#### **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 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-22:50

**APPLICANTS:** Owner Todd Anderson

SUBJECT PROPERTY: Municipal address 61 Harmony Ave., Hamilton

**ZONING BY-LAW:** Zoning By-law 6593, as Amended

**ZONING:** "C" (Urban Protected Residential, etc.) district

**PROPOSAL:** To permit alterations to the existing single family dwelling including

covering and enclosing the existing front porch to form part of the dwelling, and the construction of a new unenclosed porch and

associated stairs in the front yard, notwithstanding that;

1. A minimum front yard of 3.5 metres shall be permitted, instead of the minimum 6.0 metre front yard required.

2. A minimum southerly side yard of 0.30 metres shall be permitted, instead of the minimum 0.9 metre side yard required.

### Note:

- 1. Please note that the height of the existing porch that is to be covered and enclosed to form part of the dwelling has not been indicated on the submitted elevation drawing as per the definition of Height provided in Hamilton Zoning By-law No. 6593. As per Section 9(2), no building shall exceed two and a half storeys, and no structure shall exceed 11.0 metres in height. Additional variances may be required if compliance with Section 9(2) cannot be achieved.
- 2. Please note that the submitted site plan indicates side yards of varying widths. This zoning compliance review is based on the minimum side yard widths indicated for the principle dwelling as indicated in the Site Statistics i.e. northerly side yard indicated as a minimum of 0.99 metres and the southerly side yard indicated as a minimum of 0.30 metres. Please note that with respect to Variance No.2, as per Section 9(3)(ii) and Section 18(3)(v), the minimum required side yard width is 0.9 metres as the subject lot is a Lot of Record as defined in Hamilton Zoning By-law No. 6593.
- 3. Please note the projection of the eaves/gutters of the existing porch that is to be covered and enclosed to form part of the dwelling has not been indicated. Should Variance No.1 be granted to permit a minimum front yard of 3.5 metres, and Variance No. 2 be granted to permit a minimum southerly side yard of 0.30 metres, as per Section 18(3)(vi)(b) eaves/gutters shall be permitted to project into the newly established minimum

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front yard not more than 1.5 metres, and shall be permitted to project into the required side yard(s) not more than one half its width. Additional variances may be required if compliance with Section 18(3)(vi)(b) cannot be achieved.

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

DATE: Thursday, March 17th, 2022

TIME: 2:35 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**

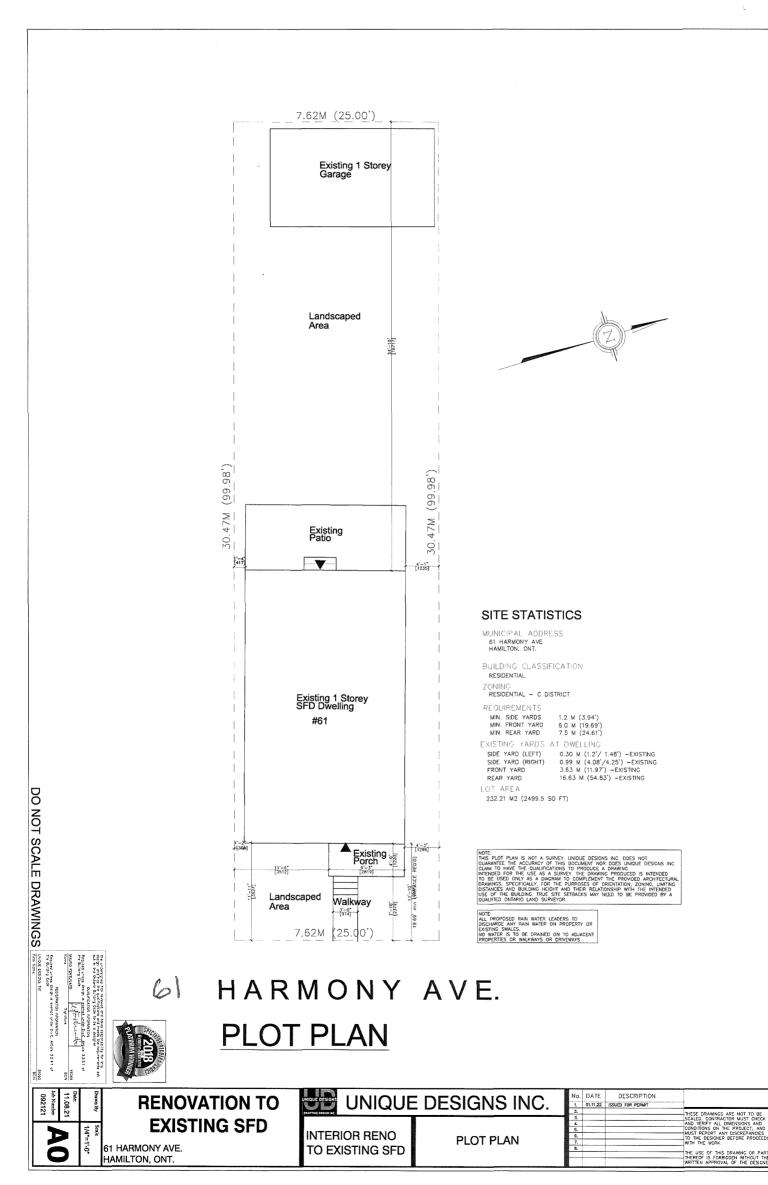
For more information on this matter, including access to drawings illustrating this request:

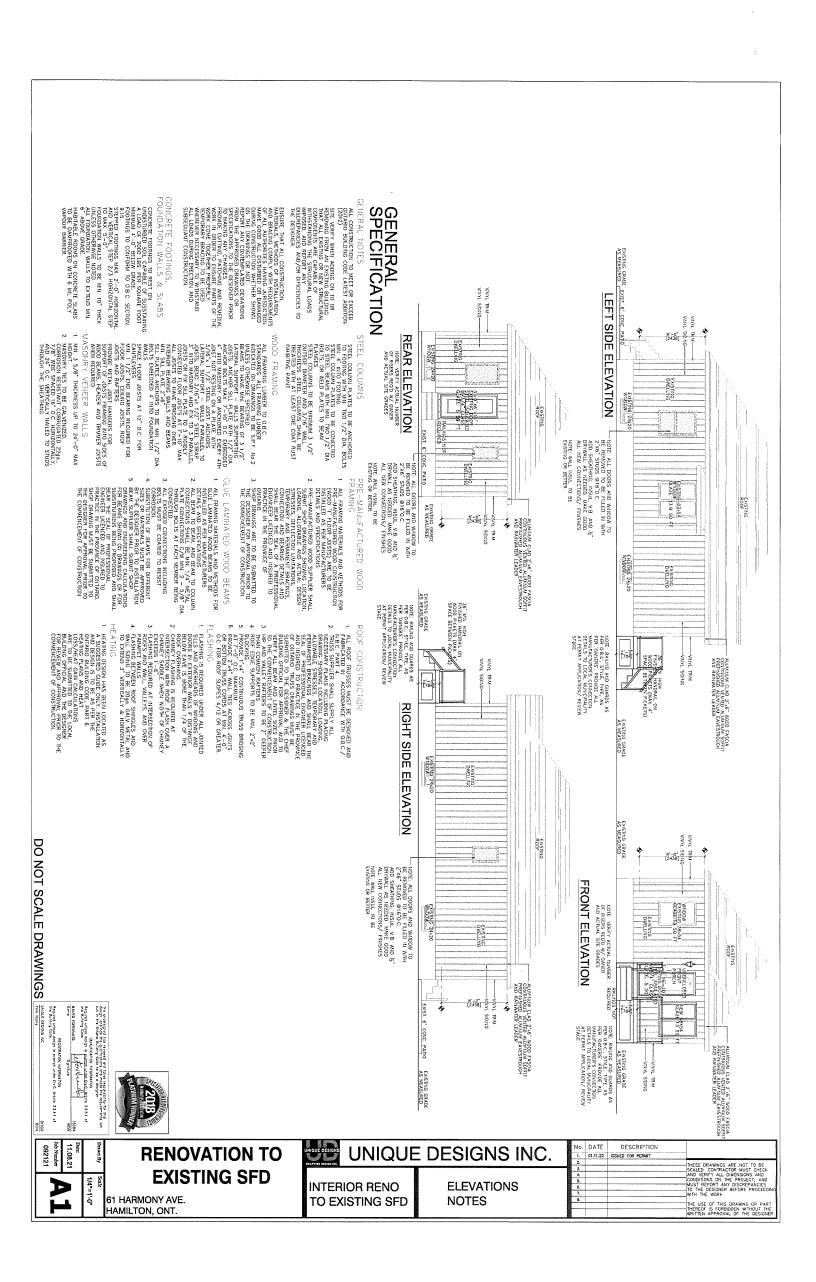
- Visit www.hamilton.ca/committeeofadjustment
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935
- Email Committee of Adjustment staff at <a href="mailton.ca">cofa@hamilton.ca</a>

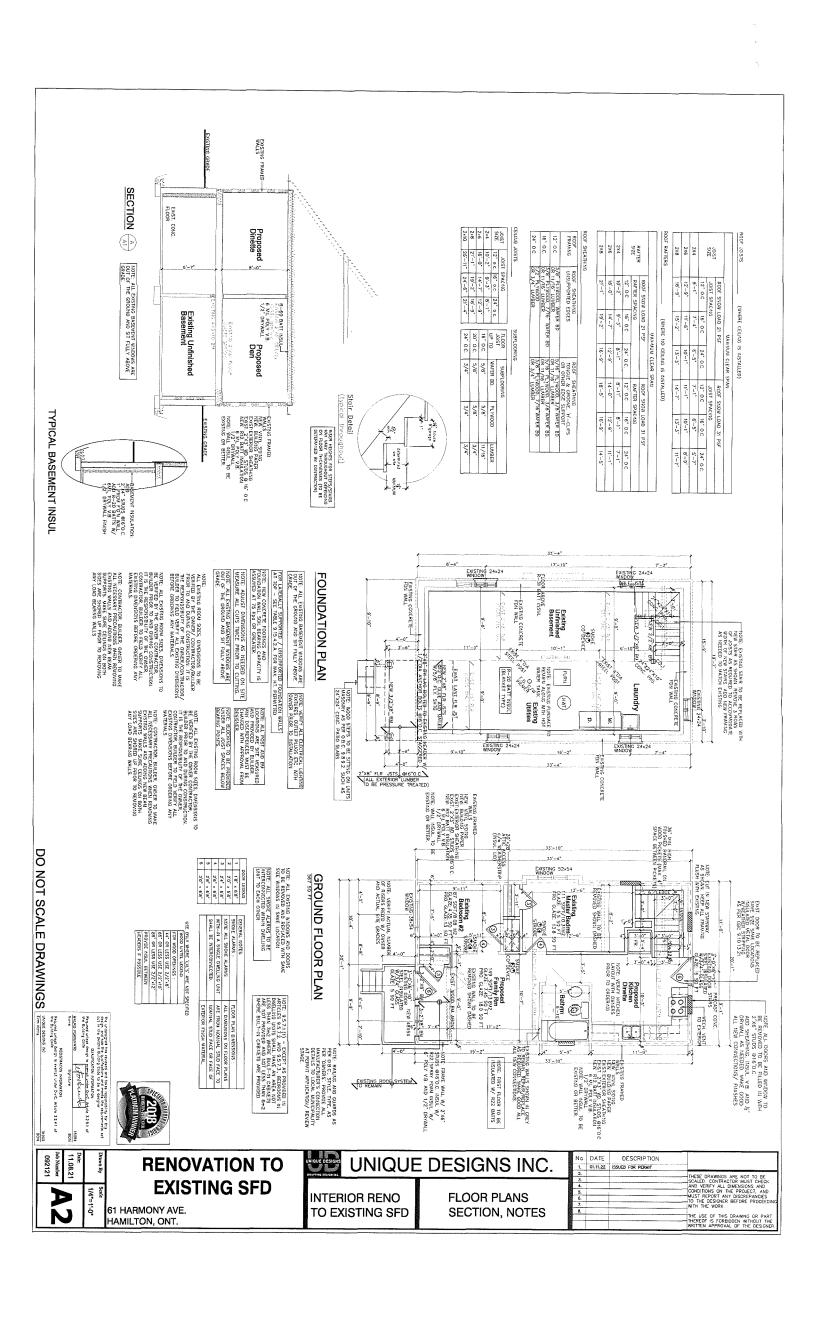
DATED: March 1st. 2022.

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.









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 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)			
Applicant(s)*			
Agent or Solicitor			

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:

WENDOW CLEEK HO	DHG
29 MEADOW CREEK	-ALLE
CAMPRIDGE, OUT	N34 4R8
KATHY GLASSER	519 654 7721

1.	Nature and extent of relief applied for:
	Nature and extent of relief applied for:  TO ENCHOSE EXISTING 36 X9 FRONT OVER PORCHS & CREATE HEW FRONT HX9
	OVER PORCHS & CREATE HEW FRONT 4x9
	OPEN SECT WITH 3 STEPS
	☐ Second Dwelling Unit ☐ Reconstruction of Existing Dwelling
5.	Why it is not possible to comply with the provisions of the By-law?
	EXISTING TO BE MADE AS PART OF
	MUINE SPACE
	Legal description and Address of subject lands (registered plan number and lot number or other legal description and where applicable, <b>street and street number</b> ):
	LOT HH BLK X REG FLAW 395
y	PREVIOUS USE OF PROPERTY
	Residential Industrial Commercial
	Agricultural  Vacant
	Other
.1	If Industrial or Commercial, specify use
.2	Has the grading of the subject land been changed by adding earth or other material, i.e.
	has filling occurred? Yes ☐ No  Unknown ☐
.3	Has a gas station been located on the subject land or adjacent lands at any time?
	Yes ☐ No ☒ Unknown ☐
.4	Has there been petroleum or other fuel stored on the subject land or adjacent lands?  Yes   No   Unknown
.5	Are there or have there ever been underground storage tanks or buried waste on the
.0	subject land or adjacent lands?
	Yes No 🖾 Unknown 🗌
.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 🗌
7	Have the lands or adjacent lands ever been used as a weapon firing range? Yes ☐ No ☒ Unknown ☐
.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? Yes ☐ No া> Unknown ☐
.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

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

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 No Unknown	
8.11	What information did you use to determine the answers to 8.1 to 8.10 above?	7
	From Presidos ountres,	
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? Yes \( \square\$ No \( \sqrt{\sq}}}}}}}}}}}} \qrightintimetint{\sqrt{\sq}}}}}}}}}}}}}}} \end{\sqrt{\sq}}}}}}}}}}}}}}} \end{\sqrt{\sqrt{\sq}}}}}}}} \end{\sqrt{\sqrt{\sq}}}}}}}} \end{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sqrt{\sq}}}}}}}}}}}	
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 – b reason of its approval to this Application.  Signature Property Owner(s)	у
	Print Name of Owner(s)	
10.	Dimensions of lands affected:  Frontage  Depth  98,9	
	Area $\frac{2499.5}{800}$ $\frac{232}{800}$ $\frac{2}{800}$ Width of street	
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:	
	531 × 109 / 49.33 m	
	Proposed	
	567 59 9 /52.67 ~~~ 1 STOREY (20 1/33 10") 19 1" MIGGITTO	
	1 STOREY (20 × 33 10") 191" MIGGITTE	Ronal
12.	Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines)	
	Existing:	
	SAME / PROPOSED SEE PLANS	
	Proposed:	•
	SEE RANS	

Date	of acquisition of subject lands:
Date	of construction of all buildings and structures on subject lands:
Existi	ing uses of the subject property (single family, duplex, retail, factory etc.):
Existi	ing uses of abutting properties (single family, duplex, retail, factory etc.):
_	th of time the existing uses of the subject property have continued:
Muni	cipal services available: (check the appropriate space or spaces)
Wate	erConnected
Sanit	cary Sewer Connected
	n Sewers
riese	ent Official Plan/Secondary Plan provisions applying to the land:
	KESIDENTIAL
Prese	ent Restricted Area By-law (Zoning By-law) provisions applying to the land:
	C 70026
If yes	Yes Mos, please provide the file number:
21.1	If a site-specific zoning by-law amendment has been received for the subject property, has the two-year anniversary of the by-law being passed expired?
	☐ Yes          No
21.2	If the answer is no, the decision of Council, or Director of Planning and Chief Planner that the application for Minor Variance is allowed must be included. Failure to do so may result in an application not being "received" for processing.
	e subject property the subject of a current application for consent under Section 53 o
	☑ Yes □ No
Addit	tional Information (please include separate sheet if needed)
	PERMIT TO MODEFY INBUILDING DEP
of the	applicant shall attach to each copy of this application a plan showing the dimensions is subject lands and of all abutting lands and showing the location, size and type of all ings and structures on the subject and abutting lands, and where required by the mittee of Adjustment such plan shall be signed by an Ontario Land Surveyor.
	SEE PLANS