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.: FL/A-21:145

APPLICANTS: Graham Day on behalf of the owners A. & T. Butler

SUBJECT PROPERTY: Municipal address 2 Blueheron Ln., Flamborough

ZONING BY-LAW: Zoning By-law 05-200, as Amended 15-173

ZONING: "S1" (Settlement Residential) district

PROPOSAL: To permit the construction of a detached accessory building to be

located in the rear yard of the existing single detached dwelling

notwithstanding that;

- 1. A minimum side yard setback of 1.1 shall be provided on the northerly side lot line instead of the minimum required side yard setback of 3.0 m; and
- 2. A minimum rear yard setback of 2.5 m shall be provided on the easterly side lot line instead of the minimum required rear yard setback of 7.5 m.
- 3. Eaves and gutters shall be permitted to encroach the entire width of the northerly and easterly lot line instead of the maximum permitted encroachment of 0.6 m into the required yard, or to a maximum of half the distance of the required yard, whichever is the lesser.

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

DATE: Thursday, May 20th, 2021

TIME: 1:10 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.

FL/A-21: 145 Page 2

MORE INFORMATION

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

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

DATED: May 4th, 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.

DRAWINGS FOR A NEW ACCESSORY STRUCTURE 2 BLUEHERON LANE CARLISLE, ONTARIO

GENERAL NOTES

- 1. ALL CONSTRUCTION TO COMPLY WITH THE 2012 ONTARIO BUILDING CODE, AS AMENDED, AND ALL APPLICABLE LOCAL AND MUNICIPAL BY-LAWS AND REGULATIONS.
- 2. THESE DRAWINGS DO NOT INCLUDE ANY ELECTRICAL OR MECHANICAL WORK THAT MAY BE REQUIRED.
- 3. PRIOR TO THE START OF THE WORK, THE CONTRACTOR IS RESPONSIBLE FOR MAKING ARRANGEMENTS WITH THE CONSULTANT FOR THEIR REVIEW AS PER THE CONSULTANTS REQUIREMENTS.
- 4. THE CONTRACTOR SHALL FIELD VERIFY ALL DIMENSIONS AND EXISTING CONDITIONS AND NOTIFY THE DESIGNER OF ANY CONTEMPLATED DEVIATIONS FROM THESE DRAWINGS TO SUIT SITE CONDITIONS PRIOR TO MAKING CHANGES.
- 5. ANY PROPOSED DEVIATION FROM THESE DRAWINGS THAT WOULD BE CONSIDERED A MATERIAL CHANGE SHALL BE SUBMITTED TO THE DESIGNER FOR REVIEW AND APPROVAL, AND THEN TO THE AUTHORITY HAVING JURISDICTION FOR REVIEW AND APPROVAL. PRIOR TO THE CHANGES BEING CARRIED OUT.
- 6. REQUIRED INSPECTIONS BY THE AUTHORITIES HAVING JURISDICTION TO BE ARRANGED BY THE CONTRACTOR. ALL INSPECTIONS TO BE CARRIED OUT, AND THE CONSTRUCTION APPROVED, BEFORE PROCEEDING TO THE NEXT STAGE.
- 7. ACCESS TO EXITS AND STAIRWAYS SHALL BE MAINTAINED FREE OF DEBRIS AND ACCESSIBLE AT ALL TIMES.
- 8. ALL DEBRIS SHALL BE REMOVED FROM THE SITE AND LEGALLY DISPOSED OF.

CONSTRUCTION NOTES

- 1. IT IS THE CONTRACTORS RESPONSIBILITY TO INSURE THAT ANY NECESSARY SHORING OR TEMPORARY SUPPORTS THAT MAY BE REQUIRED ARE INSTALLED PRIOR TO THE START OF ANY WORK.
- 2. NEW FOOTINGS TO BEAR ON UNDISTURBED SOILS WITH A MINIMUM BEARING CAPACITY OF 100 kPa.
- 3. CONCRETE TO BE DESIGNED, MIXED, PLACED, CURED AND TESTED IN ACCORDANCE WITH THE REQUIREMENTS FOR "R" CLASS CONCRETE STATED IN CLAUSE 8.13 OF CSA A23.1, "CONCRETE MATERIALS AND METHODS OF CONCRETE CONSTRUCTION".
- 4. CONCRETE TO HAVE MINIMUM 20MPa 28 DAY COMPRESSIVE STRENGTH.
- 5. ALL CONCRETE TO HAVE A SLUMP OF 100 MM (4") MAX.
- 6. SAWN LUMBER TO BE S-P-F No. 2 OR BETTER.
- 7. ANY WOOD THAT WILL BE IN CONTACT WITH CONCRETE OR MASONRY TO BE PRESSURE TREATED OR SEPARATED WITH 6mil. POLY. OR EQUIV.
- 8. SHEATHING TO MEET THE REQUIREMENTS OF CSA 0151, "CANADIAN SOFTWOOD PLYWOOD".
- 9. FASTENING AS PER OBC ARTICLE 9.23.3.4 & 9.23.3.5. U.N.O.
- 10. BUILT-UP WOOD MEMBERS TO BE FASTENED TOGETHER WITH A DOUBLE ROW OF 31/2" NAILS SPACED @ 173/4" WITH END NAILS LOCATED 4" AND 57/8" FROM EACH END.
- 11. SEE DRAWINGS FOR ADDITIONAL NOTES.



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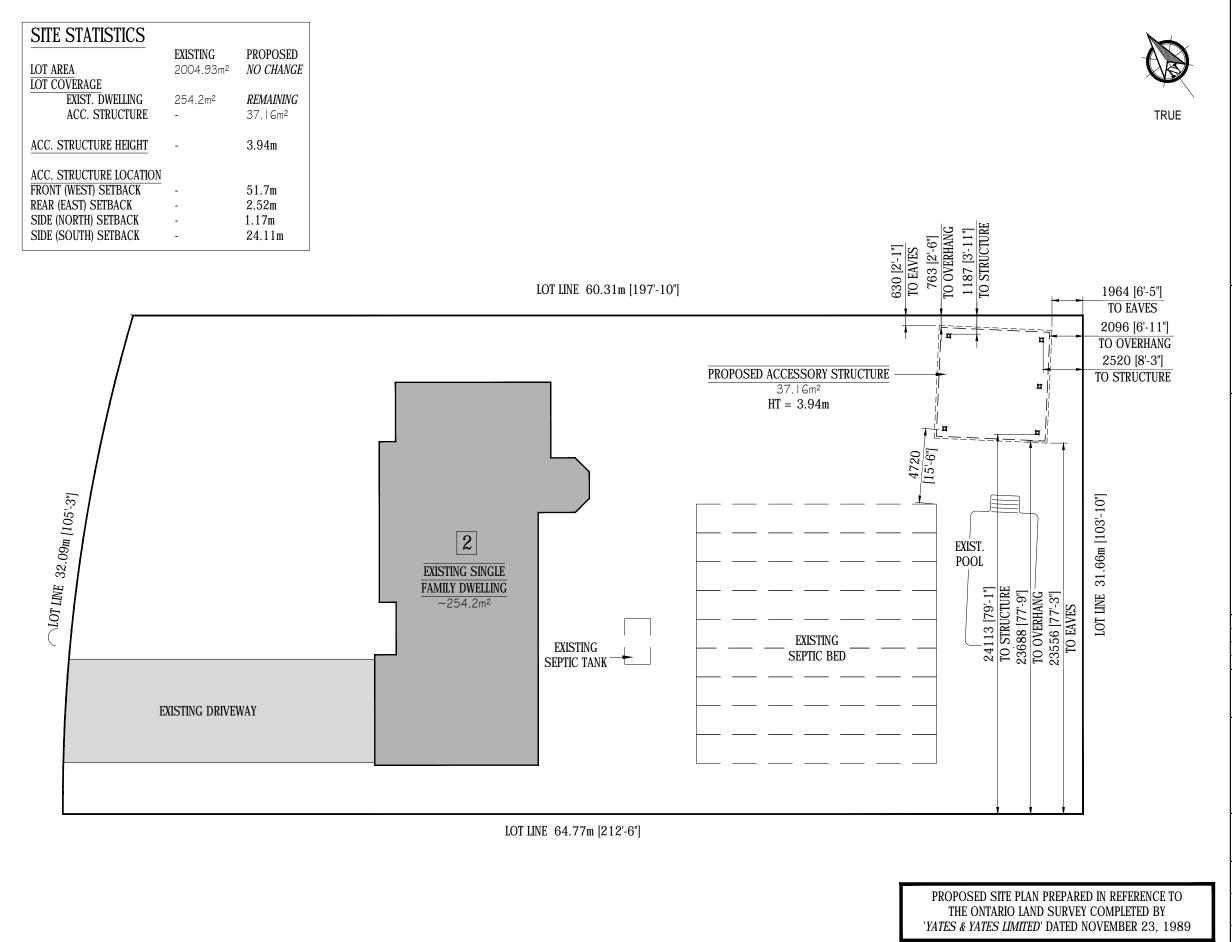
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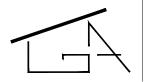
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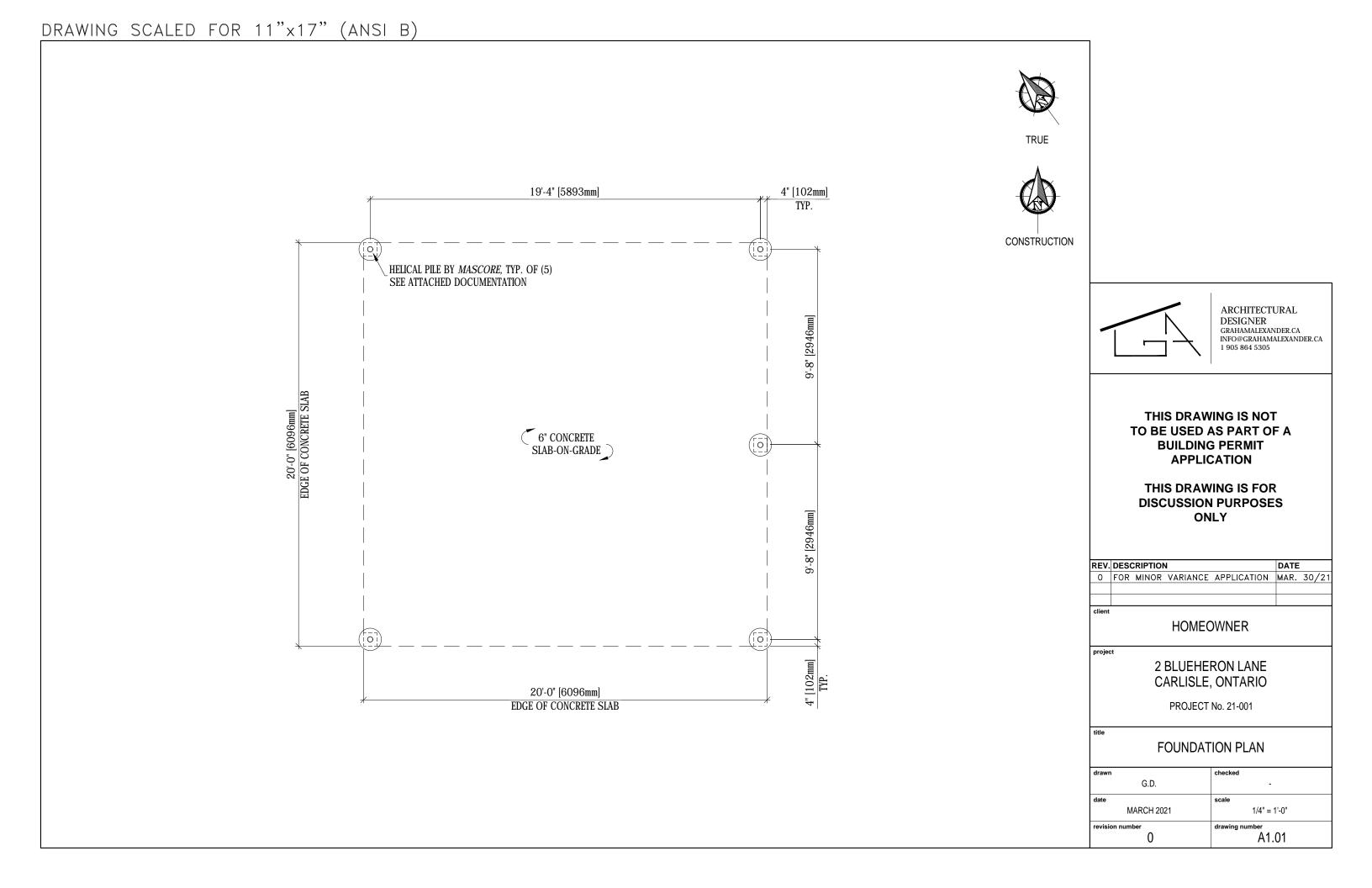
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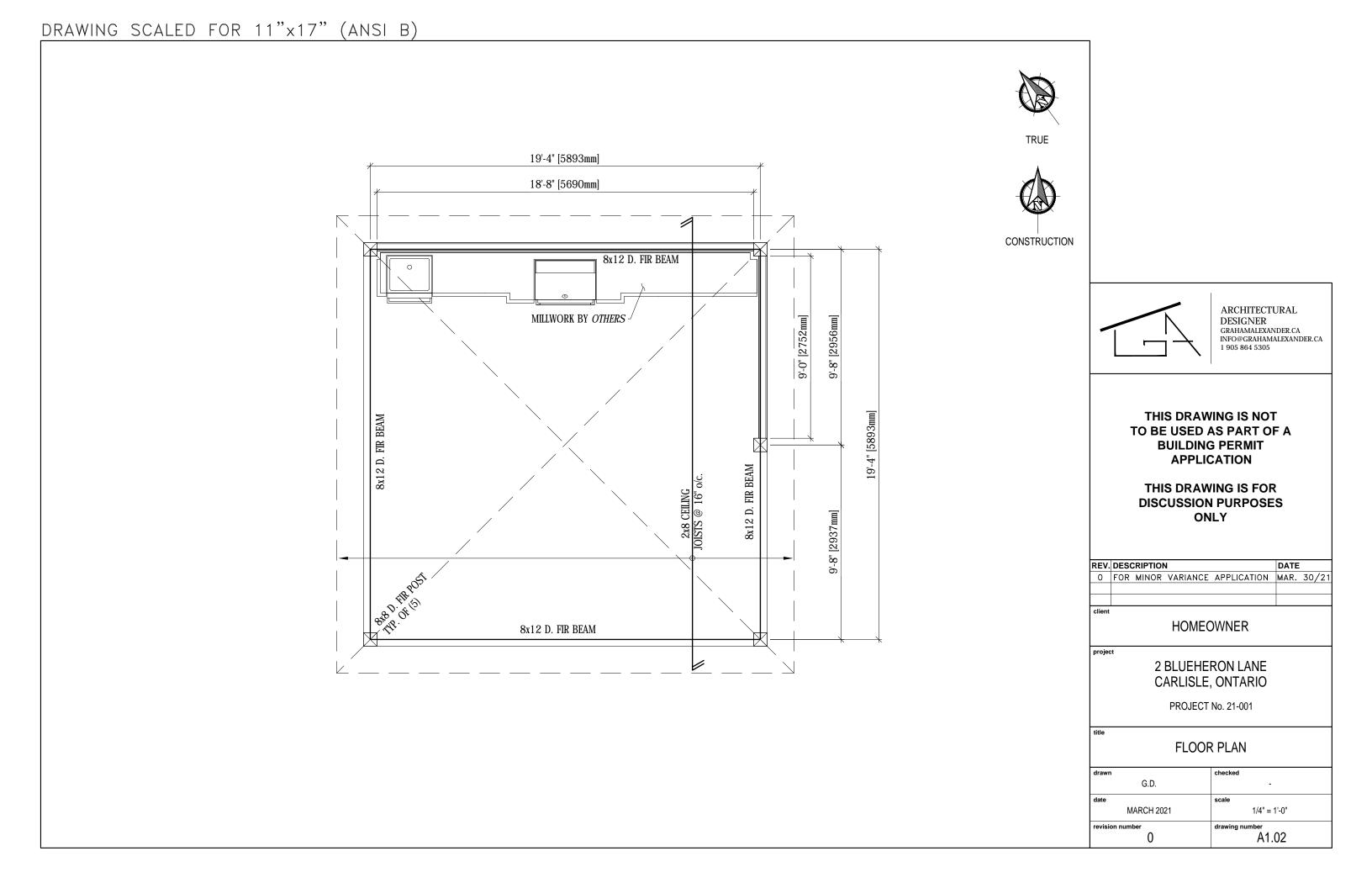
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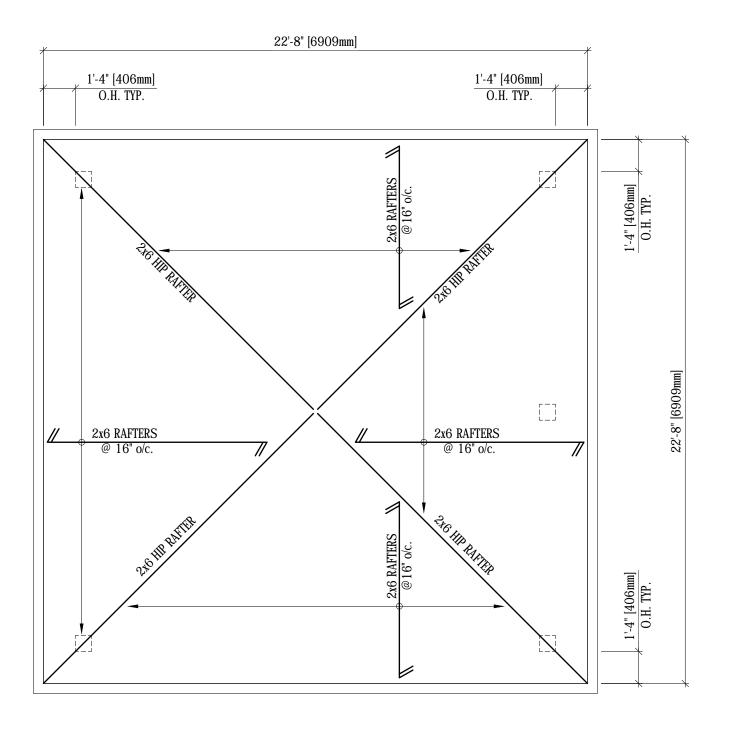
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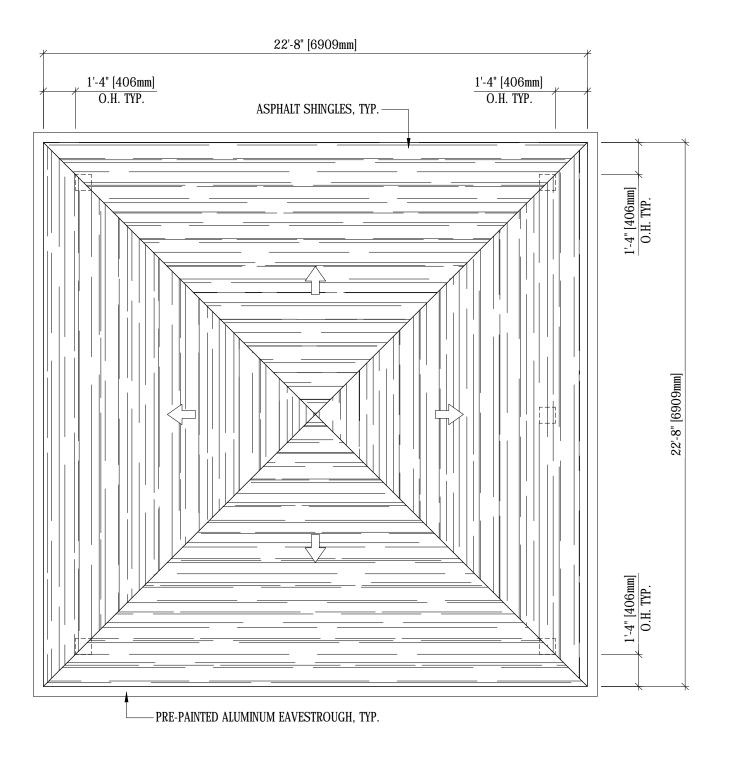
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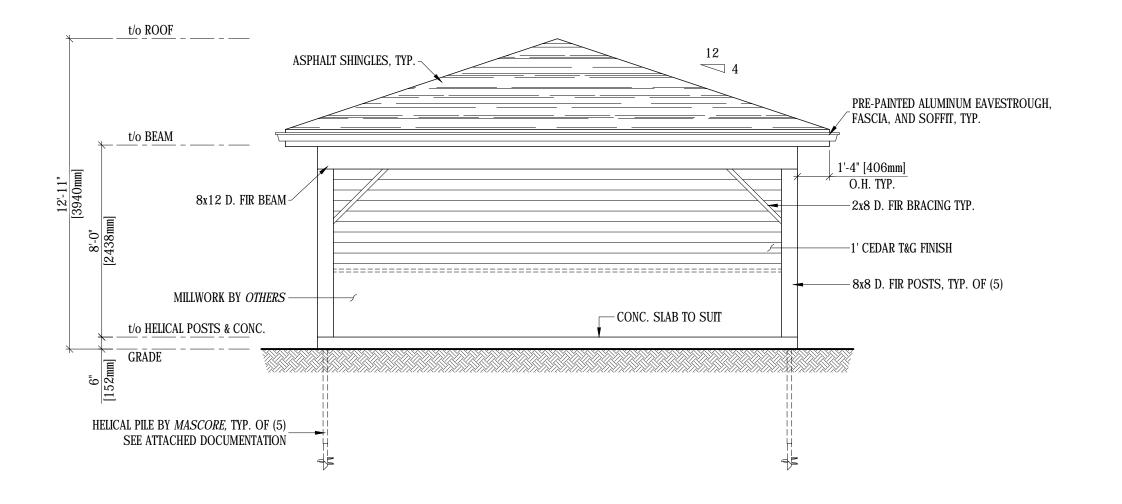
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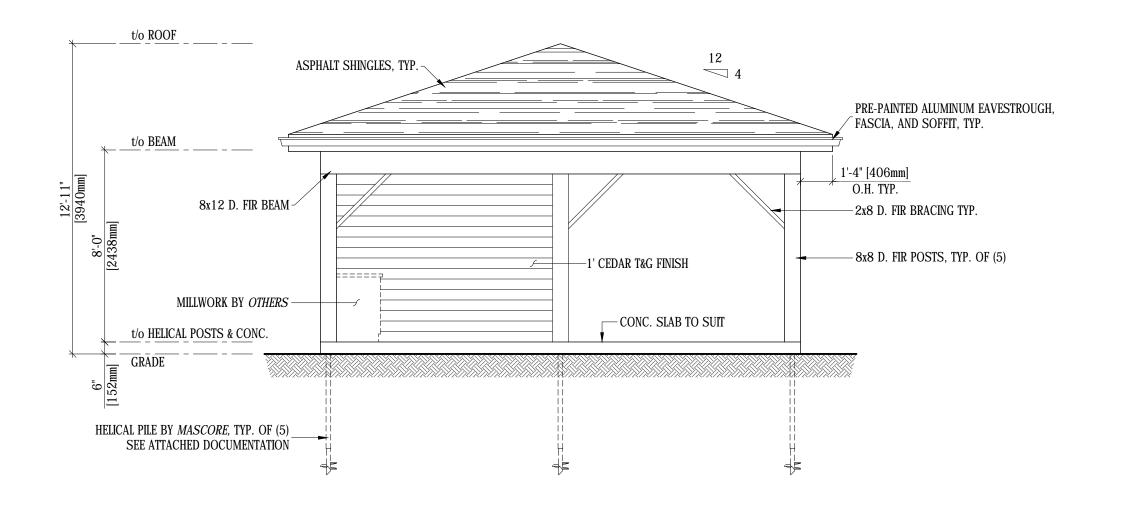
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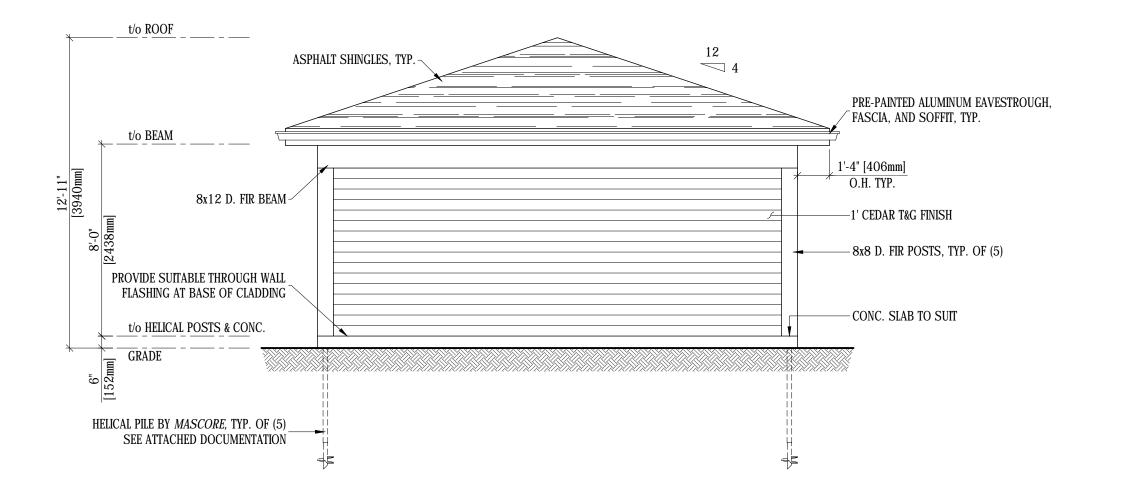
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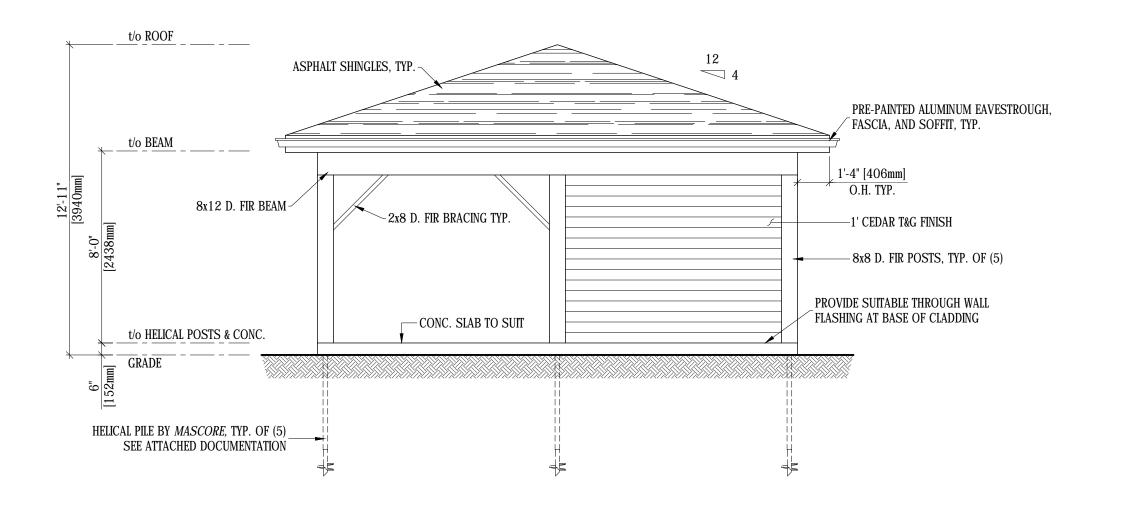
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Committee of Adjustment

City Hall, 5th Floor, 71 Main St. W., Hamilton, ON L8P4Y5

Phone: (905) 546-2424 ext. 4221

Email: cofa@hamilton.ca

APPLICATION FOR A MINOR VARIANCE

FOR OFFICE USE ONLY	<i>r</i> .
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)	Butler, Andrea & Trent			
Applicant(s)*	GRAHAM DAY			
Agent or Solicitor			Phone: E-mail:	

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:
 None

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

Nature and extent of relief applied for:

4.

PROPOSED ACCESSORY STRUCURE IN REAR YARD 1. 1.18m SIDE YARD SETBACK 2, 2,52m REAR YARD SETBACK 5. Why it is not possible to comply with the provisions of the By-law? BY-LAW STATES ACCESSORY BUILDINGS GREATER THAN 18m2 MUST COMPLY WITH PARENT DWELLING TYPE. 3.0m SIDE YARD *3.0m REAR YARD *(4.7 REDUCTION OF YARDS FOR NON-CONFORMING LOTS) Legal description and Address of subject lands (registered plan number and lot number or 6. other legal description and where applicable, street and street number): 2 BLUEHERON LANE, CARLISLE (TOWN OF FLAMBOROUGH) LOT 16, REGISTERED PLAN 62M S1 - SETTLEMENT RESIDENTIAL 7. PREVIOUS USE OF PROPERTY Residential Industrial Commercial Agricultural Vacant Other 8.1 If Industrial or Commercial, specify use _ Has the grading of the subject land been changed by adding earth or other material, i.e. 8.2 has filling occurred? Unknown Yes 8.3 Has a gas station been located on the subject land or adjacent lands at any time? Unknown (8.4 Has there been petroleum or other fuel stored on the subject land or adjacent lands? No Unknown (Yes 8.5 Are there or have there ever been underground storage tanks or buried waste on the subject_land or adjacent lands? No (•) Yes (Unknown Have the lands or adjacent lands ever been used as an agricultural operation where 8.6 cyanide products may have been used as pesticides and/or sewage sludge was applied to the lands? Yes () Unknown Have the lands or adjacent lands ever been used as a weapon firing range? 8.7 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? No (•) Yes (Unknown If there are existing or previously existing buildings, are there any building materials 8.9 remaining on site which are potentially hazardous to public health (eg. asbestos, PCB's)? Yes No Unknown (

8.10	uses on the site or a	adjacent sites?	own				
8.11	What information did you use to determine the answers to 9.1 to 9.10 above? HOMEOWNER'S KNOWLEDGE & GOOGLE MAPS						
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? Yes No						
9.	remediation of conta	the City of Hamilton i	s not responsible for the identification and perty which is the subject of this Application – by Signature Property Owner				
			Butler, Andrea & Trent				
			Print Name of Owner				
10.	Dimensions of lands Frontage Depth	32.09m					
		64.77m 2004.93m ²					
	Area Width of street	9m					
11.	Width of street 9m 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:_ DWELL. = 254.2m², (1) STOREY, W = 24.3m, L = 13.6m, H = ±7.0m						
	Proposed ACC STRUCT GFA = 37.16m², W = 6.1m, L = 6.1m, H = 3.94m						
12.	distance from side, Existing:	rear and front lot line	n or proposed for the subject lands; (Specify s) 1.3m, SIDE = 4.3m, SIDE = 3.05m				
	Proposed: ACC. STRUCT. = F	REAR = 2.52m, SIDF	E = 1.18m, SIDE = 24.11m				

13.	Date of acquisition of subject lands: September 9, 2019
14.	Date of construction of all buildings and structures on subject lands: ~1990
15.	Existing uses of the subject property: SINGLE FAMILY DWELLING
16.	Existing uses of abutting properties: SINGLE FAMILY DWELLING
17.	Length of time the existing uses of the subject property have continued: ~30 years
18.	Municipal services available: (check the appropriate space or spaces) Water YES Connected YES
	Sanitary Sewer Connected
19.	Storm Sewers YES Present Official Plan/Secondary Plan provisions applying to the land: S1 - SETTLEMENT RESIDENTIAL 05-200 / 15-173
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 No
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.