The applicant shall attach to each copy of this application a plan showing the dimensions of the subject lands and of all abutting lands and showing the location, size and type of all buildings and structures on the subject and abutting lands, and where required by the Committee of Adjustment such plan shall be signed by an Ontario Land Surveyor.

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