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-22:117

APPLICANTS: Agent M. Sabelli

Owners W. Allison & E. Allison

SUBJECT PROPERTY: Municipal address 1525 Conc 2., Flamborough

ZONING BY-LAW: Zoning By-law 05-200, as Amended

ZONING: "P6 and A1" (Conservation/Hazard Land - Rural (P6) Zone

and Agricultural (A1) Zone

PROPOSAL: To permit the construction of a 12.19m (40') x 13.72m (45') detached

garage/storage building together with a 1.83m (6') x 12.19m (40') porch which is accessory to an existing single detached dwelling on

an Agricultural lot notwithstanding that:

- 1. A maximum accessory building height of 5.6m shall be permitted instead of the requirement that all accessory buildings shall have a maximum height of 4.5 metres for the portion of the lot within the "P6" zone.
- 2. A maximum aggregate gross floor area of 168m2 shall be permitted for all accessory buildings instead of the requirement that the aggregate gross floor area of all accessory buildings shall not exceed 45m2 for the portion of the lot within the "P6" zone.

NOTE:

- i) The proposed 12.19m (40') x 13.72m (45') detached building together with a 1.83m (6') x 12.19m (40') porch straddles both the "A1" and "P6" zone lines. As such, the portion of the lot within the "P6" zone is required to comply with the accessory building regulations of Sections 4.8 and 4.8.1.1 and the portion of the lot within the "A1" zone is required to comply with the accessory building regulations of Sections 4.8 and 4.8.1.2. Be advised that the proposed accessory building complies with the accessory building regulations of the "A1" zone respecting the maximum permitted accessory building height of 6.0m and the maximum permitted aggregate gross floor area of 200m2 for all accessory buildings.
- ii) The Agent has confirmed that the existing barn is being used to store the owner's own horses. As such, this building is considered an agricultural use and not a building accessory to a single detached dwelling.
- iii) The Agent has confirmed that the new storage building/garage will be used to store the owner's various vehicles and home lawn equipment. This building shall not be used for human habitation, a commercial or industrial use.

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

DATE: Thursday, May 12th, 2022

TIME: 3:45 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

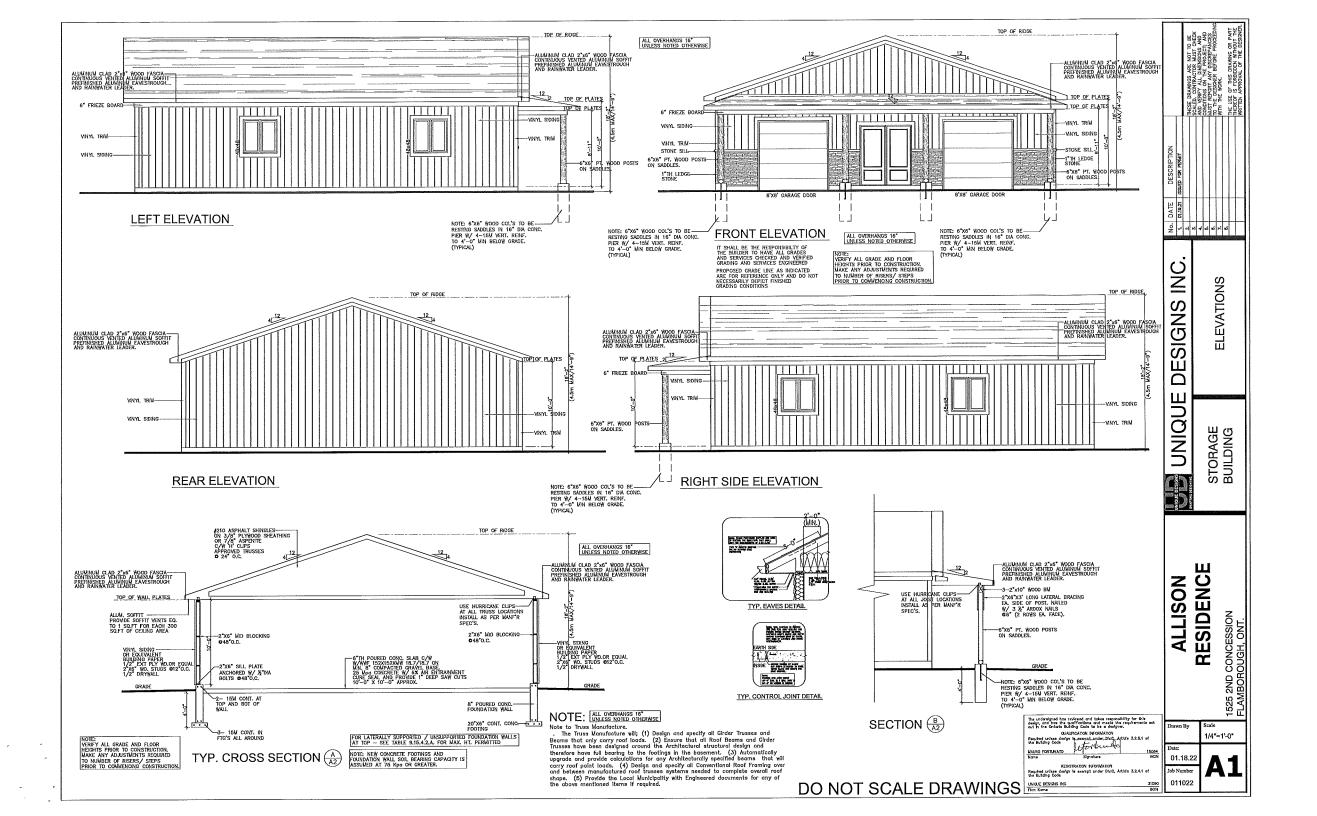
For more information on this matter, including access to drawings illustrating this request:

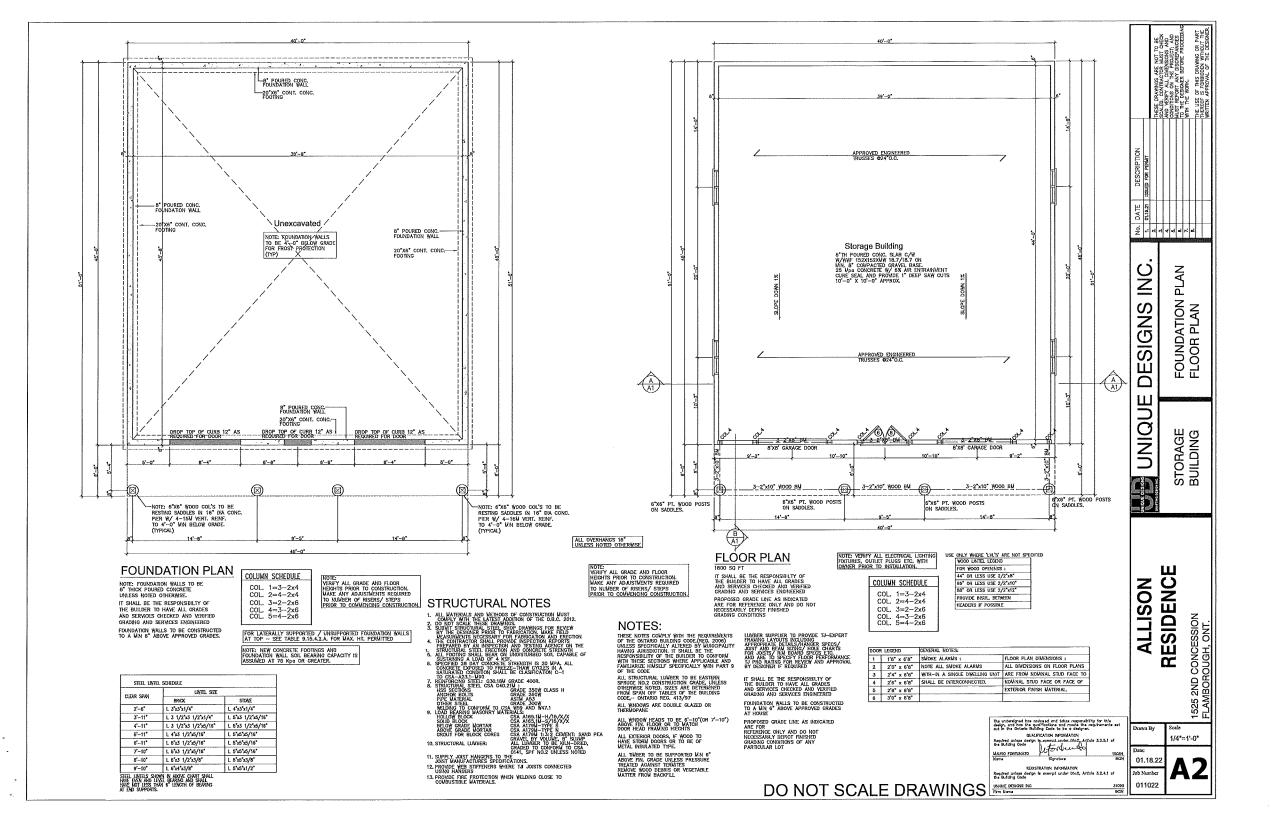
- Visit www.hamilton.ca/committeeofadjustment
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935
- Email Committee of Adjustment staff at cofa@hamilton.ca

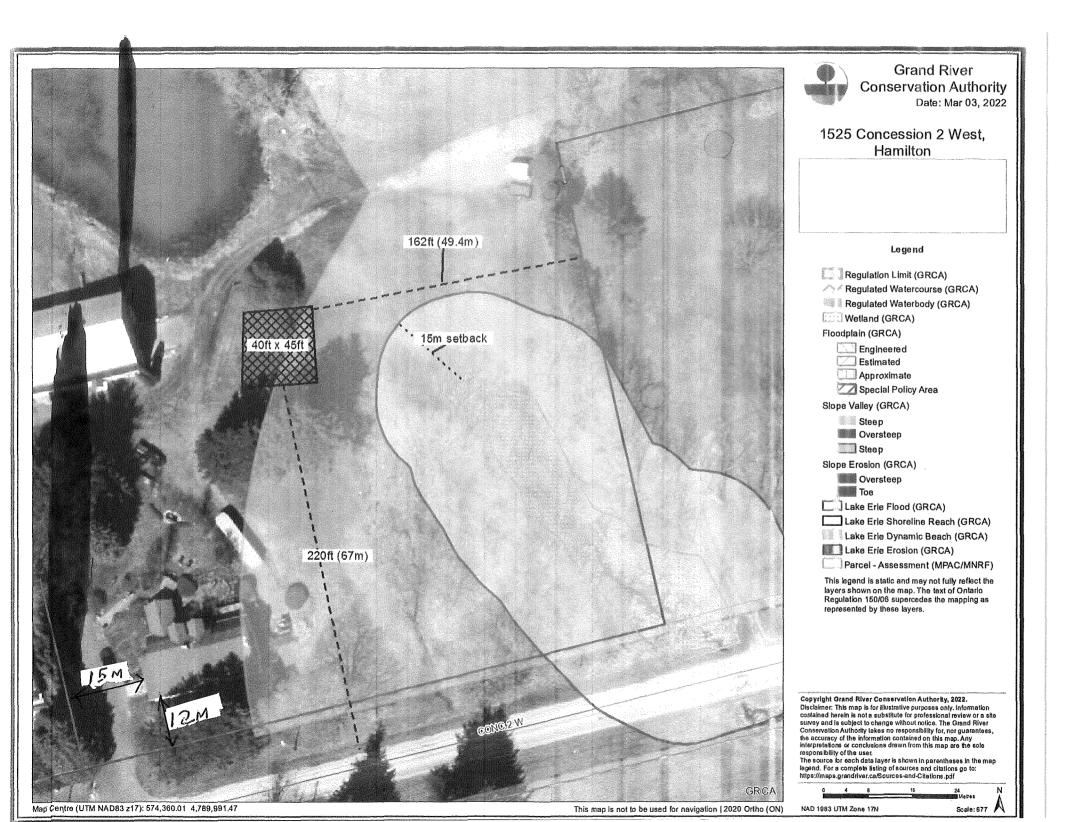
DATED: April 26th, 2022.

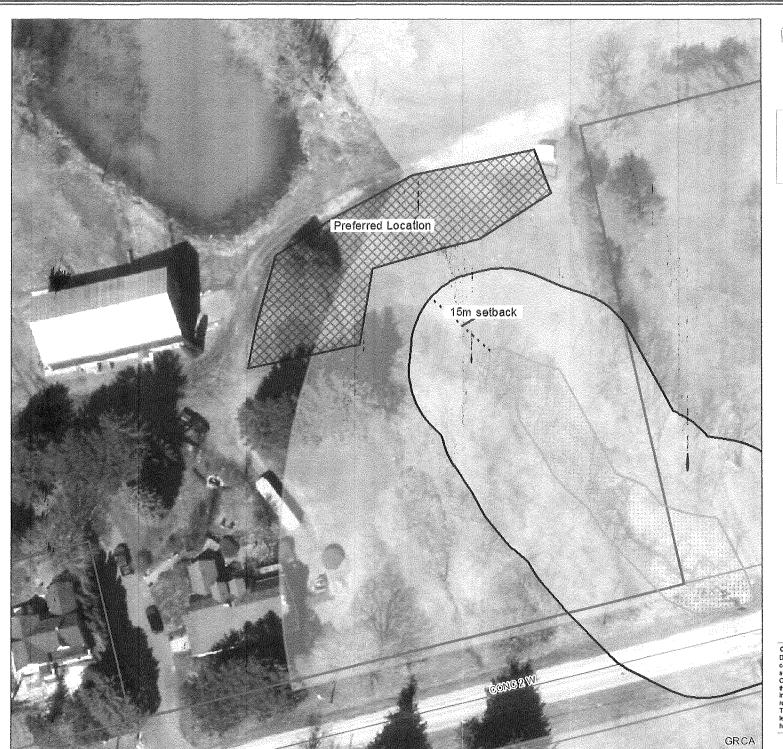
Jamila Sheffield, Secretary-Treasurer Committee of Adjustment

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.









Map Centre (UTM NAD83 z17): 574,350.02 4,789,994.95



Grand River Conservation Authority

Date: Mar 03, 2022

1525 Concession 2 West, Hamilton

Legend

- Regulation Limit (GRCA)
- Regulated Watercourse (GRCA)
- Regulated Waterbody (GRCA)
- Wetland (GRCA)

Floodplain (GRCA)

- Engineered
- **Estimated**
- Approximate
- Special Policy Area

Slope Valley (GRCA)

Steep

Oversteep

Steep

Slope Erosion (GRCA)

Oversteep

Toe

Lake Erle Flood (GRCA)

Lake Erie Shoreline Reach (GRCA)

Lake Erle Dynamic Beach (GRCA)

Lake Erie Erosion (GRCA)

Parcel - Assessment (MPAC/MNRF)

This legend is static and may not fully reflect the layers shown on the map. The text of Ontario Regulation 150/06 supercedes the mapping as represented by these layers.

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Disclaimer: This map is for illustrative purposes only. Information contained herein is not a substitute for professional review or a site contained herein is not a substitute for professional review or a site survey and is subject to change without notice. The Grand River Conservation Authority takes no responsibility for, nor guarantees, the accuracy of the information contained on this map. Any interpretations or conclusions drawn from this map are the sole responsibility of the user. The source for each data layer is shown in parentheses in the map legend. For a complete fishing of sources and citations go to: https://maps.grandfiver.ca/Sources-and-Citations.pdf

NAD 1983 UTM Zone 17N

This map is not to be used for navigation | 2020 Ortho (ON)

Scale: 710



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 OF	ILY.		
APPLICATION NO	DAT	E APPLICATION RECEIVE	D
PAID	DATE APPLICAT	ION DEEMED COMPLETE	
SECRETARY'S SIGNATURE		·	
	The	e Planning Act	
		nor Variance or for Permiss	sion
	ning Act, R.S.O. 1990, C	ittee of Adjustment for the Cit Chapter P.13 for relief, as des	
1, 2	NAME	MAILING ADDRESS	
Owners(s) Applicant(s)*			
Agent or Solicitor			
Note: Unless any.	otherwise requested a	Il communications will be s	sent to the agent, if
3. Names and ad	dresses of any mortgage	ees, holders of charges or oth	ner encumbrances:
		\mathcal{N}	ONE

4. Nature and extent of relief applied for: PROPOSOD HEIGHT OF ACCESSORY BULLDING - 5.54m, Arrower HOIGHT-4.5M EXIGING 100 TOOR OLD BARN - 10.67M. ALLOWED HEIGHT-4.5M Second Dwelling Unit Reconstruction of Existing Dwelling 5. Why it is not possible to comply with the provisions of the By-law? EXISTING BARN IS OVER 100 YEARS OLD. PROPOSED ACCESSORY BUILDING'S HEIGHT IS TO COMPLIMENT EXISTING BARN AND PROVIDE SUFFICIENT STORAGE, 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): 2nd concESION FLAMBOROUGH PREVIOUS USE OF PROPERTY 7. Residential [1] Commercial Industrial Agricultural Vacant 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? Yes 🗍 No 🖂 Unknown 🗌 Has a gas station been located on the subject land or adjacent lands at any time? 8.3 Unknown Has there been petroleum or other fuel stored on the subject land or adjacent lands? 8.4 No 🗆 Unknown 🗌 Yes 🗌 Are there or have there ever been underground storage tanks or buried waste on the 8.5 subject land or adjacent lands? No 🗗 Yes 🗌 Unknown [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? Unknown Yes No Have the lands or adjacent Jands ever been used as a weapon firing range? 8.7 No 🖾 Unknown 🗌 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? No P Unknown 🗌 If there are existing or previously existing buildings, are there any building materials 8.9 remaining on site which are potentially hazardous to public health (eg. asbestos, PCB's)? Yes Unknown 🗍

Additional sheets can be submitted if there is not sufficient room to answer the following

questions. Additional sheets must be clearly labelled

*	sp.
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 \(\subseteq \text{No} \(\subseteq \text{Unknown} \)
	Tes The Officiowif
8.11	What information did you use to determine the answers to 8.1 to 8.10 above?
	PRESENT OWNER
0.40	If any in the state of the stat
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 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.
	Date Signature Property Owner(s)
	Date Signature Property Owner(s)
	Warre Allison Fleen Allison
	Wayne Allison Eileen Allison Print Name of Owner(s)
10.	Dimensions of lands affected:
	Frontage
	Depth171.30 m
	Area 14.8 ACRES
	Width of street 20.12 M
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:
	EXISTING 12 STOREY FAMILY DWELLING -
	APPROXIMATE 186012 WIDTH-11M, DEPTH-12M, HOGHT-10M
	EXISTING BARN- 34M2, WIDTH-12M, DAPTH-27AM, HEIGHT-10.67m
	Proposed
	PROPOSED I STORES STORAGE BUILDING, APPROXIMATE ZEOMZ WIDTH-12M, DEPTH-15,5M, HEIGHT-5,54M
10	Location of all buildings and atructures on or proposed for the aubicat lands: (Specify
12.	Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines)
	Existing:
	HUBSE- FRONT YARD- 12M, SIDE YARD-15M (LEPT), SIDE YARD-2HM(RIGHT)
	REAR 7920-182M
	BARN- PRONT YARD- 55M, SIDE YARD-53M (LEFT) SIDE YARD-52M (RIGHT)
	ROTE YARD-153M
	Proposed:
	STORAGE BUILDING - FRONT YARD - 54 M, SIRE YARD - 57M (LEGT), SIRE YARD - 49M (AGHT)
	ROBK THEO-137M
*	

,13	Date of acquisition of subject lands: August 1988
14.	Date of construction of all buildings and structures on subject lands:
	MORE THAN SO YEARS
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 RESIDEDVITAL
17.	Length of time the existing uses of the subject property have continued: MORE THAN 50 YORS
18.	Municipal services available: (check the appropriate space or spaces) Water Connected
	Sanitary Sewer Connected Storm Sewers
19.	Present Official Plan/Secondary Plan provisions applying to the land:
	AGRICUTURAZ
20.	Present Restricted Area By-law (Zoning By-law) provisions applying to the land:
	DI AGRICULTURAZ
21.	Has the owner previously applied for relief in respect of the subject property? (Zoning Bylaw Amendment or Minor Variance) Yes No If yes, 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.
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 (please include separate sheet if needed)
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.