

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: <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.:	AN/A-21:434
APPLICANTS:	Agent Lanca Contracting Ltd. c/o P. Bisanti Owner 1978771 Ontario Inc. c/o S. Modi
SUBJECT PROPERTY:	Municipal address 586 Tradewind Dr., Ancaster
ZONING BY-LAW:	Zoning By-law 05-200, as Amended 10-128 and 18-219
ZONING:	"M3, 678 and M3 and 377 and 678" (Prestige Business Park) district
	rmit the development of the lands through the construction of

PROPOSAL: To permit the development of the lands through the construction of two (2) multi-tenanted industrial buildings as per Site Plan application DA-18-156, notwithstanding that;

1. A landscaped area having a minimum width of 3.2m shall be permitted to be provided and maintained abutting a street, except for points of ingress and egress instead of the minimum 6.0m wide landscaped area required abutting a street.

Notes: The Zoning By-law also requires a minimum 3.0m wide planting strip between parking spaces and aisles or driveways and a street which may be located within the required landscaped area, except for points of ingress and egress. Please note that the required planting strips or landscaped areas have not been clearly labelled or indicated on the submitted Site Plan from which to determine compliance; therefore, further variances may be required.

The zoning By-law permits a maximum combined gross floor area of 25% of the principle use or 500.0m² whichever is the lesser for accessory retail, showroom area and tasting room. Insufficient details were provided from which to determine compliance; therefore, further variances may be required.

The lands are subject to Site Plan Control application DA-18-156.

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

DATE: Thursday, February 24th, 2022 TIME: 1:20 p.m. PLACE: Via video link or call in (see attached sheet for details) To be streamed at <u>www.hamilton.ca/committeeofadjustment</u> for viewing purposes only AN/A-21: 434 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:

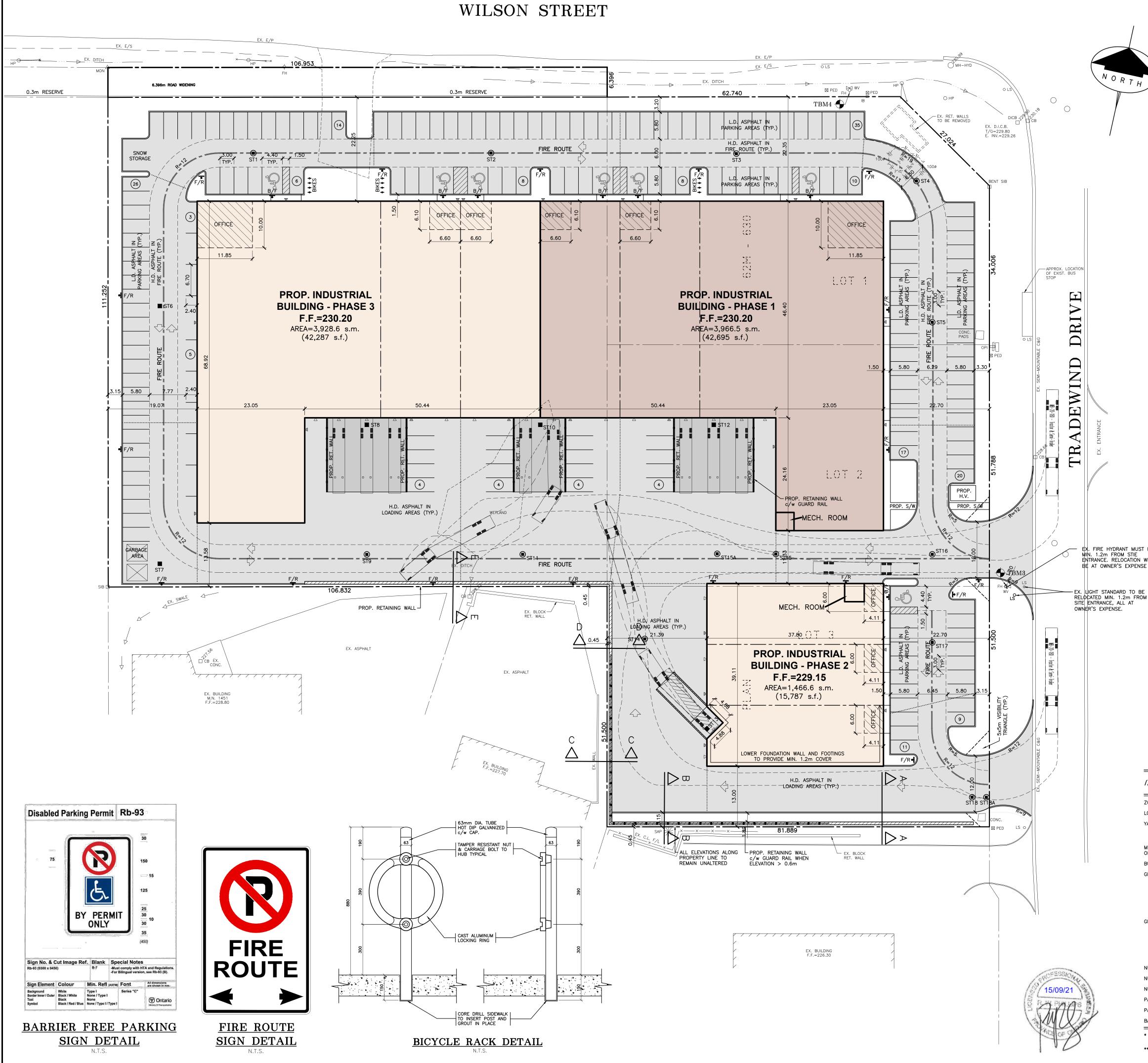
- Visit <u>www.hamilton.ca/committeeofadjustment</u>
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935
- Email Committee of Adjustment staff at cofa@hamilton.ca

DATED: February 8th, 2022.

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.





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	DATED THIS	DAY OF	2	0	4 TRA	NSFORMER RELO	OCATION	09/15/21	S.J.S.
	WITNESS (SIGNATURE)		OWNER(S) (SIGN	ATURE)	3	ROAD WIDENIN	-	08/10/21	
	WITNESS (PRINT)		OWNER(S) (PRINT)		PER CITY COM		06/10/21	
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ITEM			PROPOSAL	ZONING BYLAW REQUIREMENTS)AD , UNIT #1 , E -2656 FAX. (519			
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DWG. No:

12921-1

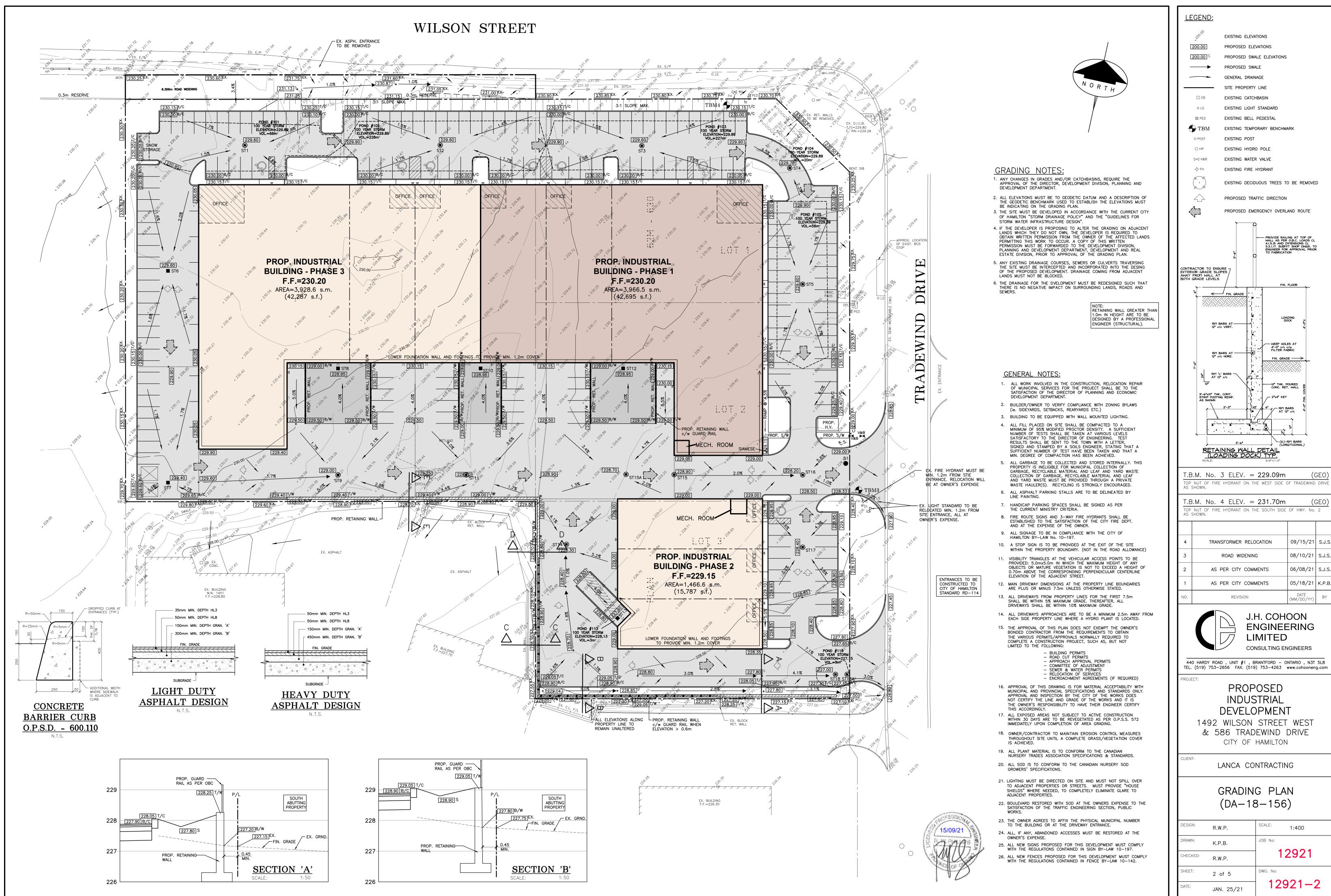
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1 of 5

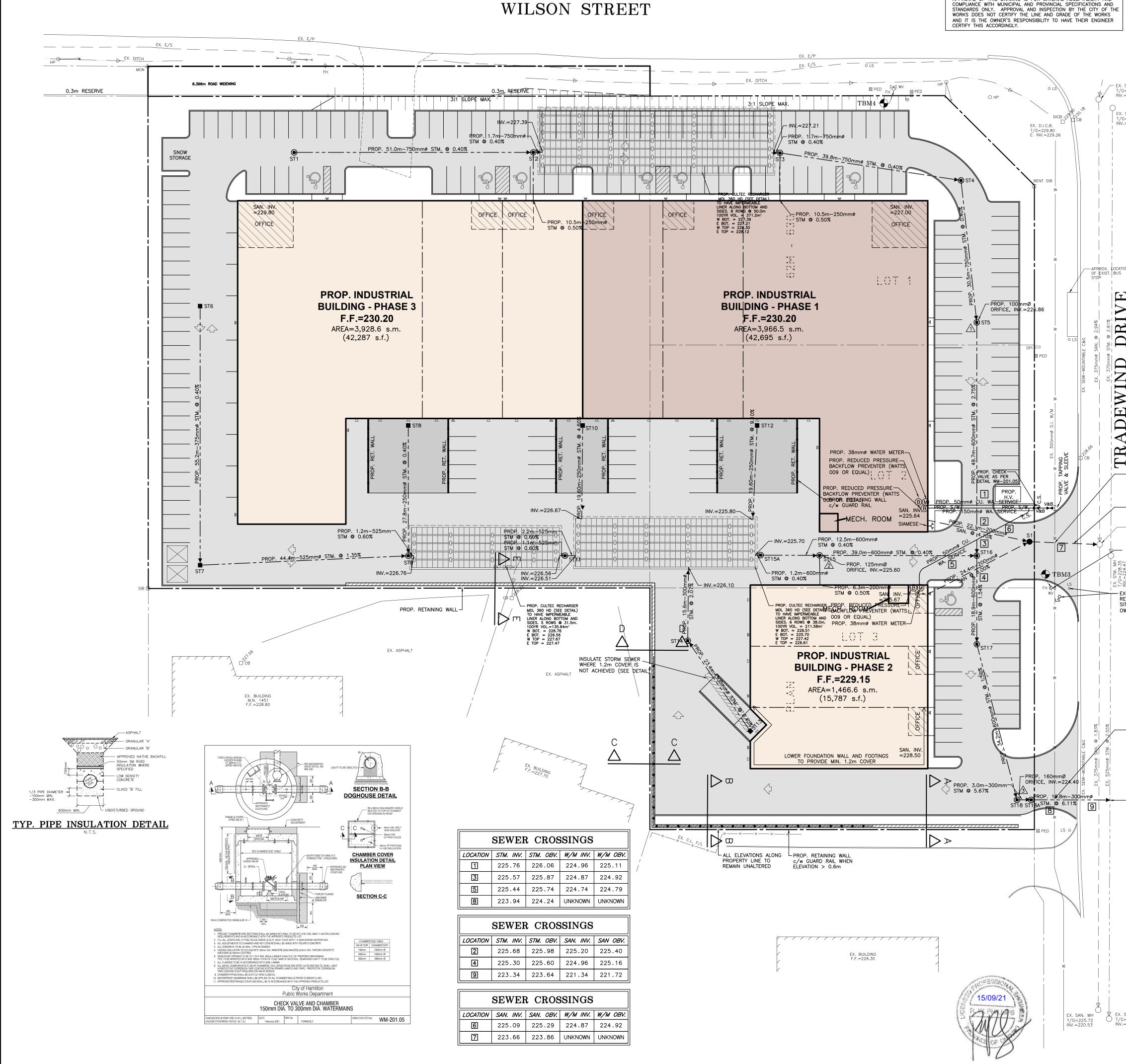
JAN. 25/21

* CALCULATION IS BASED ON PLANNED BUSINESS CENTRE = 1 PARKING SPACE FOR EVERY 50 sq.m. OF GROSS FLOOR AREA.

** CALCULATION BASED ON 1 + 3% REQUIRED SPACES







NOTE: APPROVAL OF THIS DRAWING IS FOR MATERIAL ACCEPTABILITY AND COMPLIANCE WITH MUNICIPAL AND PROVINCIAL SPECIFICATIONS AND STANDARDS ONLY. APPROVAL AND INSPECTION BY THE CITY OF THE WORKS DOES NOT CERTIFY THE LINE AND GRADE OF THE WORKS

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V G=230.35 V.=225.14		ST3	1.5mø P/C CB/MH	229.60	W 227.20 E 227.18 S 227.28
X. STM. MH / /G=230.23 W.=227.15		ST4 ST5	1.5mø P/C CB/MH 1.5mø P/C CB/MH	229.70 229.60	W 227.08 S 227.00 N 226.88
		ST6	C/W ORIFICE #1 1.2mø P/C CB/MH	229.60	S 226.86 S 227.63
		ST7	0.6x0.6x1.52m P/C CB	229.40	N 227.41 E 227.39
		ST8 ST9	0.6x0.6x1.52m P/C CB 1.2mø P/C CB/MH	228.95 229.00	S 227.58 W 226.79 E 226.77 N 226.87
		ST10 ST11	0.6x0.6x1.52m P/C CB 1.2mø P/C CB/MH	228.95 228.70	S 227.58 W 226.55 E 226.53
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TION		ST16	1.2mø P/C CB/MH	228.20	S 225.68 W 225.41 S 225.35
		ST17	1.2mø P/C CB/MH	228.40	N 225.49 N 225.06 S 225.04
2		ST18	1.2mø P/C CB/MH C/W ORIFICE #3	227.00	N 224.53 E 224.40
ב		ST15A ST18A	1.2mØ P/C CB/MH JELLYFISH FILTER	228.70 227.10	W 225.69 E 225.67 W 224.23
ר∥		ALL ORIFICE	JF10-11-3 E PLATES TO BE INSTALLED ON O		E 224.21
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TOP AS T.E TOP	300x300x150n 3.M. No. 3 NUT OF FIRE SHOWN. 3.M. No. 4	DESCRIPTION nm PVC - TEE 3 ELEV. = HYDRANT ON TH 4 ELEV. = HYDRANT ON TH	he west side 231.70m	NE – 1.5m INE – 3.4m ((OF TRADEWIND	GEO) DRIVE GEO)
4		SFORMER RELC		09/15/21	S.J.S.
3		PER CITY COM		08/10/21	S.J.S.
2				00/00/21	010
NO.				05/18/21	S.J.S.
		PER CITY COM	MENTS	05/18/21	S.J.S. K.P.B. _{BY}
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DWG. No:

12921-3

HEET

3 of 5

JAN. 25/21



Committee of Adjustment City Hall, 5th 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	MAILING ADDRESS	1
Registered Owners(s)			
Applicant(s)*			
Agent or Solicitor			

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: n/a

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:

Relief for zoning requirements on size of landscaping buffers.

	Secondary Dwelling Unit Reconstruction of Existing Dwelling
5.	Why it is not possible to comply with the provisions of the By-law?
	The site has an irregular property line that would not yield an economical footprint for an industrial facility as currently zoned and designated.
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):
	62R-1976 Instrument No 283476 AB/482027CD Part 1 62M-630 Lots 1, 2, and 3
7.	PREVIOUS USE OF PROPERTY
	Residential Industrial Commercial
	Agricultural Vacant 🖌 Other
	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 O 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 O 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 O 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?
2 3	Yes No O 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
- 8.11 What information did you use to determine the answers to 8.1 to 8.10 above?

Geotechnical, Archaeological, and Environemental reporting conducted by third partie

8.12 If previous use of property is industrial or commercial or if YES to any of 8.2 to 8.10, 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?

No

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.

Yes

2021-1	1-11	
Date		

(
	\checkmark

Signature Property Owner(s)

Sanjay Modi

Print Name of Owner(s)

10. Dimensions of lands affected:

Frontage	137.294m
Depth	Irregular
Area	24,507 square meters
Width of street	unknown

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:_____

none

Proposed

9,361.7 square meter ground floor single storey. Multiple buildings, see attached.

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

Proposed:

22.70m setback from Tradewind, 22.35m setback from Wilson, 11.58m setback from rear property line (at narrowest point, site is irregular)

13.	Date of acquisition of subject lands: 2018
14.	Date of construction of all buildings and structures on subject lands: n/a
15.	Existing uses of the subject property (single family, duplex, retail, factory etc.):
	vacant land
16.	Existing uses of abutting properties (single family, duplex, retail, factory etc.):
	industrial
17.	Length of time the existing uses of the subject property have continued:
18.	Municipal services available: (check the appropriate space or spaces) Water
10	Storm Sewers
19.	Present Official Plan/Secondary Plan provisions applying to the land:
	"Industrial Land"
20.	Present Restricted Area By-law (Zoning By-law) provisions applying to the land:
	M3 - Prestige Business Park - Exceptions 377, 678
21.	Has the owner previously applied for relief in respect of the subject property?
	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.