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-21:322

APPLICANTS: Owner Sebastien Hotte & Kathryn Webert

Agent Shane Wilson

SUBJECT PROPERTY: Municipal address 41 Flanders Dr., Flamborough

ZONING BY-LAW: Zoning By-law 90-145-Z, as Amended

ZONING: R1-4 district (Urban Residential Single Detached))

PROPOSAL: To permit the expansion of a two storey single detached dwelling

consisting of a second floor addition to be constructed over the existing one storey portion of the dwelling comprising 85.14 square metres and a roofed over patio addition comprising 42.82 square

metres, notwithstanding:

- 1. The minimum lot area shall be 789.9 square metres instead of the minimum requirement of 835.0 square metres.
- 2. The maximum lot coverage shall be 31.7% instead of the minimum requirement of 25%.

NOTES:

- 1. The variances were written as requested by the applicant, however, an additional variance was included to address minimum lot area which was not in compliance.
- 2. The subject property and the abutting residential properties are identified within the City of Hamilton Heritage Inventory.
- 3. Lot Coverage, as defined in the Zoning By-law shall mean the percentage of the lot covered by all buildings, but shall not include swimming pools and decks.

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

DATE: Thursday, September 23rd, 2021

TIME: 2:20 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

FL/A-21: 322 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

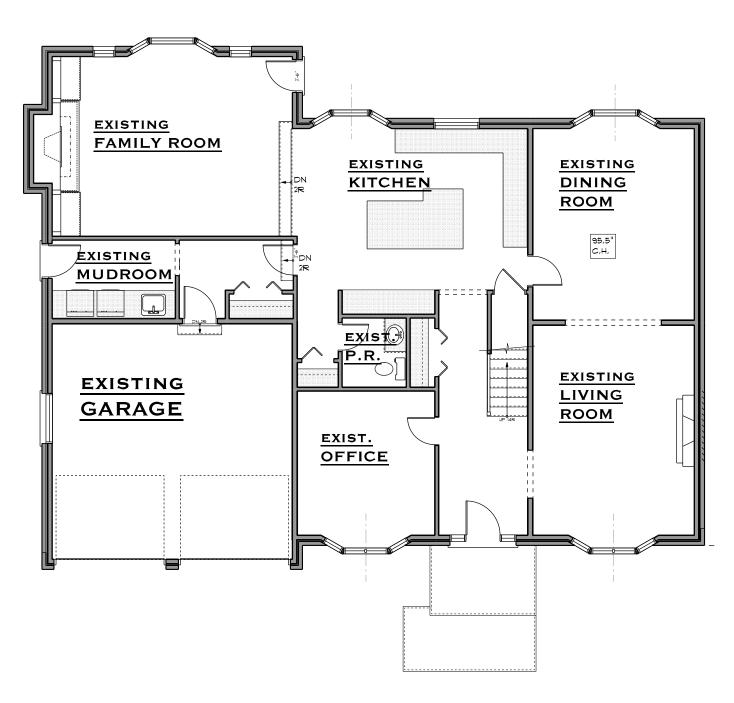
For more information on this matter, including access to drawings illustrating this request:

- 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: September 7th, 2021.

Jamila Sheffield, Secretary-Treasurer Committee of Adjustment

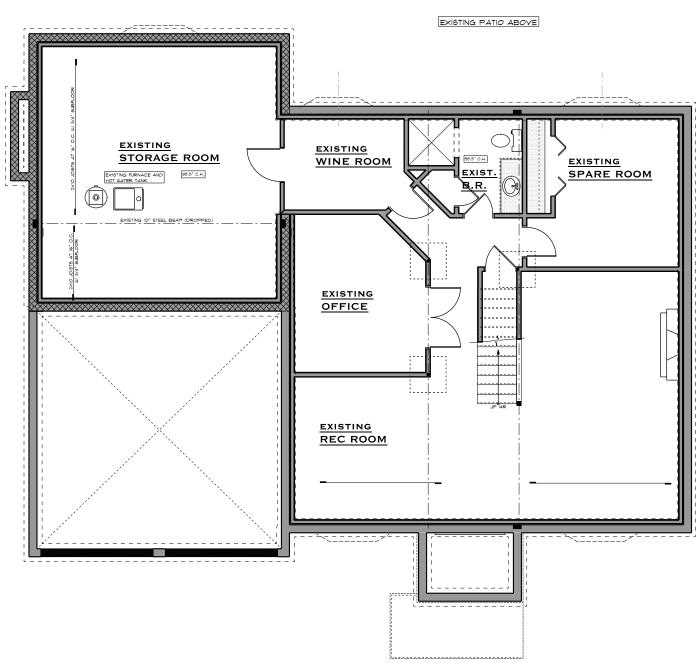
Information respecting this application is being collected under the authority of the Planning Act, R.S.O., 1990, c. P. 13. All comments and opinions submitted to the City of Hamilton on this matter, including the name, address, and contact information of persons submitting comments and/or opinions,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



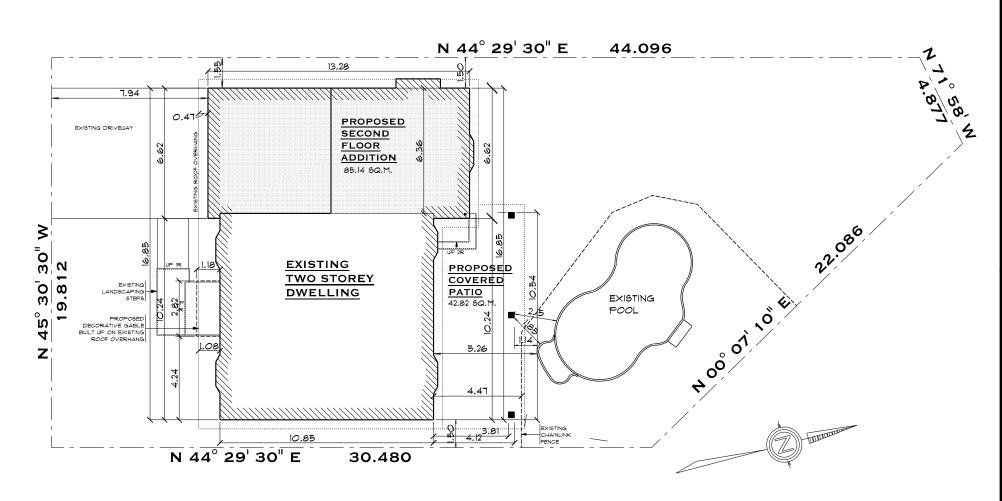
EXISTING MAIN FLOOR PLAN



EXISTING SECOND FLOOR PLAN



EXISTING BASEMENT PLAN



LOT AREA

SITE SKETCH

EXISTING LOT COVERAGE	201.58 SQ M	25.52 %	25.00 %
PROPOSED REAR COVERED PORCH	48.12 SQ M	6.09 %	
PROPOSED LOT COVERAGE	249.72 SQ M	31.61 %	
EXISTING MAIN FLOOR AREA	161.74 SQ M	20.48 %	
EXISTING SECOND FLOOR AREA	108.47 SQ M	9.88 %	
EXISTING FLOOR AREA	262.73 SQ M	33.26 %	
PROPOSED SECOND FLOOR AREA	85.14 SQ M	10.78 %	
TOTAL FLOOR AREA	325.16 SQ M	44.04 %	
EXISTING GARAGE AREA	39.84 SQ M	5.04 %	

789.93 SQ M

No.	DATE:	Issue / Revision
1	01-31-21	ISSUED FOR CO-ORDINATION
2	08-19-21	FOR C.O.A. APPROVAL
3		
4		
5		
6		
7		

GENERAL NOTES:

THE CONTRACTOR IS TO VERIFY ALL DIMENSIONS AND INFORMATION SHOWN ON THESE DRAWINGS WITH CONDITIONS ON SITE AND ANY DISCREPANCIES ARE TO BE REPORTED TO THE DESIGNER PRIOR TO CONSTRUCTION AND FABRICATION OF ITS COMPONENTS. SHOULD EXISTING CONDITIONS OR SERVICES BE FOUND TO VARY FROM THAT INDICATED ON THE DRAWINGS, THE DESIGNER MUST BE NOTIFIED IMMEDIATELY.

ALL DRAWINGS AND RELATED DOCUMENTS SHALL REMAIN THE PROPERTY AND COPYRIGHT OF DETAILS MATTER.

USE LATEST REVISED DRAWINGS.

MAKE GOOD ALL AREAS OF WORK AND SURFACES DISTURBED BY CONSTRUCTION WHETHER SHOWN ON THE DRAWINGS OR NOT.

DO NOT SCALE DRAWINGS.

THESE DRAWINGS ARE IN ACCORDANCE TO THE 2012 OBC.

QUALIFICATION INFORMATION

TAKES RESPONSIBILITY FOR THIS DESIGN AND HAS THE QUALIFICATIONS AND MEETS THE REQUIREMENTS SET OUT IN THE ONT. BUILDING CODE TO BE A DESIGNER.

REQUIRED UNLESS DESIGN IS EXEMPT UNDER DIVISION 'C' SECTION 3.2 OF THE O.B.C.

SHANE K WILSON FIRM NAME: DETAILS MATTER

39141



M. 905.870.8445 SHANE@DETAILSMATTER.CA O. 905.309.8447 WWW.DETAILSMATTER.CA



FACEBOOK.COM/DETAILSMATTER2007

WEBERT - HOTTE
RESIDENCE
41 FLANDERS DRIVE
WATERDOWN, ON

SHEET TITL

ALLOWABLE

EXISTING FLOOR PLANS

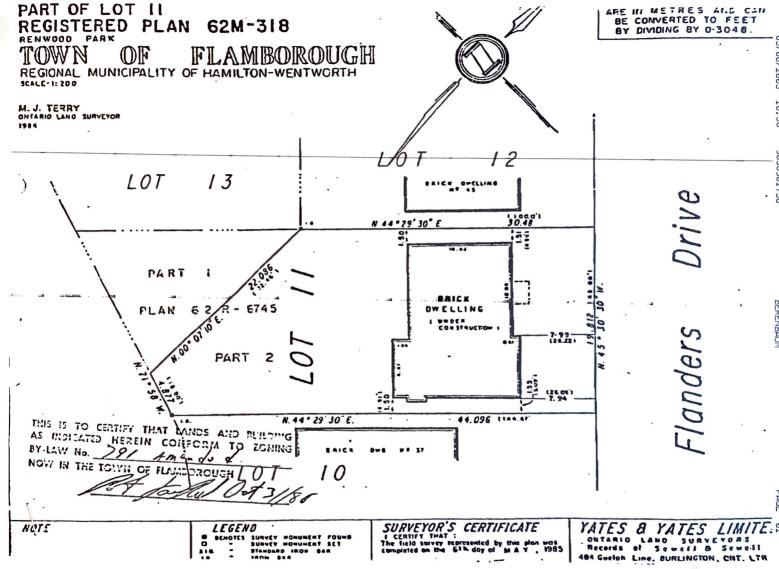
 DRAWN BY:
 CHECKED BY:
 PROJECT NO:

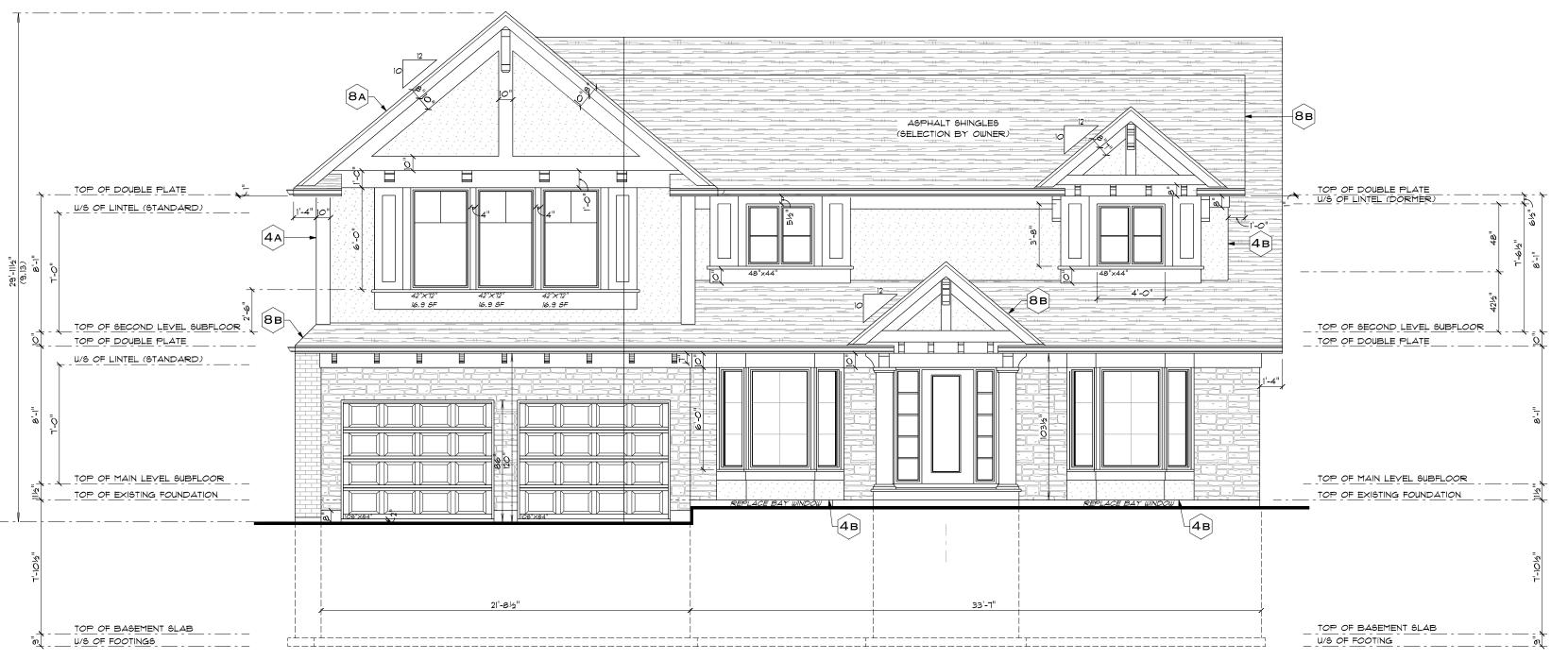
 S.K.W.
 DM21-001

 SCALE:
 DATE:

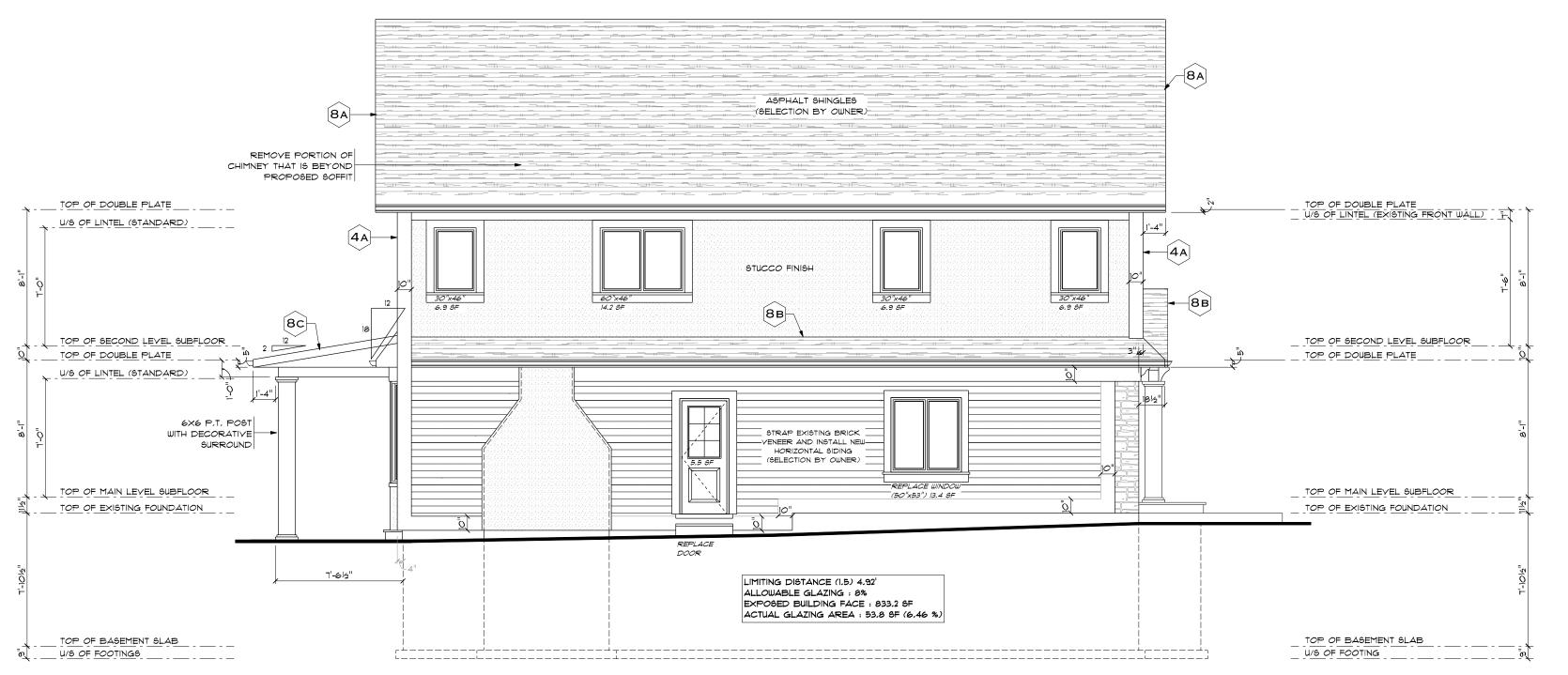
 1/8" = 1'-0"
 JANUARY 2020







PROPOSED FRONT ELEVATION



PROPOSED LEFT ELEVATION

No.	DATE:	Issue / Revision
1	01-31-21	ISSUED FOR CO-ORDINATION
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SHANE K WILSON FIRM NAME: DETAILS MATTER 39141



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FACEBOOK.COM/DETAILSMATTER2007

@DETAILSMATTER07

PROJEC

WEBERT - HOTTE RESIDENCE 41 FLANDERS DRIVE WATERDOWN, ON

SHEET TITL

PROPOSED FRONT AND LEFT ELEVATIONS

 DRAWN BY:
 CHECKED BY:
 PROJECT NO:

 S.K.W.
 DM21-001

 SCALE:
 DATE:

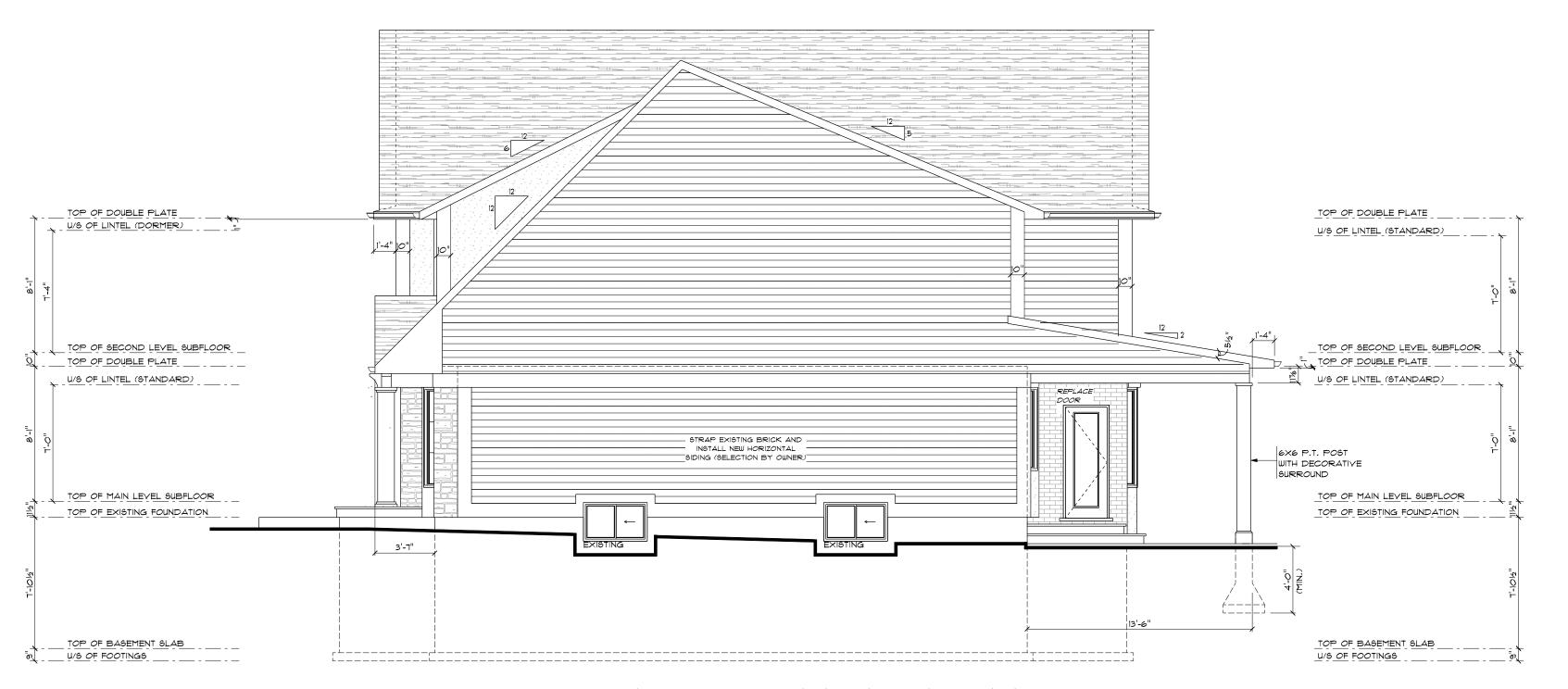
 3/16" = 1'-0"
 JANUARY 2020

DRAWING NO:





PROPOSED REAR ELEVATION



PROPOSED RIGHT ELEVATION

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8		

GENERAL NOTES:

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THESE DRAWINGS WITH CONDITIONS ON SITE
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WEBERT - HOTTE RESIDENCE 41 FLANDERS DRIVE WATERDOWN, ON

SHEET TITLE

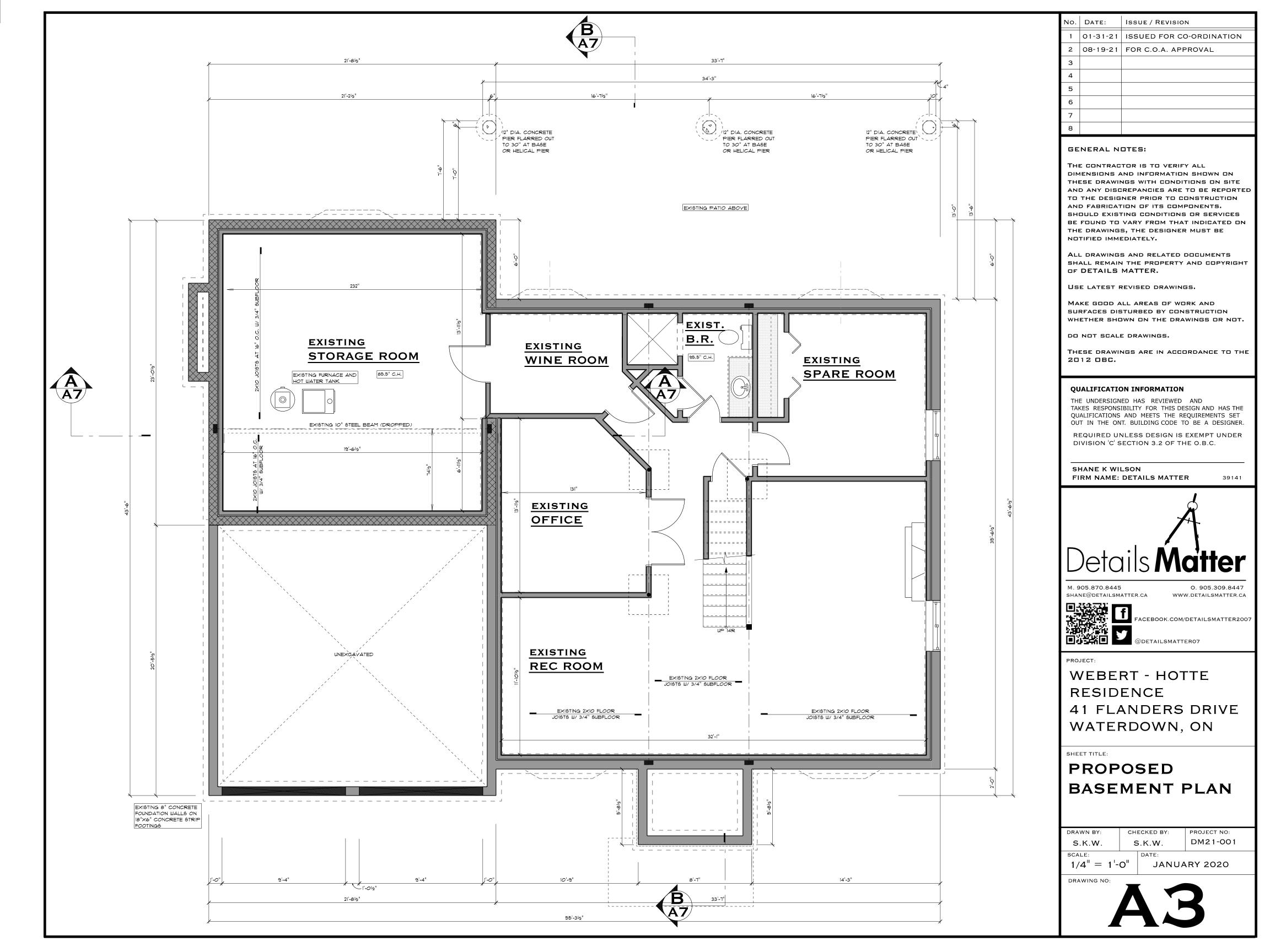
PROPOSED REAR AND RIGHT ELEVATIONS

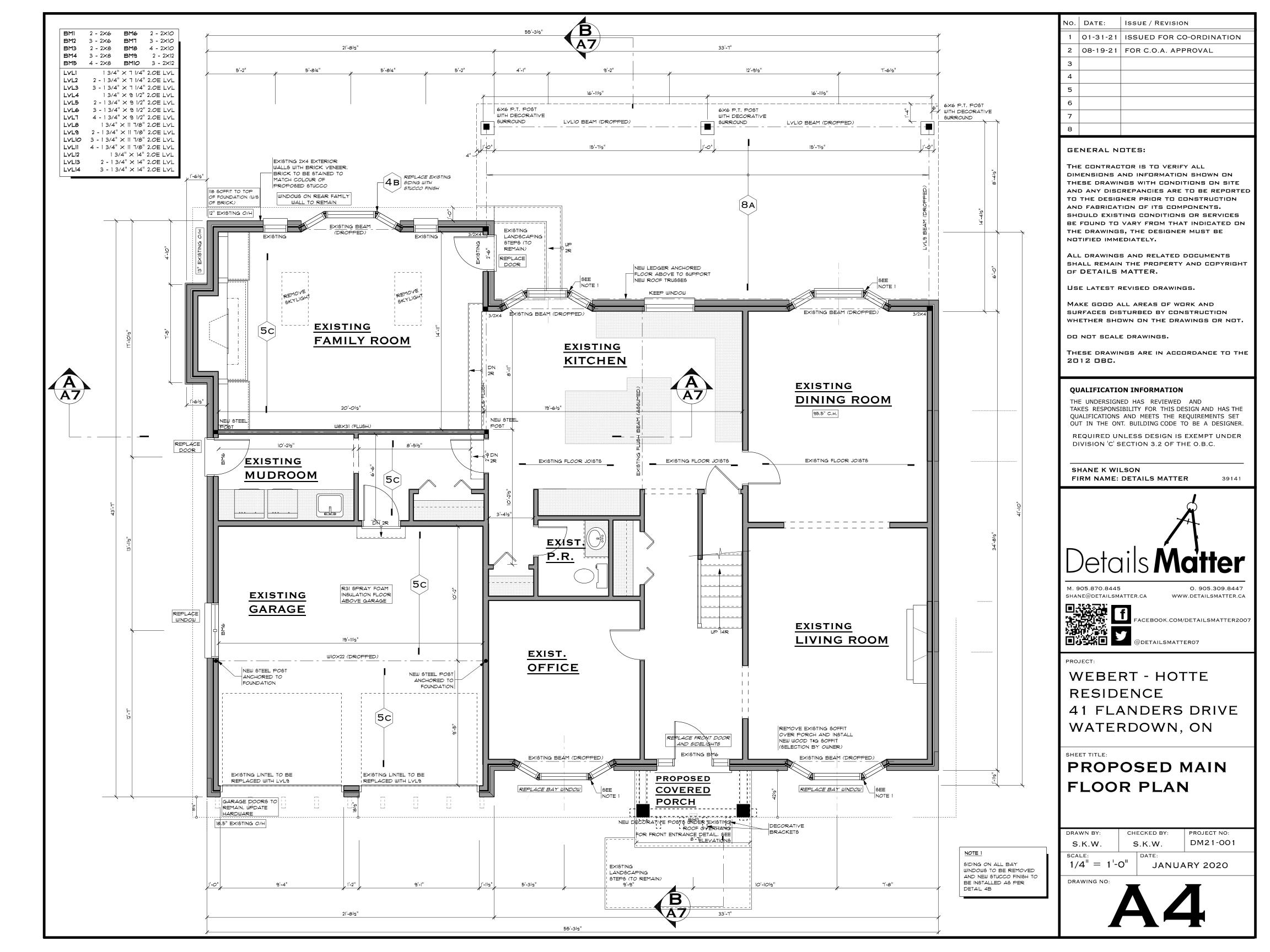
SCALE:

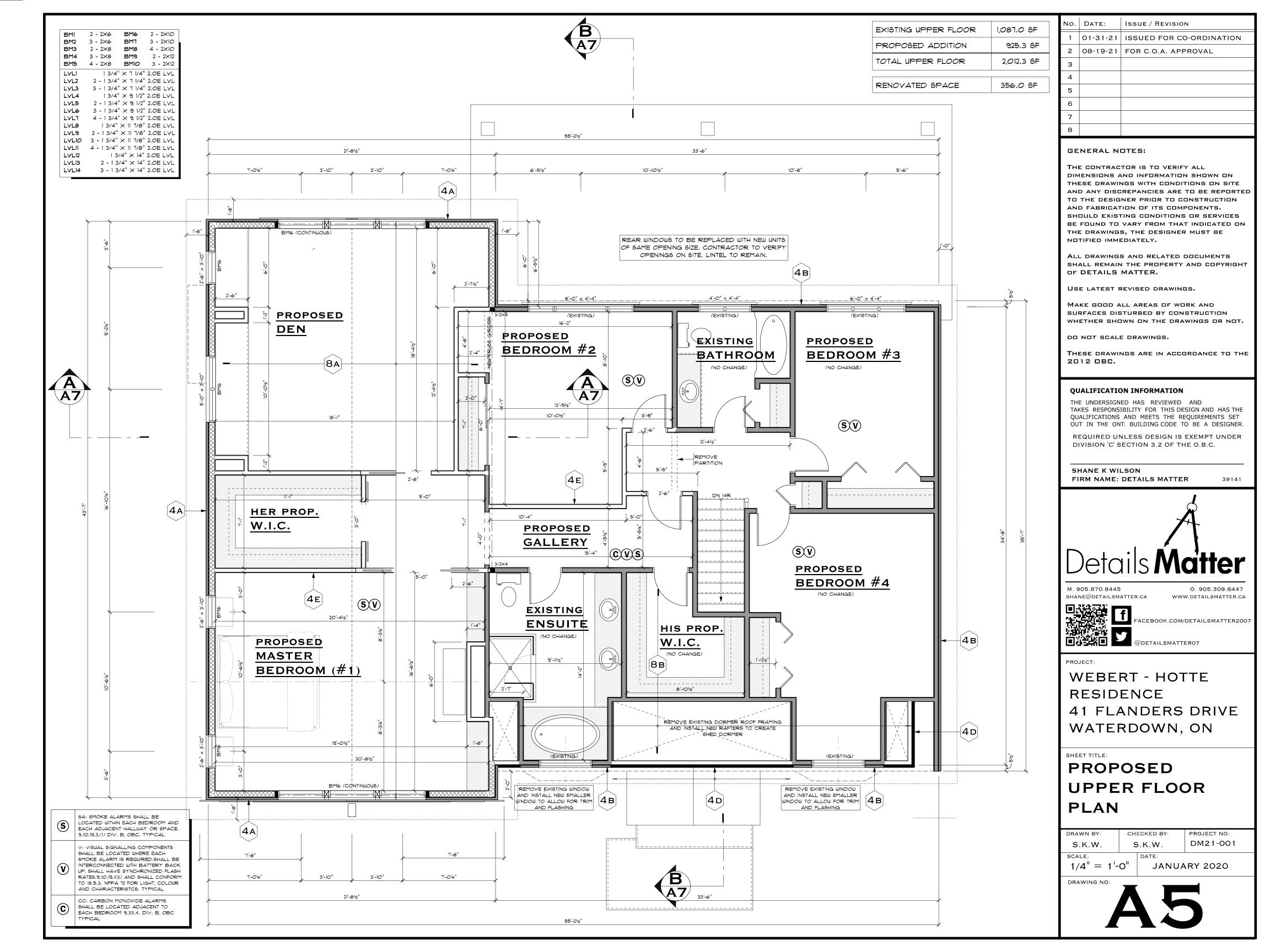
3/16" = 1'-0" CHECKED BY: PROJECT NO: DM21-001

SCALE: JANUARY 2020











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

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)	Sebastien Hotte / Kathryn Webert		
Applicant(s)*	Shane K Wilson		
Agent or Solicitor	Shane K Wilson		

Note:

Unless otherwise requested all communications will be sent to the agent, if

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





e₄

Table 3.1.1.2.C (IP) ZONE 1 - Compliance Packages for Electric Space Heating Forming Part of Sentence 3.1.1.2.(3)

Component	Thermal Values ⁽⁸⁾	Compliance Package			
		C1	C2	C3	C4
	Min. Nominal R ⁽¹⁾	60 + HH	60 + HH	50	50
Ceiling with Attic Space	Max. U ⁽²⁾	0.016	0.016	0.020	0.020
	Min. Effective R ⁽²⁾	59.90	59.90	49.23	49.23
	Min. Nominal R ⁽¹⁾	31	31	31	31
Ceiling Without Attic Space	Max. U ⁽²⁾	0.036	0.036	0.036	0.036
	Min. Effective R ⁽²⁾	27.65	27.65	27.65	27.65
	Min. Nominal R ⁽¹⁾	31	31	35	35
Exposed Floor	Max. U ⁽³⁾	0.034	0.034	0.031	0.031
·	Min. Effective R(3)	29.80	29.80	32.02	32.02
	Min. Nominal R ⁽¹⁾	19 + 10 ci	22 + 10 ci	22 + 10 ci	22 + 7.5 ci
Walls Above Grade	Max. U ⁽³⁾	0.040	0.038	0.038	0.042
	Min. Effective R(3)	25.32	26.40	26.40	23.90
	Min. Nominal R ⁽¹⁾	20 + 8 ci	20 ci	20 ci	20 ci
Basement Walls ⁽⁶⁾	Max. U ⁽⁴⁾	0.044	0.047	0.047	0.047
	Min. Effective R ⁽⁴⁾	22.71	21.12	21.12	21.12
Below Grade Slab	Min. Nominal R ⁽¹⁾	7.5	_	_	_
Entire Surface > 600 mm Below	Max. U ⁽⁴⁾	0.116	_	_	_
Grade	Min. Effective R ⁽⁴⁾	8.63	_	_	_
11	Min. Nominal R ⁽¹⁾	10	10	10	10
Heated Slab or Slab ≤ 600 mm Below Grade	Max. U ⁽⁴⁾	0.090	0.090	0.090	0.090
Slab \$ 000 Hill below Grade	Min. Effective R ⁽⁴⁾	11.13	11.13	11.13	11.13
Edge of Below Grade Slab ≤ 600 mm Below Grade	Min. Nominal R ⁽¹⁾	10	10	10	10
Mindows and Olidina Olive Devel	Max. U ⁽⁵⁾	0.25	0.21	0.21	0.28
Windows and Sliding Glass Doors	Energy Rating	29	34	34	25
Skylights	Max. U ⁽⁵⁾	0.49	0.49	0.49	0.49
Space Heating Equipment	Min.	_	_	_	ASHP: 7.1 HSPF
HRV	Min. SRE	81%	75%	81%	55%
Domestic Water Heater ⁽⁷⁾	Min. EF	_	_	_	_
Column 1	2	3	4	5	6

Notes to Table 3.1.1.2.C (IP):

The following definitions applies:

HH = 10 inch high heel

- (1) The values listed are minimum Nominal R values for the thermal insulation component only.
- (2) U-Value and effective R value shall include entire ceiling assembly components, from interior air film to vented space air film above insulation.
- (3) U-Value and effective R value shall include entire exposed floor or above grade wall assembly components, from interior air film to exterior air film.
- (4) U-Value and effective R value shall include entire basement wall or slab assembly components and interior air film.
- (5) U-Value is the overall coefficient of heat transfer for a window assembly, sliding glass door assembly or skylight assembly expressed in Btu/(h•ft²•F).
- (6) In the case of basement wall assemblies, where R20 ci is required R12 + 10 ci is permitted to be used or vice versa; or where R12 + 5 ci is required, R15 ci is permitted to be used or vice versa.
- (7) If an EF of a water tank is not indicated in a compliance package, there is no EF requirement for water tank for that specific compliance package.
- (8) Nominal and effective R values are expressed in (h•ft²•F)/Btu. U-Values are expressed in Btu/(h•ft²•F).

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

4.	WE ARE ASKING FOR RELIEF IN LOT COVERAGE
	EXISTING : 25.52 %
	PROPOSED: 31.61 %
	ALLOWED : 25,00 %
L	Secondary Dwelling Unit Reconstruction of Existing Dwelling
5.	Why it is not possible to comply with the provisions of the By-law?
	OUR EXISTING LOT COYERAGE IS ALREADY 25,52% BUT WE'RE
	CURRENTLY ALLOWED 25%, WE WOULD LIKE TO ADD A REAR COVERAGE PATIO AS PART OF THE SCOPE FOR A SECOND
	FLOOR ADDITION AND RENOVATIONS THROUGHOUT THE HOME,
	THIS BRINGS OUT LOT COVERAGE TO A TOTAL OF 31.61 %
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):
	41 Flanders Drive, Waterdown (Hamilton)
7.	PREVIOUS USE OF PROPERTY
	Residential Commercial
	Agricultural Vacant Other
	Other
8.1	If Industrial or Commercial, specify use n/a
8.2	
0.2	Has the grading of the subject land been changed by adding earth or other material, i.e. has filling occurred?
	Yes O No O Unknown O
8.3	Has a gas station been located on the subject land or adjacent lands at any time?
	Yes O No O Unknown O
8.4	Has there been petroleum or other fuel stored on the subject land or adjacent lands?
	Yes O No Unknown O
8.5	Are there or have there ever been underground storage tanks or buried waste on the
	subject land or adjacent lands?
	Yes O No O Unknown O
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 O No O Unknown O
8.7	Have the lands or adjacent lands ever been used as a weapon firing range?
	Yes No Unknown O
8.8	<u> </u>
O.O	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 O No O Unknown O
8.9	If there are existing or previously existing buildings are the
	remaining on site which are potentially hazardous to public health (eg. asbestos, PCB's)?
	Yes O No O Unknown O

8.10	uses on the site or ad	believe the subject land may have been contaminated by former ljacent sites? Unknown
8.11		you use to determine the answers to 8.1 to 8.10 above? E OWNERS) REVIEWED APPLICATION
8.12	previous use inventor	perty is industrial or commercial or if YES to any of 8.2 to 8.10, a y showing all former uses of the subject land, or if appropriate, the ubject land, is needed.
	Is the previous use in	ventory attached? Yes No
9.		e City of Hamilton is not responsible for the identification and nination on the property which is the subject of this Application – by
	August 15th, 2021	. Kweber
	Date	Signature Property Owner(s) Schorbant Hothe Kathryn Woler
		Print Name of Owner(s)
10.	Dimensions of lands	affected:
	Frontage	
	Depth	44.1 M 789.93 SQ.
	Area	9.00 M
	Width of street	
11.		ings and structures on or proposed for the subject lands: (Specify oss floor area, number of stories, width, length, height, etc.)
	Existing:	NG (16.85M WIDE X 13.28 M BUILDING DEPTH)
	MAIN FLOOR AREA GARAGE AREA : :	4 : 161.74 SQ. M, SECOND FLOOR AREA : 100.99 SQ. M, 39.84 SQ. M
	TOTAL FLOOR ARI HEIGHT AT FRONT Proposed	EA : 262.73 SQ. M (33.26 %) LOT COVERAGE : 201.58 SQ. M (25.52 %) : 8.70 M
	2 STOREY DWELLII MAIN FLOOR ARE GARAGE AREA :	NG (16.85M WIDE X 13.28 M BUILDING DEPTH) - SAME A : 161.74 SQ. M, SECOND FLOOR AREA : 186.13 SQ. M 39.84 SQ. M EA : 347.87 SQ. M (44.04 %) LOT COVERAGE : 249.72 SQ. M (31.61 %)
		: 9.13 M (SECOND FLOOR ADDITION)
12.	Location of all building distance from side, re	gs and structures on or proposed for the subject lands; (Specify ar and front lot lines)
	Existing:	
	1.94 M FRONT YAR 1.55 M /1.50 M LEFT 11.50 M REAR SETE	SIDEYARD SETBACK
	Proposed:	
	1,94 M FRONT YAR	ED SETBACK

6.54 M REAR SETBACK (DIRECT LINE) / 5.20 M PERPENDICULAR TO SIDE / REAR LOT LINE

Date of construction of all buildings and structures on subject lands:
Existing uses of the subject property (single family, duplex, retail, factory etc.):
single family
Existing uses of abutting properties (single family, duplex, retail, factory etc.):
single family
Length of time the existing uses of the subject property have continued:
36 years
Municipal services available: (check the appropriate space or spaces)
Water Connected U
Sanitary Sewer Connected Connected
Storm Sewers
Present Official Plan/Secondary Plan provisions applying to the land:
Present Restricted Area By-law (Zoning By-law) provisions applying to the land:
Has the owner previously applied for relief in respect of the subject property?
Yes No No
If the answer is yes, describe briefly.
Is the subject property the subject of a current application for consent under Section 53 of the <i>Planning Act</i> ?
Yes O No O
Additional Information
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.