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.: HM/A-21:281

APPLICANTS: Owner Hayley Brown

Agent Christine Brown

SUBJECT PROPERTY: Municipal address 31 Delbrook Court, Hamilton

ZONING BY-LAW: Zoning By-law 6593, as Amended by By-law 95-02 and 95-33

ZONING: C/S-1335 and C/S-1335a district Urban Protected Residential,

etc.

PROPOSAL: To permit the construction a 63.1m2 southerly second (2nd) floor

addition, a 8.5m2 front one storey foyer addition and a roofed-over unenclosed one-storey porch at the first storey onto an existing single

family dwelling notwithstanding that:

- 1. A maximum floor area ratio of 0.46 shall be permitted instead of the maximum 0.45 floor area ratio permitted.
- 2. Eaves and gutters shall be permitted to project not more than 0.7m into the northerly side yard so that the eaves and gutters may be as close as 0.5m to the northerly side lot line instead of the requirement that an eave or gutter may project into the required side yard (being 1.2m) not more than ½ of its required width (being 0.6m)
- 3. Two parking spaces shall be provided instead of the minimum required three (3) parking spaces.

NOTE:

- i) Pursuant to Variance # 2, this variance is intended to recognize the location of the existing eave and gutter projection.
- ii) Pursuant to Variance # 3, a total of 10 habitable rooms will be located within the single family dwelling once the addition is constructed which requires a total of three (3) parking spaces.

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

DATE: Thursday, September 9th, 2021

TIME: 2:50 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

HM/A-21: 281 Page 2

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

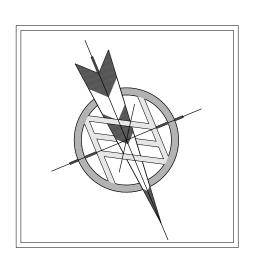
For more information on this matter, including access to drawings illustrating this request:

- Visit 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: August 24th, 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.



SITE PLAN LEGEN	ID:
	PROPERTY LINE
	BUILDING ENVELOPE
	EXISTING TO BE REMOVED
la local de la contraction de	PROPOSED SOLID HOARDING
	PROPOSED FRAMED HOARDING
WAT	NEW WATER LINE
SAN	NEW SANITARY LINE
———GAS———	NEW NATURAL GAS LINE
——НҮР——	NEW BURIED HYDRO VAULT
SP1	NEW SUMP LINE TO GRADE
	CONSTRUCTION ACCESS
87.95	EXISTING GRADE
100.00	PROPOSED FINISHED GRADE
	MAIN ENTRY, FRONT DOOR
$\overline{\nabla}$	SECONDARY ENTRANCE
	EXISTING BUILDING TO REMAIN
	PROPOSED NEW CONSTRUCTION
	PROPOSED NEW DRIVEWAY
<u>ф</u>	EXISTING TREE TO REMAIN
	EXISTING TREE TO BE REMOVED
₹ RWL	RAIN WATER LEADERS

24'-7³/₈" [7.50m]

SETBACK

73'-10" [22.50m]

EXIST.

own Iton PER DEFINITION: SE AS PER DEFINITION: AGE:	Christine Brown, My Hor 444 Upper Gage Avenue Hamilton, Ontario L8V 4H9	Christine Brown, My House Designs 444 Upper Gage Avenue Hamilton, Ontario	Designs
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n, Ontario TISTICS: :	amilton, Ont	ario	
: mer Hamilton TAREA AS PER DEFINITION: TERONTAGE AS PER DEFINITION: TERONTAGE:	V 4H9		
SITE STATISTICS: ZONING: 6593 Former Hamilton LOT INFORMATION: EXIST. LOT AREA AS PER DEFINITION: EXIST. LOT AREA: MIN LOT FRONTAGE: EXIST. LOT FRONTAGE:			
6593 Former Hamilton LOT INFORMATION: MIN. LOT AREA AS PER DEFINITION: EXIST. LOT AREA: MIN LOT FRONTAGE: EXIST. LOT FRONTAGE:			
6593 Former Hamilton LOT INFORMATION: MIN. LOT AREA AS PER DEFINITION: EXIST. LOT AREA: MIN LOT FRONTAGE: EXIST. LOT FRONTAGE:	C/S-1135,	S-1335a,	S-1788
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EXIST. LOT FRONTAGE:		12.00	39.37
		18.29	60.01
EXIST. LOT DEPTH:		39.62	129.99
SETBACK INFORMATION:			
MINIMUM FRONT YARD SETBACK:		6.00	19.69
EXISTING:		6.41	21.03
PROPOSED:		6.41	21.03
PROPOSED TO PORCH:		5.19	17.03
MINIMUM REAR YARD SETBACK:		7.50	24.61
EXISTING:		22.50	73.82
PROPOSED:		22.50	73.82
MIN. L. SIDEYARD SETBACK:		1.20	3.94
EXISTING:		1.56	5.12
MIN. R. SIDEYARD SETBACK:		1.20	3.94
EXISTING:		1.53	5.02
PROPOSED:		1.53	5.02
GROSS FLOOR AREA:	%	METRIC	IMPERIAL
EXIST. BASEMENT FLOOR AREA:		72.07	775.79
EXIST. 1ST FLOOR AREA:		101.23	1089.62
PROP. ADD'L 1ST FLOOR AREA:		8.46	91.06
EXIST. 2ND FLOOR AREA:		86.64	932.58
PROP. ADD'L 2nd FLOOR AREA:		63.07	678.90
		,	
EXISTING GROSS FLOOR AREA:		259.94	2797.99
TOTAL PROP. GROSS FLOOR AREA:		331.47	3567.95
FLOOR AREA RATIO CALCULATIONS:	%	METRIC	IMPERIAL
)000 LF	00	0000
MAX: ALLOWABLE FLOOR AREA RATIO:	45.00%	326.08	3509.88
ä	45.74%	331.47	3567.95
COVERAGE CALCULATIONS:	%	METRIC	IMPERIAL
EXIST. BUILDING AREA AREA:		140.29	1510.03
PROP. BUILDING AREA:		8.46	91.06
	,000	6	, ,
	19.36%	140.29	1510.03
PROPOSED COVERAGE:	20.53%	148.75	1601.09
HEIGHT CALCULATIONS	%	METRIC	IMPERIAL
MAX. ALLOWABLE HEIGHT: (BYLAW 95-02)		9.00	29.53
EXIST. HEIGHT:		7.18	23.56
PROP. HEIGHT:		N/A	

EXIST. ASPHALT DRIVEWAY

[6.00m] parking

21'-0½"

[6.41m] exist.

20'-0½"

[6.11m] to step

[5.19m] prop.

17'-0½"

[5.19m] to post

PROP. SOFFIT

19'-81/4" [6.00m] SETBACK

15'-6½" [4.74m] to soffit

PROPOSED PORCH

ADDITION 4.2m²

8'-10%" .70m] parking

PROPOSED

FOYER ADDITION 8.5m²

24'-1" [7.34m] prop.

2'-7¾" [0.81m]

encroach

19'-8¹/₄" [6.00m] parking

39.62m (130.00ft)

EXISTING.

SOFFIT

EXIST. _ GUTTER

39.62m (130.00ft)

PROPOSED 2ND FLOOR ADDITION

63.1m²

35'-1½"EXISTING BUILDING [10.71m]

EXIST.

2-STOREY

DWELLING

No.:31



Drawings must <u>NOT</u> be scaled. Contractor must check and verify all dimensions, specifications and drawings on site and report any discrepancies to the designer prior to proceeding with any of the work.

BCIN 37240

6 08.11.21 REVISED FOR MINOR VARIANCE 5 07.12.21 ISSUED FOR MINOR VARIANCE 4 05.30.21 ISSUED FOR PERMIT 3 04.04.21 ISSUED FOR TRUSS/HVAC & ENG. 2 03.20.21 ISSUED FOR PRELIM DESIGNS
1 03.08.21 ISSUED FOR AS-BUILTS
REF. DATE: DESCRIPTION:

RESIDENTIAL DESIGN AND DRAFTING SERVICES

CHRISTINE BROWN Architectural Technologist 905.802.5272 444 Upper Gage Avenue HAMILTON, ON L8V 4H9

SP1.01,

CLIENT:

BROWN RESIDENCE

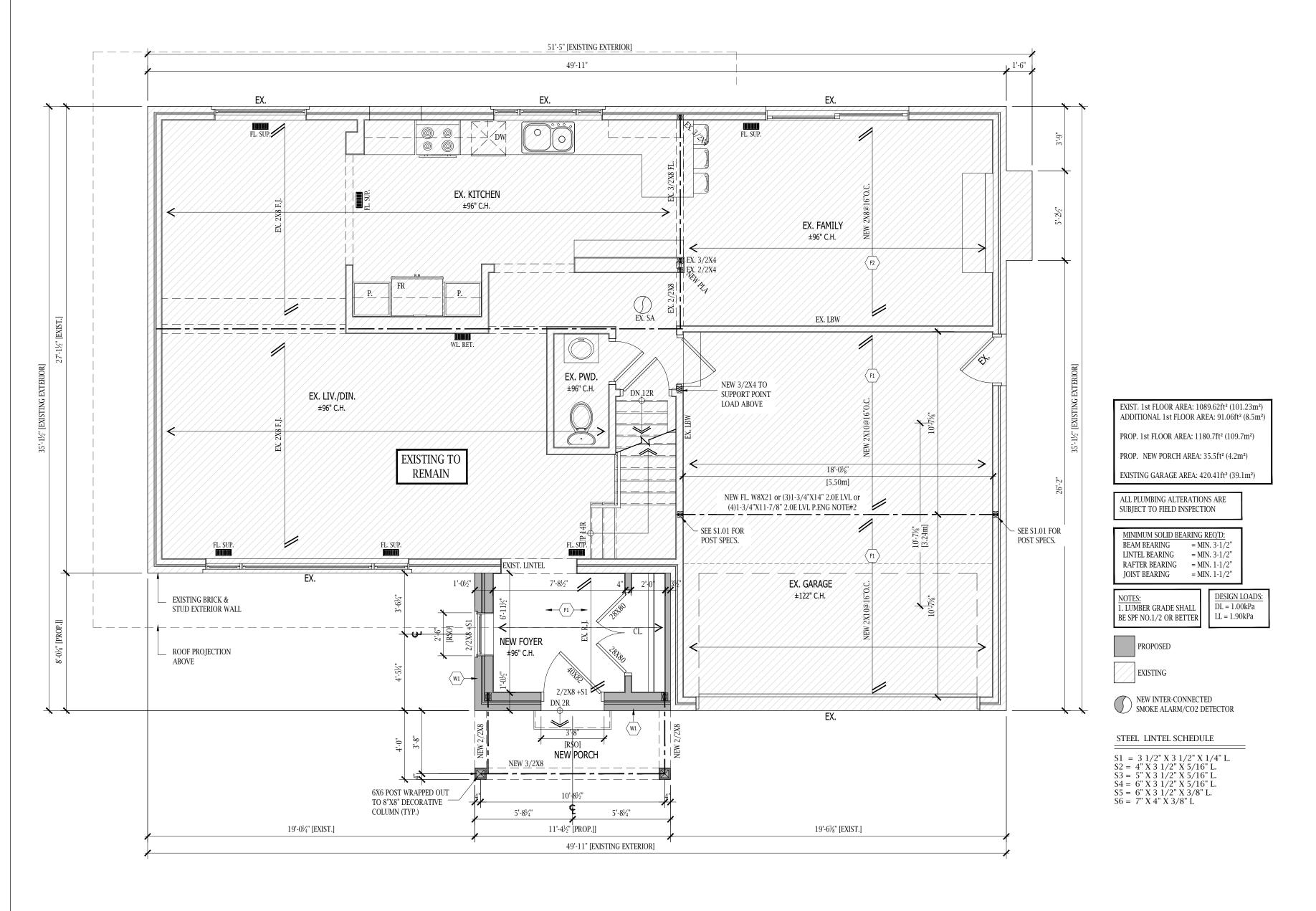
ADDRESS: 31 DELBROOK COURT
CITY: HAMILTON, ONTARIO, L8S 2B9
DRAWING TITLE:

SITE PLAN & SITE STATS

DRAWN: CB SCALE: DATE: 8/11/21 1:100 JOB NO.: SHEET:

21-019

SITE PLAN SP1.01 1:100



PROPOSED 1ST FLOOR PLAN 1/4" = 1'-0"

Drawings must <u>NOT</u> be scaled. Contractor must check and verify all dimensions, specifications and drawings on site and report any discrepancies to the designer prior to proceeding with any of the work.

Ministry of Municipal Qualification and Housing Qualification information

QUALIFICATION INFORMATION

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BEQUIRED UNLESS DESIGN IS EXEMPT UNDER DIVISION 'C' ECTION 3.2 OF THE O.B.C.

CHRISTINE BROWN 37240

MY HOUSE DESIGNS 113120





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MY HOUSE
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RESIDENTIAL DESIGN
AND DRAFTING
SERVICES

CHRISTINE BROWN
Architectural Technologist
905.802.5272
444 Upper Gage Avenue
HAMILTON, ON L8V 4H9

CLIENT:

BROWN RESIDENCE

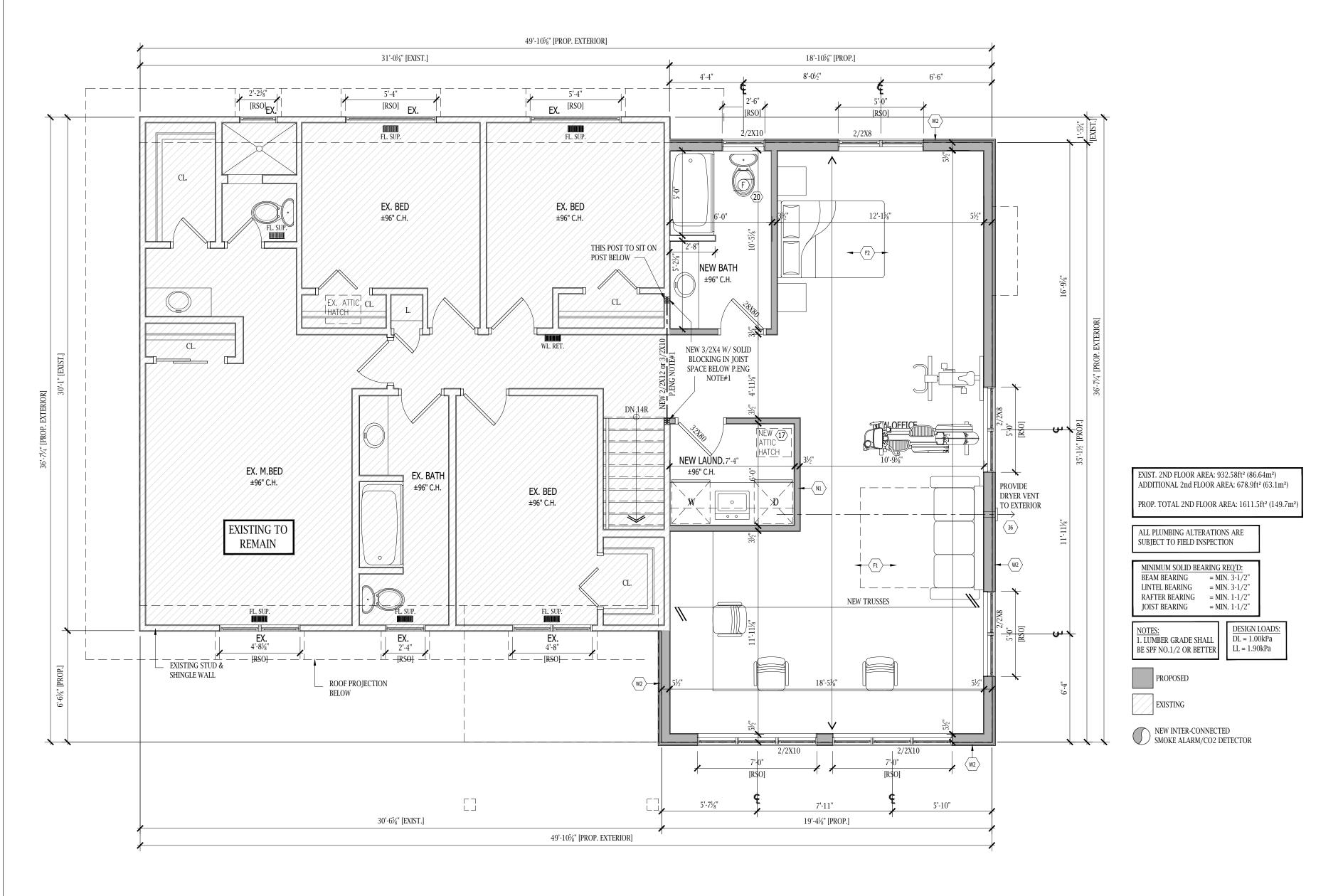
ADDRESS: 31 DELBROOK COURT CITY: HAMILTON, ONTARIO, L8S 2B9

CITY: HAMILTON, ONTARIO, L8S 2

PROPOSED 1ST FLOOR PLAN

DRAWN: CB SCALE: 1/4" = 1'-0"

JOB NO.: SHEET: A 1 . 0 2



 $\begin{array}{c|c} \hline 1 & PROPOSED 2ND FLOOR PLAN \\ \hline A1.03 & 1/4" = 1'-0" \\ \hline \end{array}$

Drawings must <u>NOT</u> be scaled. Contractor must check and verify all dimensions, specifications and drawings on site and report any discrepancies to the designer prior to proceeding with any of the work.

Affairs and Housing
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CHRISTINE BROWN

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Architectural Technologist
905.802.5272
444 Upper Gage Avenue
HAMILTON, ON L8V 4H9

CLIENT:

BROWN RESIDENCE

ADDRESS: 31 DELBROOK COURT CITY: HAMILTON, ONTARIO, L8S 2B9

DRAWING TITLE:
PROPOSED 1ST FLOOR PLAN

DRAWN: CB
DATE: 8/11/21

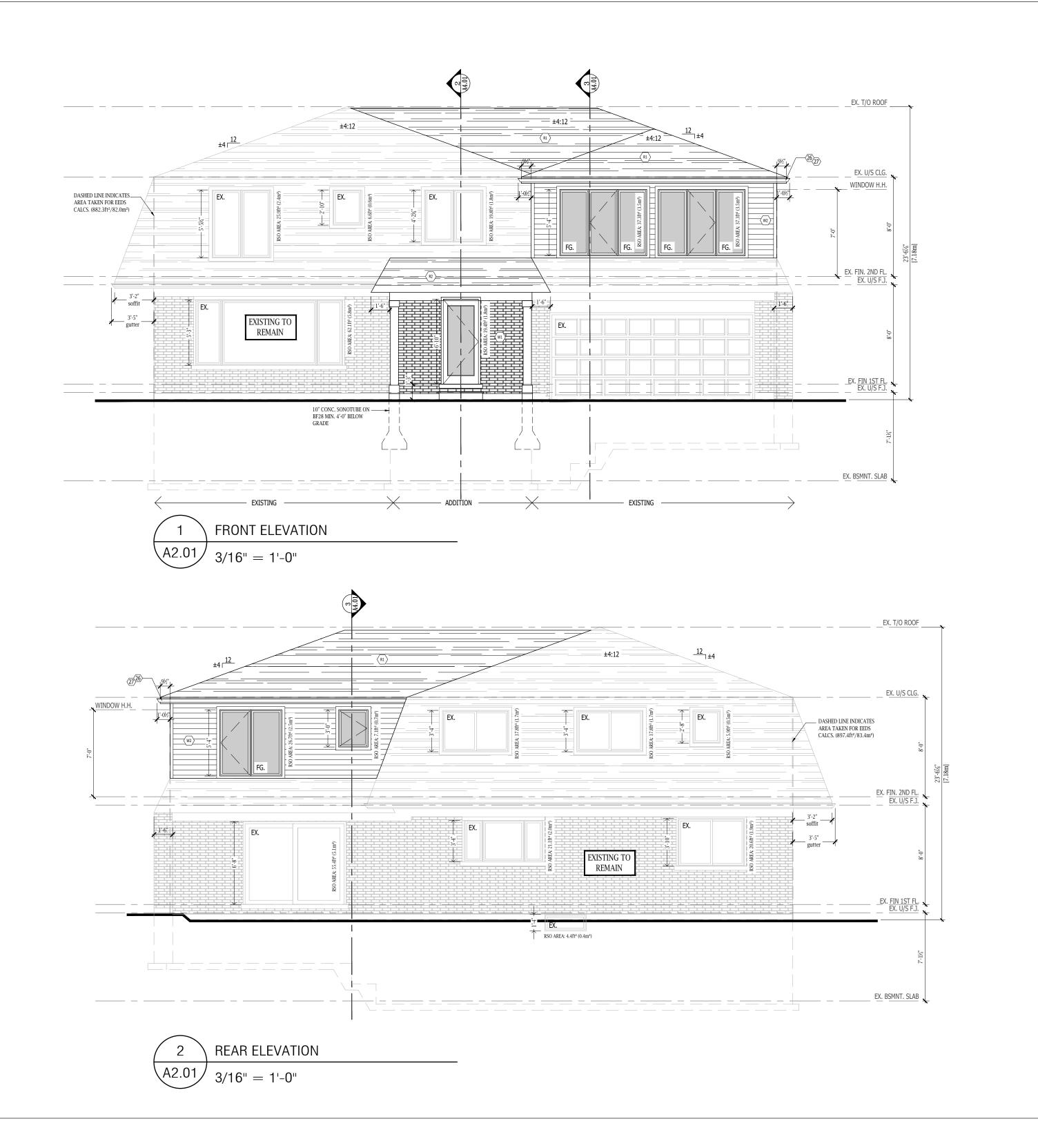
JOB NO.:

21-019

SCALE:
1/4" = 1'-0"

SHEET:

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Ministry of Municipal

QUALIFICATION INFORMATION

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CHRISTINE BROWN

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AND DRAFTING
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Architectural Technologist
905.802.5272
444 Upper Gage Avenue
HAMILTON, ON L8V 4H9
brown/@friendlycadmonkey.cc

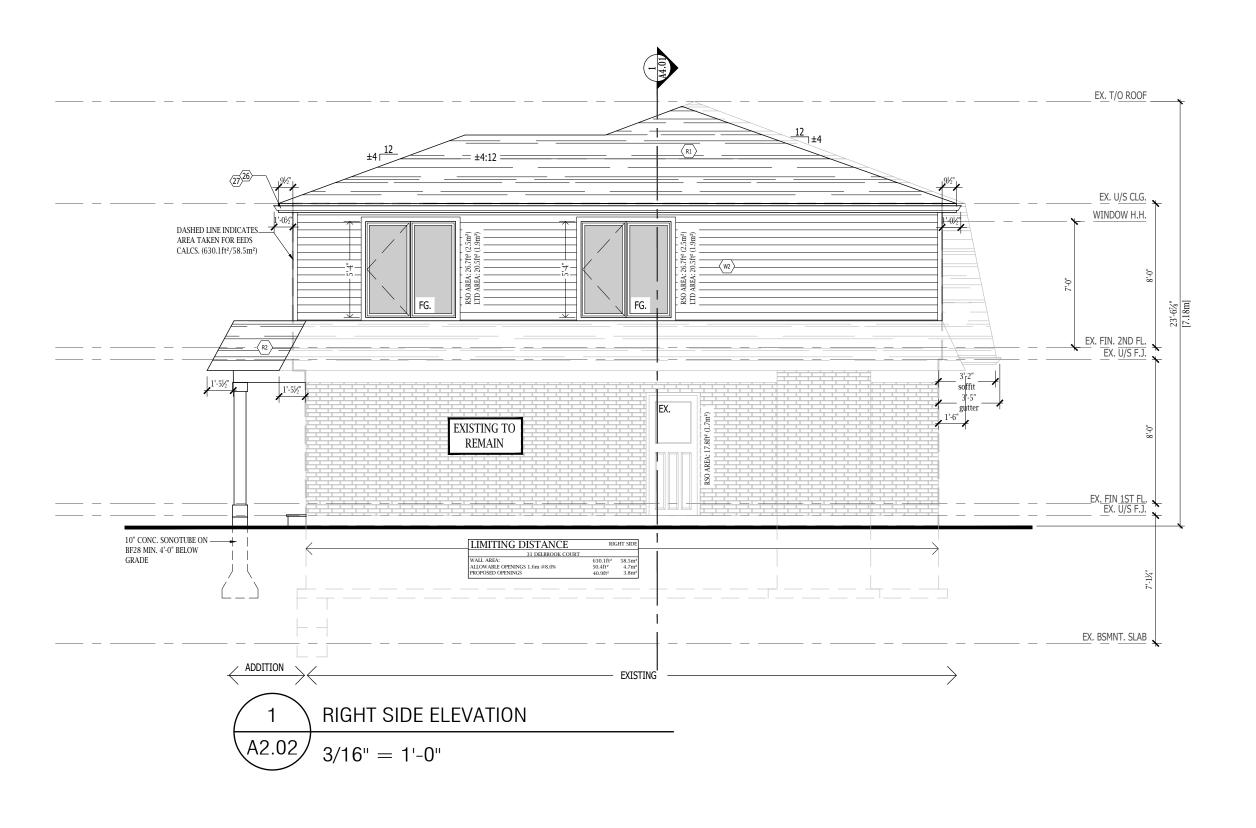
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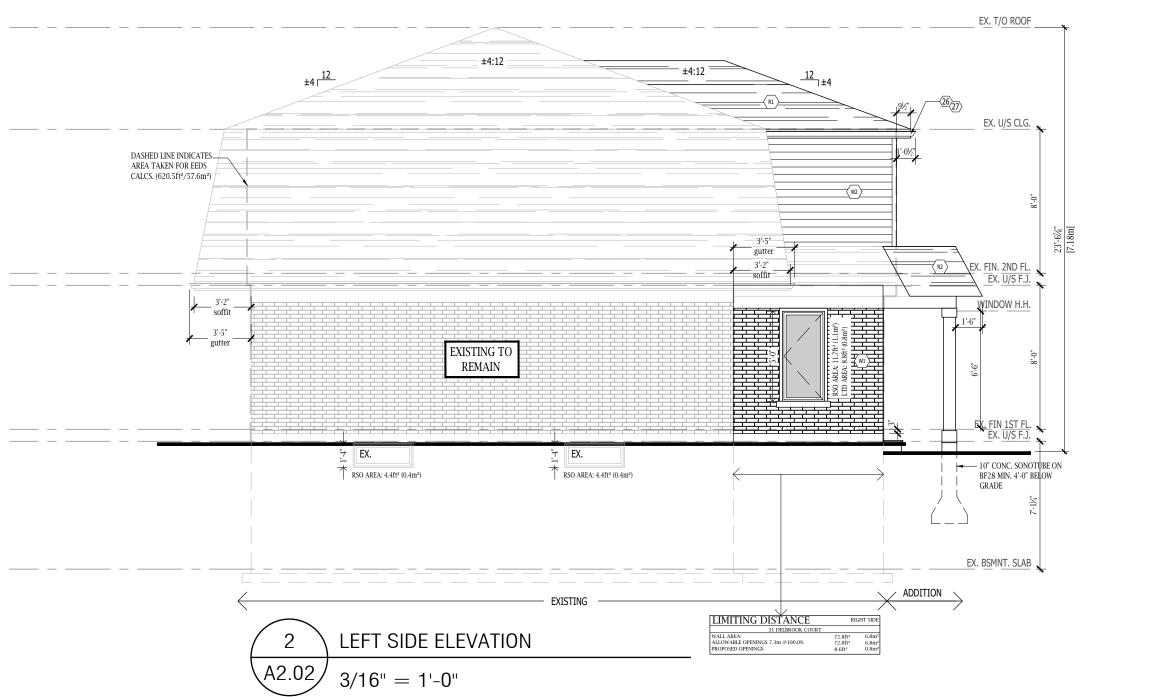
BROWN RESIDENCE

ADDRESS: 31 DELBROOK COURT

CITY: HAMILTON, ONTARIO, L8S 2B9
DRAWING TITLE:

FRONT & REAR ELEVATIONS





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Ministry of Municipal Affairs and Housing	
QUALIFICATION INFORMATION THE UNDERSIGNED HAS REVIEWED AND TAKES RESPONSIBILITY FOR THIS DESIGN AND HAS THE QUALIFICATIONS AND MEETS THE REQUIREMENTS SET OUT IN THE ONT. BUILDING CODE TO BE A DESIGNER.	SIBILITY FOR S THE BE A
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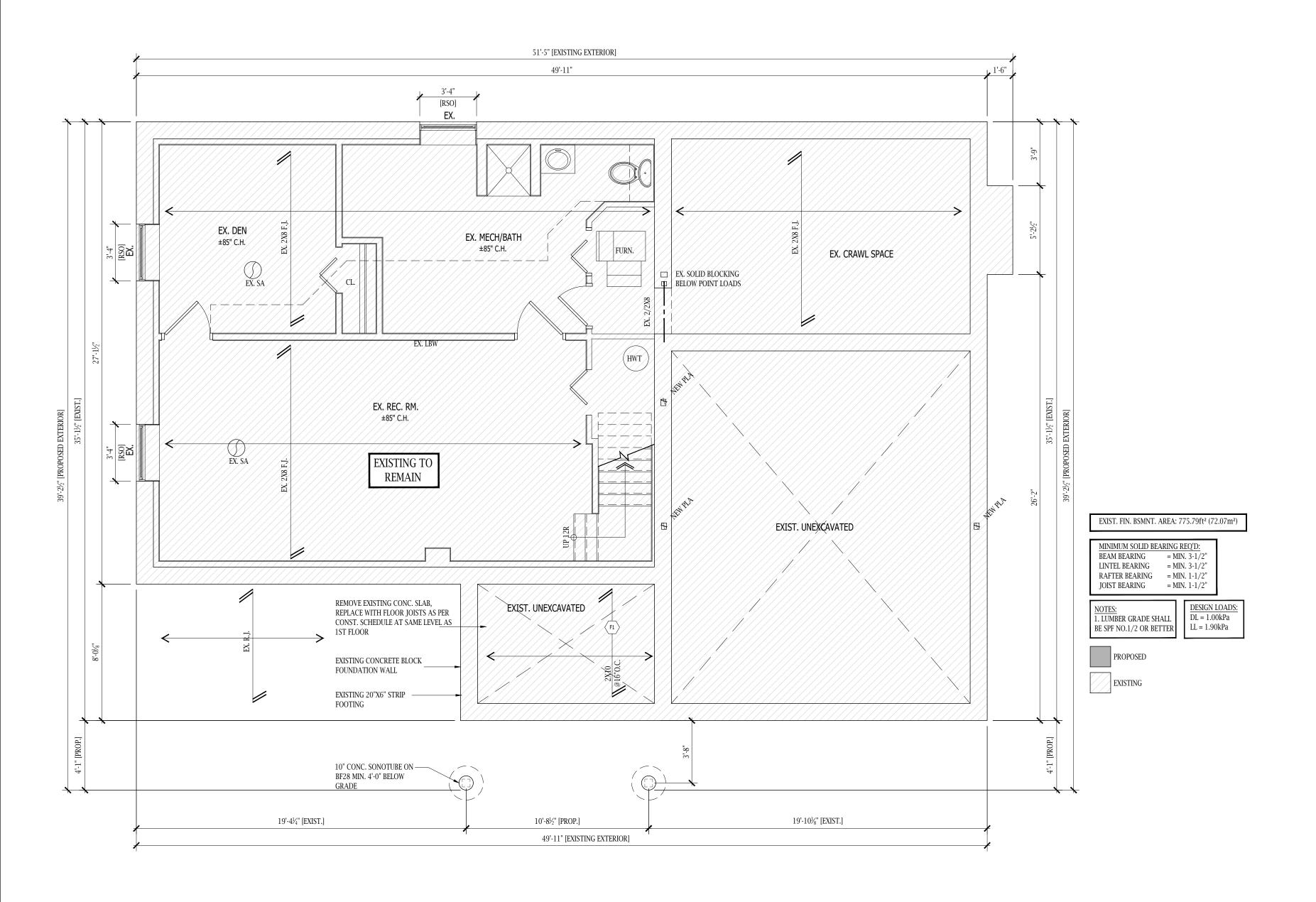
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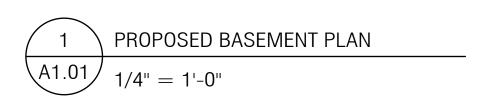
ADDRESS: 31 DELBROOK COURT

CITY: HAMILTON, ONTARIO, L8S 2B9
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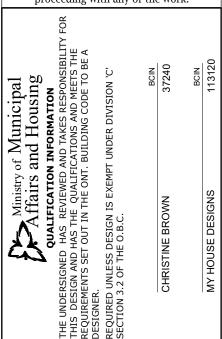
RIGHT & LEFT SIDE ELEVATIONS

 $\begin{array}{c|cccc} \text{DRAWN:} & \text{CB} & \text{SCALE:} \\ \text{DATE:} & 8/11/21 & 3/16" = 1'-0" \\ \text{JOB NO.:} & \text{SHEET:} \\ & \textbf{21-019} & A2.02_{\tiny 6 0} \end{array}$





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PROJECT NORTH

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cbrown@friendlycadmonkey.cc

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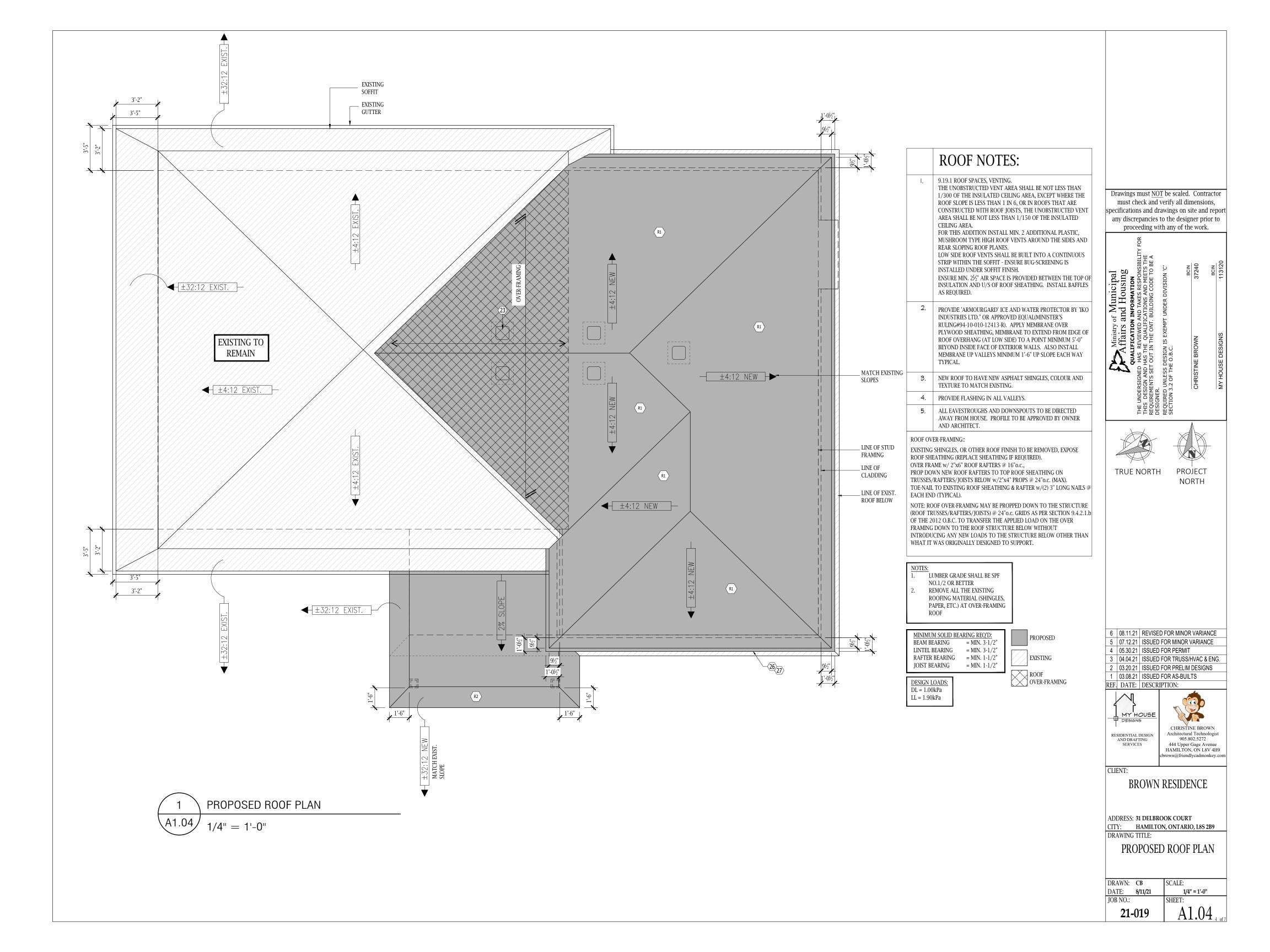
BROWN RESIDENCE

ADDRESS: 31 DELBROOK COURT CITY: HAMILTON, ONTARIO, L8S 2B9

DRAWING TITLE:

PROPOSED BASEMENT PLAN

3-2-1-1	1/4" = 1'-0" HEET:
21-019	Λ1 Λ1





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.
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	MAILING ADDRESS	
Registered Owners(s)	Hayley Brown		
Applicant(s)*			
Agent or Solicitor	Christine Brown		

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:

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 permit 2 parking spaces instead of the required 3 for the additional habitable rooms. Secondary Dwelling Unit Reconstruction of Existing Dwelling 5. Why it is not possible to comply with the provisions of the By-law? Due to the restriction in garage opening, we cannot use the garage for 2 cars and the bylaw doesn't allow for two parking spaces in the front yard, though the driveway is double width. 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): 31 Delbrook Court 7. PREVIOUS USE OF PROPERTY Residential 🗸 Industrial Commercial Agricultural Vacant Other Other If Industrial or Commercial, specify use ___ 8.1 Has the grading of the subject land been changed by adding earth or other material, i.e. 8.2 has filling occurred? Unknown (•) Yes (No (Has a gas station been located on the subject land or adjacent lands at any time? 8.3 No (Unknown (Has there been petroleum or other fuel stored on the subject land or adjacent lands? 8.4 Unknown () Yes (No (Are there or have there ever been underground storage tanks or buried waste on the 8.5 subject land or adjacent lands? Unknown (Yes (No (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 (No (Have the lands or adjacent lands ever been used as a weapon firing range? 8.7 Unknown (No (Is the nearest boundary line of the application within 500 metres (1,640 feet) of the fill area 8.8 of an operational/non-operational landfill or dump?

Unknown (

If there are existing or previously existing buildings, are there any building materials

Unknown (

remaining on site which are potentially hazardous to public health (eg. asbestos, PCB's)?

No (

No (

Yes (

Yes (

8.9

8.10	uses on the site or a	to believe the subject adjacent sites? o Unkno		re been conta	minated by former
8.11	What information did	d you use to determin	e the answers	to 8.1 to 8.10) above?
	the existing neighbored	ourhood has exists a	as a single fam	nily residentia	.l neighbourhood for
8.12	previous use invento	operty is industrial or ory showing all forme subject land, is need	r uses of the s		
	Is the previous use i	nventory attached?	Yes	No	V
9.	ACKNOWLEDGEMENT CLAUSE I acknowledge that the City of Hamilton is not responsible for the identification and remediation of contamination on the property which is the subject of this Application – by reason of its approval to this Application.				
	07 07 3021 Date	<u> </u>	Signature Pro	pperty Owner	(s)
	20.00		Hayley Brow		
			Print Name o		
10.	Dimensions of lands Frontage Depth	affected: 18.29 39.62 724.62			
	Area Width of street	8.0			
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:_ length: 15.21m, width: 11.16m, height: 7.18m ground floor area:140.33s.m. gross floor area:187.87s.m. stories: 2				
	Proposed				
	0	GE, width: NO CHAN 48.8s.m. gross floor	-		CHANGE
12.		ngs and structures or rear and front lot lines		for the subjec	et lands; (Specify
	rear yard: 22.41m L side yard:1.47m R side yard: 1.60m				
	Proposed:	ANCE			
	front yard: NO CHA rear yard: NO CHA L side yard: NO CH R side yard: NO CI	NGE HANGE			

13.	Date of acquisition of subject lands: April 2006
14.	Date of construction of all buildings and structures on subject lands: 1974
15.	Existing uses of the subject property (single family, duplex, retail, factory etc.):
	single family residential
16.	Existing uses of abutting properties (single family, duplex, retail, factory etc.):
	single family residential
17.	Length of time the existing uses of the subject property have continued: approximately 47 years
18.	Municipal services available: (check the appropriate space or spaces)
	Water Connected V
	Sanitary Sewer Connected Storm Sewers
19.	Present Official Plan/Secondary Plan provisions applying to the land:
	urban area
20.	Present Restricted Area By-law (Zoning By-law) provisions applying to the land:
	6593 zone C
21.	Has the owner previously applied for relief in respect of the subject property?
	Yes No V 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 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.