#### **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: cofa@hamilton.ca

# **NOTICE OF PUBLIC HEARING**

# **Application for Consent/Land Severance**

**APPLICATION NUMBER: HM/B-21:27** 

SUBJECT PROPERTY: 75 Burlington St., 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):** A.J. Lakatos Planning on behalf of the owners L.J.

Ulbanis & P.S. Ulbanis

PURPOSE OF APPLICATION: To permit the conveyance of a new residential lot and

to retain a residential lot (existing single family dwelling

to be demolished).

Severed lands:

9.1m<sup>±</sup> x 36.72m<sup>±</sup> and an area of 335m<sup>2±</sup>

**Retained lands:** 

9.1m<sup>±</sup> x 36.72m<sup>±</sup> and an area of 335m<sup>2±</sup>

The Committee of Adjustment will hear this application on:

DATE: Thursday, May 27th, 2021

TIME: 4:15 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**

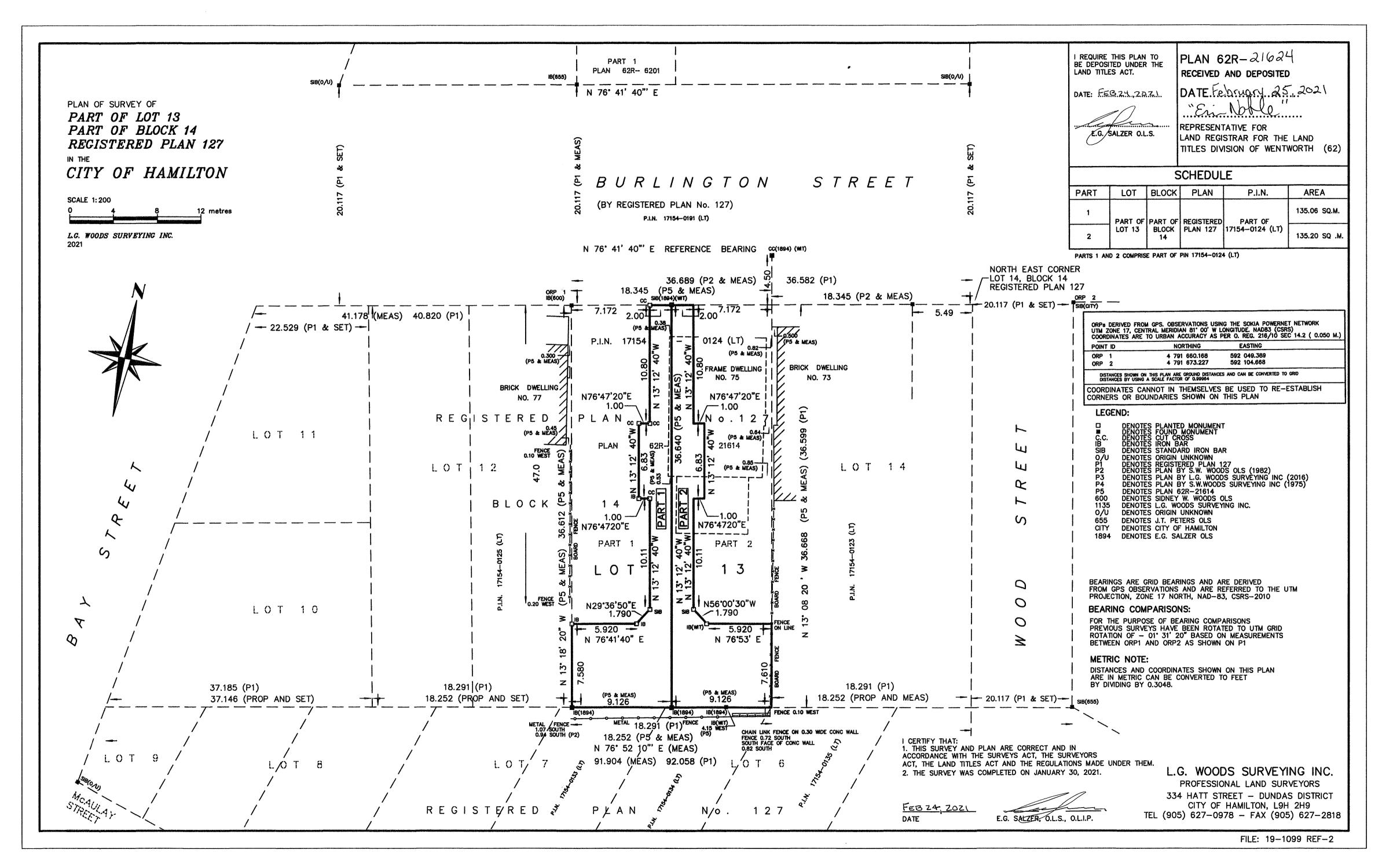
For more information on this matter, including access to drawings illustrating this request:

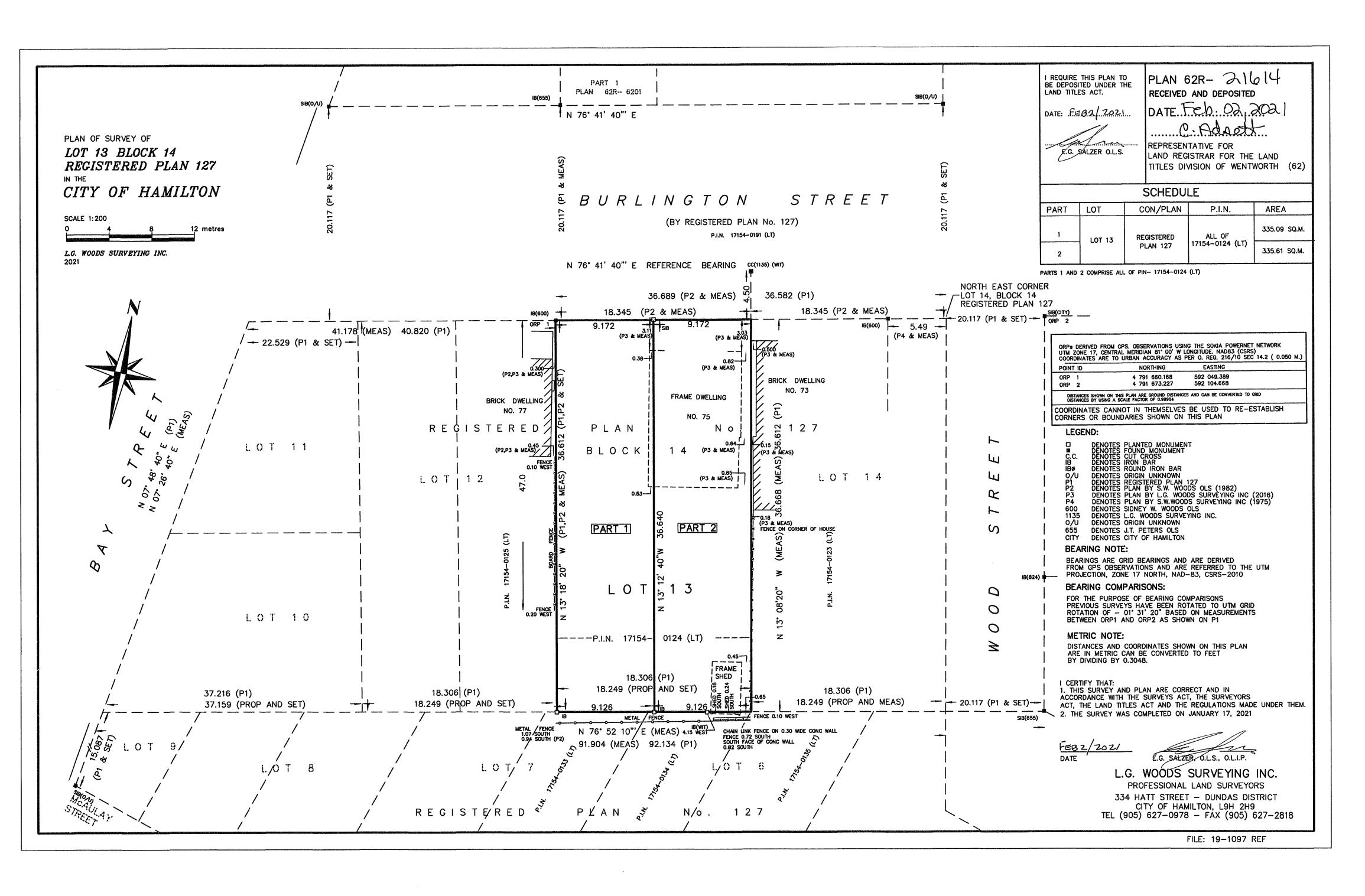
- Visit <u>www.hamilton.ca/committeeofadjustment</u>
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935
- Email Committee of Adjustment staff at cofa@hamilton.ca

DATED: May 11th, 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.







**Committee of Adjustment** 

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

Phone: (905) 546-2424 ext. 4221

Email: cofa@hamilton.ca

## APPLICATION FOR CONSENT TO SEVER LAND

UNDER SECTION 53 OF THE PLANNING ACT

Office Use Only

Date Application Received:			Submission N	lo.: File	No.:
1 APPLICANT IN	FORMATION	ON .			
1.1, 1.2	N	IAME	ADDRESS		
Registered Owners(s)	Louis John Ulbanis			Phone	<b>:</b>
	Penelope Susan Ulbanis			E-mail	<b>:</b>
Applicant(s)* Louis Joh		n Ulbanis		Phone	):
•				E-mail	<b>:</b>
Agent or Solicitor	II .	tos Planning nts c/o Joe			
1.3 All corresponde  2 LOCATION OF S  2.1 Area Municipal City of Hamilton	SUBJECT		Owner Applicable lin		ent/Solicitor ownship
Registered Plan N°. Lot(s)		Lot(s)	Reference Plan N°.	Part(s)	· · ·
Municipal Address 75 Burlington S		est		Assessme	ent Roll N°.
2.2 Are there any e ☐ Yes ■ No If YES, describe			venants affecting the and its effect:	subject land	?
3 PURPOSE OF 3.1 Type and purpo			n: (check appropriate	box)	
a) <u>Urban Area T</u>	ransfer (d	o not complete	e Section 10):		
creation	of a new lo	t	Other:	a charge	)

addition to a lot		☐ a lease		
an easement		a correction of title		
b) Rural Area / Rural Settle	ement Area Transfer (Section	10 must be completed):		
creation of a new lot	(	Other: 🗌 a charge		
creation of a new no	•	a lease		
( i.e. a lot containing a	•	☐ a correction of title		
resulting from a farm co	nsolidation)	☐ an easement		
addition to a lot				
3.2 Name of person(s), if know or charged:	n, to whom land or interest in	land is to be transferred, leased		
3.3 If a lot addition, identify the	If a lot addition, identify the lands to which the parcel will be added:			
	CT LAND AND SERVICING	INFORMATION		
4.1 Description of land intended Frontage (m)	****	Aron (m² or ha)		
9.1 m	Depth (m) 36.717 m	Area (m² or ha) 355 sq. m		
Existing Use of Property to be s  Residential Agriculture (includes a farm of Other (specify)	☐ Industrial	☐ Commercial I-Related ☐ Vacant		
Proposed Use of Proporty to be	covered:			
Proposed Use of Property to be		□ 0		
Residential Agriculture (includes a farm of the Control of the Con	☐ Industrial ☐ Agricultura	☐ Commercial I-Related ☐ Vacant		
Building(s) or Structure(s):				
Existing: Single detached dwelling				
Proposed: Two (2), semi-detached dwellings. Or	ne being the principal dwelling and the other being a ren	ntal, secondary dwelling unit.		
<del></del>				
Type of access: (check appropri	ate box)			
☐ provincial highway ☐ right of way ☐ municipal road, seasonally maintained ☐ other public road				
municipal road, maintained a		other public road		
	•			
Type of water supply proposed:	· · · · · · · · · · · · · · · · · · ·	_		
publicly owned and operated piped water system lake or other water body privately owned and operated individual well other means (specify)				
Type of sewage disposal propos	sed: (check appropriate box)	***************************************		
publicly owned and operated privately owned and operated other means (specify)	sanitary sewage system			
4.2 Description of land intended	l to be Detained:			
4.2 Description of land intended Frontage (m)	Depth (m)	Area (m² or ha)		
9.1 m	36.717 m	335 sq. m		
		14		
Existing Use of Property to be re Residential Agriculture (includes a farm of Other (specify)	🔲 Industrial	☐ Commercial I-Related ☐ Vacant		

☐ Agriculture (includes a farm dwe		il ıral-Related 	☐ Commercial ☐ Vacant	_
Building(s) or Structure(s): Existing: Single detached dwelling.				
Proposed: Two (2), semi-detached dwellings. One being	ng the principal dwelling and the other being a	a rental, secondary dv	velling unit.	
Type of access: (check appropriate	box)			
provincial highway municipal road, seasonally main municipal road, maintained all ye	tained	right of other p	way Public road	
Type of water supply proposed: (ch publicly owned and operated pip privately owned and operated in	ped water system		other water body neans (specify)	
Type of sewage disposal proposed:  publicly owned and operated said privately owned and operated in other means (specify)	nitary sewage system	)		
4.3 Other Services: (check if the selectricity ■ telephone	ervice is available)  school bussing		garbage collection	
<ul><li>5 CURRENT LAND USE</li><li>5.1 What is the existing official plan</li></ul>	n designation of the subj	ect land?		
Rural Hamilton Official Plan de	signation (if applicable):			_
Urban Hamilton Official Plan de	esignation (if applicable)	N/A - Designate	d Low Density Residential und	er forme
Please provide an explanation Official Plan.	of how the application co	City of Hamiltor Secondary Plar Onforms with	official Plan, Setting Sail (Wes a City of Hamilton	st Harbo
Proposal provides for a density The proposal will provide for a spaces. The built form and site existing streetscape and overal	mix of tenure with the red design, including lot wid	quired numl	per of on-site parking	
5.2 What is the existing zoning of the lf the subject land is covered by Number? "D" (One and Two Family Dwellings, etc.)	a Minister's zoning orde	er, what is th	ne Ontario Regulation final and binding as of October 24, 2019	-
5.3 Are any of the following uses of subject land, unless otherwise sapply.				
Use or Featu	ıre	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate distance)	
		1		
An agricultural operation, including stockyard	ing livestock facility or			
	ing livestock facility or			
stockyard				

A pr	ovincially significant wetland within 120 metres			
A flo	ood plain			
An i	ndustrial or commercial use, and specify the use(s)			
An a	ctive railway line			
A m	unicipal or federal airport			
6	<u> </u>	nmercial er (specify	<b>(</b> )	
6.1	If Industrial or Commercial, specify use			
6.2	Has the grading of the subject land been changed by adding earth or other material, i.e., has filling occurred?  ☐ Yes ☐ No ☐ Unknown			
6.3	Has a gas station been located on the subject land or adjacent lands at any time? ☐ Yes    ■ No ☐ Unknown			
6.4	Has there been petroleum or other fuel stored on the s ☐ Yes ■ No ☐ Unknown	ubject land	d or adjacent lands?	
6.5	Are there or have there ever been underground storag subject land or adjacent lands?  Yes No Unknown	e tanks or	buried waste on the	
6.6	Have the lands or adjacent lands ever been used as a cyanide products may have been used as pesticides a lands?  No Unknown	n agricultu nd/or bios	ral operation where olids was applied to the	
6.7	Have the lands or adjacent lands ever been used as a ☐ Yes ■ No ☐ Unknown	weapons	firing range?	
6.8	Is the nearest boundary line of the application within 50 area of an operational/non-operational landfill or dump.  Yes  No Unknown	00 metres ?	(1,640 feet) of the fill	
6.9	If there are existing or previously existing buildings, are remaining on site which are potentially hazardous to pu PCB's)?  Yes  No Unknown	there any iblic health	building materials n (e.g., asbestos,	
6.10	Is there reason to believe the subject land may have be on the site or adjacent sites?  ☐ Yes ■ No ☐ Unknown	een contar	minated by former uses	
6.11	What information did you use to determine the answers Land use history & FC Document	s to 6.1 to	6.10 above?	
6.12	If previous use of property is industrial or commercial or previous use inventory showing all former uses of the sland adjacent to the subject land, is needed. Is the previous use inventory attached?  Yes No			
<b>7 P</b> 7.1 a)	ROVINCIAL POLICY Is this application consistent with the Policy Stateme of the <i>Planning Act</i> ? (Provide explanation)	nts issued	under subsection	
	■ Yes □ No			
	Provide appropriate residential intensification.			

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	b)	ls this applicatio ■ Yes	n consistent w ☐ No	with the Provincial Policy Statement (PPS)? (Provide explanation)
		Provides approp	oriate residenti	tial intensification.
	c)	Does this applic	ation conform	to the Growth Plan for the Greater Golden Horseshoe? (Provide explanation)
		Provides approp will provide a mi		tial intensification in proximity to a Transit Station and
(	d)	Are the subject I plans? (If YES, conflict with the ☐ Yes	provide explar	n area of land designated under any provincial plan or unation on whether the application conforms or does not n or plans.)
	e)	Are the subject I ☐ Yes	ands subject to ■ No	to the Niagara Escarpment Plan?
		If yes, is the prop ☐ Yes (Provide Explana	☐ No	ormity with the Niagara Escarpment Plan?
	f)	Are the subject la ☐ Yes	ands subject to	to the Parkway Belt West Plan?
		If yes, is the prop ☐ Yes	oosal in conford	rmity with the Parkway Belt West Plan? (Provide Explanation)
	g)	Are the subject la ☐ Yes	ands subject to ■ No	to the Greenbelt Plan?
		If yes, does this a ☐ Yes	application con	onform with the Greenbelt Plan? (Provide Explanation)
<b>8</b> 8.1	Has	division or a conse	ever been the	subject of an application for approval of a plan of tions 51 or 53 of the <i>Planning Act</i> ?
	If YE	ES, and known, in ne application.	dicate the app	propriate application file number and the decision made
	HM/	/B-19:90, approved	October 24, 201	19 and extended until February 5th, 2021. Approval lapsed.
8.2		s application is a i changed from th		n of a previous consent application, describe how it has blication.
8.3		any land been se e subject land? [		divided from the parcel originally acquired by the owner
	If YE	S, and if known,	provide for eac	ach parcel severed, the date of transfer, the name of

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	the transferee and the land use.				
8.4	How long has the applicant owned the subject land?  September 2015				
8.5	Does the applicant own any other land in the City?  Yes  No If YES, describe the lands in "11 - Other Information" or attach a separate page.				
<b>9</b> 9.1	OTHER APPLICATIONS  Is the subject land currently the subject of a proposed official plan amendment that has been submitted for approval?      Yes   No   Unknown				
	If YES, and if known, specify file number and status of the application.				
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   No   Unknown				
	If YES, and if known, specify file number and status of the application(s).				
	File number HM/A-19:311 Status Final & Binding as of October 24, 2019				
<b>10</b> 10.1	RURAL APPLICATIONS Rural Hamilton Official Plan Designation(s)  Agricultural  Mineral Aggregate Resource Extraction  Rural  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.				
10.2	Type of Application (select type and complete appropriate sections)  Agricultural Severance or Lot Addition Agricultural Related Severance or Lot Addition Rural Resource-based Commercial Severance or Lot Addition Rural Institutional Severance or Lot Addition Rural Settlement Area Severance or Lot Addition				
	Surplus Farm Dwelling Severance from an (Complete Section 10.4) Abutting Farm Consolidation				
	Surplus Farm Dwelling Severance from a (Complete Section 10.5) Non-Abutting Farm Consolidation				
10.3	Description of Lands				
	a) Lands to be Severed:				
	Frontage (m): (from Section 4.1)  Area (m² or ha): (from in Section 4.1)				
	Existing Land Use: Proposed Land Use:				