COMMITTEE OF ADJUSTMENT



City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5 Telephone (905) 546-2424, ext. 4221, 3935 E-mail: <u>cofa@hamilton.ca</u>

NOTICE OF PUBLIC HEARING Consent/Land Severance

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	HM/B-22:71	SUBJECT	752 BEACH BOULEVARD,
NO.:		PROPERTY :	HAMILTON

APPLICANTS: Dean Gradson

PURPOSE & EFFECT: To enable the conveyance of a parcel of land containing one half of a semidetached dwelling and to retain a parcel of land containing one half of a semi-detached dwelling.

	Frontage	Depth	Area
SEVERED LANDS:	11.58 m [±]	40.23 m [±]	449.84 m ^{2 ±}
RETAINED LANDS:	10.44 m [±]	40.23 m [±]	429.01 m ² / ha [±]

Associated Planning Act File(s): N/A

This Notice must be posted by the owner of any land which contains seven or more residential units so that it is visible to all residents.

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

DATE:	Thursday, August 25, 2022	
TIME:	3:00 p.m.	
PLACE:	Via video link or call in (see attached sheet for details)	
	2 nd floor City Hall, room 222 (see attached sheet for	
	details), 71 Main St. W., Hamilton	
	To be streamed (viewing only) at	
	www.hamilton.ca/committeeofadjustment	

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

- Visit <u>www.hamilton.ca/committeeofadjustment</u>
- Visit Committee of Adjustment staff at 5th floor City Hall, 71 Main St. W., Hamilton
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935

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, <u>including deadlines</u> 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, calling in, or attending in person. Please see attached page for complete instructions, including deadlines for registering to participate virtually and instructions for check in to participate in person.



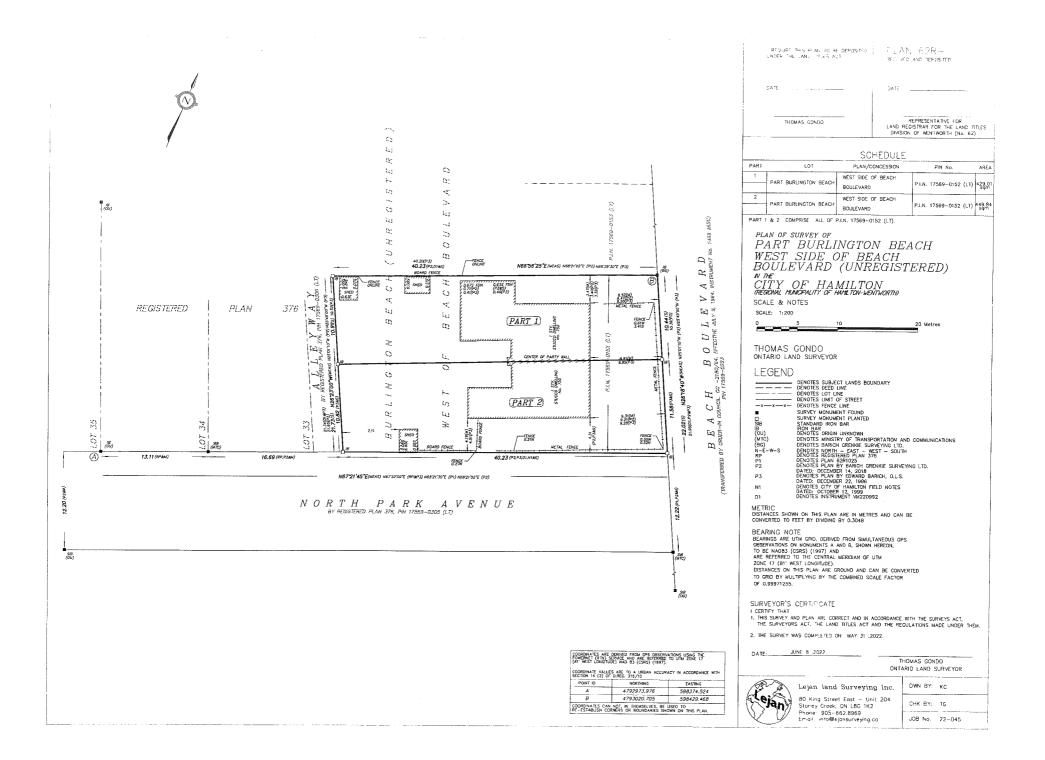
DATED: August 9, 2022

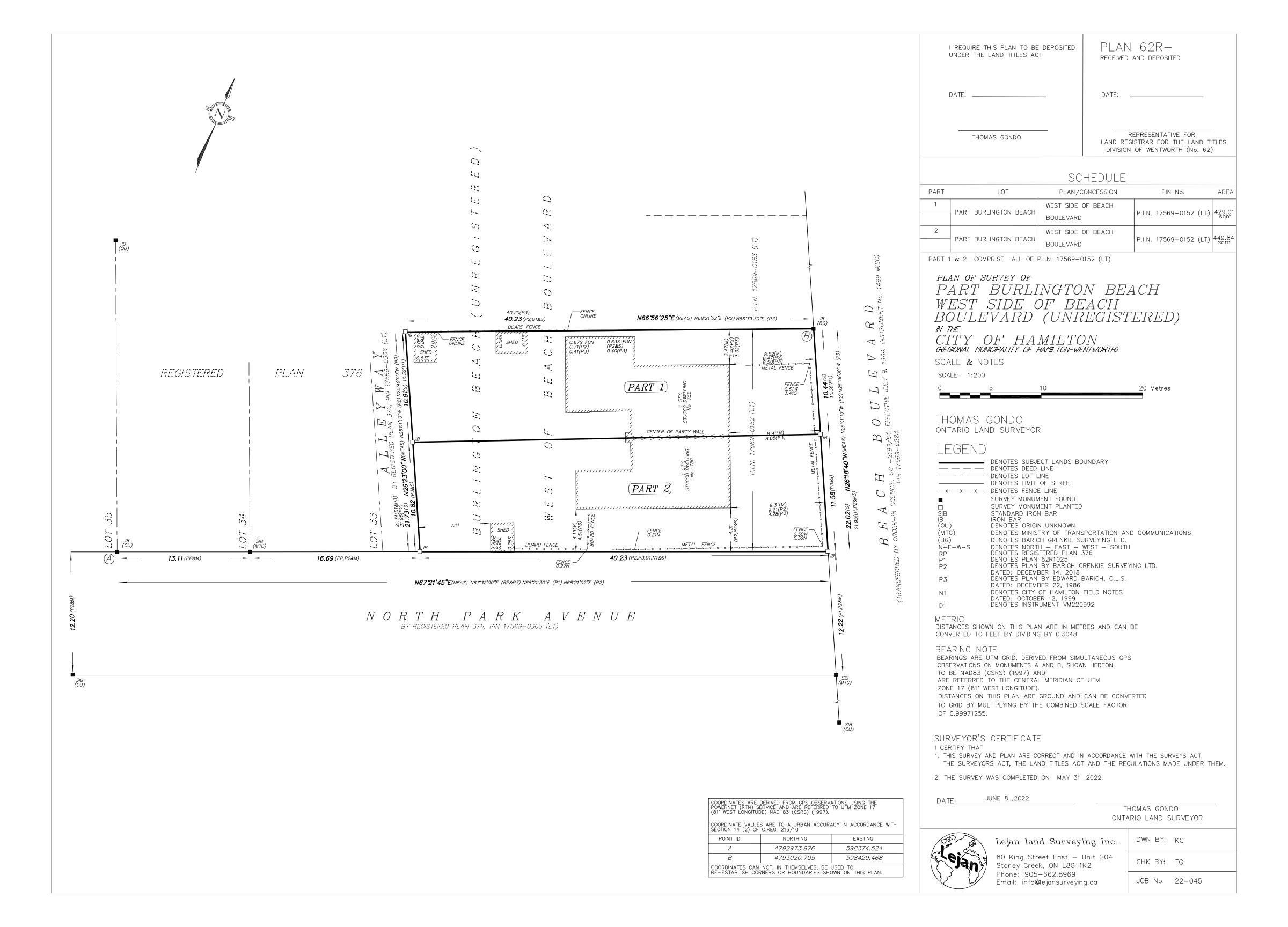
Jamila Sheffield, Secretary-Treasurer Committee of Adjustment Information respecting this application is being collected under the authority of the Planning Act, R.S.O., 1990, c. P. 13. All comments and opinions submitted to the City of Hamilton on this matter, including the name, address, and contact 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, and may include posting electronic versions.

HM/B-22:71

If a person or public body that files an appeal of a decision of The City of Hamilton Committee of Adjustment in respect of the proposed consent does not make written submissions to The City of Hamilton Committee of Adjustment before it gives or refuses to give a provisional consent, the Ontario Land Tribunal may dismiss the appeal.

If you wish to be notified of the decision of The City of Hamilton Committee of Adjustment in respect of the proposed consent, you must make a written request to the Secretary-Treasurer of The City of Hamilton Committee of Adjustment by email at <u>cofa@hamilton.ca</u> or by mail through City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5.







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 CONSENT TO SEVER LAND UNDER SECTION 53 OF THE PLANNING ACT

Office Use Only

Date Application Received:	Date Application Deemed Complete:	Submission No.:	File No.:

1 APPLICANT INFORMATION

	NAME	MAILING ADDRESS	
Purchaser*			Phone:
			E-mail:
Registered Owners(s)	DEAN ANTHONY GRADSON		
Applicant(s)**	SAME AS ABOUE		Phone:
Agent or Solicitor			Phone:
-			E-mail:

*Purchaser must provide a copy of the portion of the agreement of purchase and sale that authorizes the purchaser to make the application in respect of the land that is the subject of the application. (O. Reg. 786/21)

** Owner's authorisation required if the applicant is not the owner or purchaser.

1.3 All correspondence should be sent to

N Purchaser

X Owner

2 LOCATION OF SUBJECT LAND Complete the applicable lines

2.1 Area Municipality	LOT	Concession WEST SLOE DF	Former Township REALQUAL MUMCHALIM
CITY OF HAMLON	BURLINGTON BEACH	BEACH BLVD.	OF HAMILTON - WENTWOPTH
Registered Plan N°.	Lot(s)	Reference Plan N°	Part(s)
		62R	
		Uan	
Municipal Address		Lan MO	Assessment Roll N°.
752 BEACH BLVD	,HAN, ON	1 684 677	050512039100000

APPLICATION FOR CONSENT TO SEVER LAND (January 1, 2022)

2.2	Are there any easements or restrictive covenants affecting the subject land?
	Yes XNo
	If YES, describe the easement or covenant and its effect:

If YES, describe the easement or covenant and its effect:				
3 PURPOSE OF THE APPLICATION 3.1 Type and purpose of proposed transaction: (check appropriate box)				
a)Urban Area Transfer (do not complete Section 10):				
Creation of a new lot Other: a charge				
addition to a lot a lease a correction of title				
b) Rural Area / Rural Settlement Area Transfer (Section 10 must also be completed):				
☐ creation of a new lot Other: ☐ a charge ☐ creation of a new non-farm parcel ☐ a lease				
(i.e. a lot containing a surplus farm dwelling a correction of title				
resulting from a farm consolidation)				
addition to a lot				
3.2 Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged:				
DEAN ANTHONY GRADSON				
3.3 If a lot addition, identify the lands to which the parcel will be added:				
4 DESCRIPTION OF SUBJECT LAND AND SERVICING INFORMATION 4.1 Description of land intended to be Severed (lease, easement, charge etc.):				
Frontage (m)Depth (m) 40.23 Area (m² or ha) 22.02 878.85				
Existing Use of Property to be severed:				
Residential				
Agriculture (includes a farm dwelling) Agricultural-Related Vacant				
Proposed Use of Property to be severed:				
Agriculture (includes a farm dwelling)				
Other (specify)				
Building(s) or Structure(s): Existing: V2 OF A SIVE-BY-SIDF SERI-DETACHED HOME				
Proposed: SAME				
Existing structures to be removed: <u>NONE</u>				
Type of access: (check appropriate box) provincial highway imunicipal road, seasonally maintained municipal road, seasonally maintained imunicipal road municipal road, maintained all year other public road				
Type of water supply proposed: (check appropriate box)				
privately owned and operated individual well other means (specify)				

Type of sewage disposal proposed: (check appropriate box)

×	put
	priv

publicly owned and operated sanitary sewage system privately owned and operated individual septic system

other means (specify)

4.2 Description of land intended to be Retained (remainder):

Frontage (m) 10.44	Depth (m) (0.93	Area (m² or ha) [129,01
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Certificate Request for Retained Lands: Yes*

* If yes, a statement from an Ontario solicitor in good standing that there is no land abutting the subject land that is owned by the owner of the subject land other than land that could be conveyed without contravening section 50 of the Act. (**O. Reg. 786/21**)

Exist	ing Use of Pro	perty to be retained:			
- A	esidential griculture (incl	udes a farm dwelling)	☐ Industrial ☐ Agricultural-Related	Commercial	
	ther (specify)				
		roperty to be retained:			
Δ	esidential griculture (incli ther (specify)	udes a farm dwelling)	Industrial Agricultural-Related	Commercial	
Build	ling(s) or Struc		BOUED LIDHE		
	osed: <u>SAP</u>		TICHE HUIG		-
Existi	ing structures	to be removed: <u>NONE</u>	.		-
A but	ovincial highw unicipal road,	neck appropriate box) ay () seasonally maintained maintained all year	☐ right of v ☐ other pu	2	
≱pu	ublicly owned a	ly proposed: (check appro and operated piped water and operated individual w	system 👘 🔲 lake or o	ther water body eans (specify)	
i≱pu ⊡ pri	ublicly owned a	posal proposed: (check ap and operated sanitary sew and operated individual se recify)	age system		
	Other Services ectricity	: (check if the service is av		arbage collection	
5.1 V		ND USE sting official plan designati Official Plan designation (ion of the subject land?		_
L	Jrban Hamiltor	n Official Plan designation	(if applicable) MEIGHE	BURHOODS	
P	Please provide	an explanation of how the	application conforms with a	a City of Hamilton	
F	THIS APP	PLICATION CON	FORMS AND IS CO	JGRUFAT IN	TH THECKY
l	OF HAM	TON OFFICIAL	PLAN AS IT WIL	LCREATF	MORE
C	OPPORT	WITLES FOR FA	HILLIES TO LIVE	E, WORK, L	ITH THE CITY MORE EARN, SHOP AND
L		A	······		0

Page 3 of 10 PLAN INTHE DILERGE (UNIQUE GEACH STRIP NEIGHBOURHOOD 5.2 What is the existing zoning of the subject land? URBAN PROTECTED RESIDENTIAL, ETC., If the subject land is covered by a Minister's zoning order, what is the Ontario Regulation Number?

CIS-14366

5.3 Are any of the following uses or features on the subject land or within 500 metres of the subject land, unless otherwise specified. Please check the appropriate boxes, if any apply.

Use or Feature	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate distance)
An agricultural operation, including livestock facility or stockyard*		
A land fill		
A sewage treatment plant or waste stabilization plant		
A provincially significant wetland		
A provincially significant wetland within 120 metres		
A flood plain		
An industrial or commercial use, and specify the use(s)		
An active railway line		
A municipal or federal airport		NY TRANSFORM INE DE LA CONTRACTOR DE LA
*Complete MDS Data Sheet if applicable	9	
6 PREVIOUS USE OF PROPERTY		

6.1	If Industrial or Commercial, specify use	2

X Residential

Agriculture

6.2 Has the grading of the subject land been changed by adding earth or other material, i.e., has filling occurred?

Commercial

Other (specify)

- Yes XNo Unknown
- 6.3 Has a gas station been located on the subject land or adjacent lands at any time?

Industrial

Vacant

- 6.4 Has there been petroleum or other fuel stored on the subject land or adjacent lands?
- 6.5 Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands? ☐ Yes 又No ☐ Unknown
- 6.6 Have the lands or adjacent lands ever been used as an agricultural operation where cyanide products may have been used as pesticides and/or biosolids was applied to the lands?
 Yes Ves Unknown
- 6.7 Have the lands or adjacent lands ever been used as a weapons firing range?
- 6.9 If there are existing or previously existing buildings, are there any building materials remaining on site which are potentially hazardous to public health (e.g., asbestos, PCB's)?
 Yes Yes You Unknown

6.10 Is there reason to believe the subject land may have been contaminated by former uses on the site or adjacent sites?

Yes X No Unknown

6.11 <u>What information did you use to determine the answers to 6.1 to 6.10 above?</u>

6.12 If previous use of property is industrial or commercial or if YES to any of 6.2 to 6.10, 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

7 PROVINCIAL POLICY

7.1 a) Is this application consistent with the Policy Statements issued under subsection of the *Planning Act*? (Provide explanation)

s application consistent with the Provincial Policy Statement (PPS)? es
es No (Provide explanation) this application conform to the Growth Plan for the Greater Golden Horseshoe
this application conform to the Growth Plan for the Greater Golden Horseshoe
this application conform to the Growth Plan for the Greater Golden Horseshoe
ne subject lands within an area of land designated under any provincial plan or ? (If YES, provide explanation on whether the application conforms or does no ct with the provincial plan or plans.)
ne subject lands subject to the Niagara Escarpment Plan? s
, is the proposal in conformity with the Niagara Escarpment Plan? Is
e subject lands subject to the Parkway Belt West Plan? s 🕅 No
is the proposal in conformity with the Parkway Belt West Plan? s 🛛 🕅 No (Provide Explanation)
e subject lands subject to the Greenbelt Plan? s XNo

	If yes, does this application conform with the Greenbelt Plan?
8 8.1	HISTORY OF THE SUBJECT LAND Has the subject land ever been the subject of an application for approval of a plan of
	subdivision or a consent under sections 51 or 53 of the <i>Planning Act?</i>
	If YES, and known, indicate the appropriate application file number and the decision made on the application.
8.2	If this application is a re-submission of a previous consent application, describe how it has been changed from the original application.
8.3	Has any land been severed or subdivided from the parcel originally acquired by the owner of the subject land? Yes X No
	If YES, and if known, provide for each parcel severed, the date of transfer, the name of the transferee and the land use.
8.4	How long has the applicant owned the subject land?
8.5	7 VEARS Does the applicant own any other land in the City? \Box Yes \textcircled{N} No If YES, describe the lands in "11 - Other Information" or attach a separate page.
0	OTHER APPLICATIONS
9 9.1	Is the subject land currently the subject of a proposed official plan amendment that has been submitted for approval?
	If YES, and if known, specify file number and status of the application.
9.2	Is the subject land the subject of any other application for a Minister's zoning order, zoning by-law amendment, minor variance, consent or approval of a plan of subdivision?
	If YES, and if known, specify file number and status of the application(s).
	File number Status
10 10.1	RURAL APPLICATIONS Rural Hamilton Official Plan Designation(s)
	Agricultural Rural Specialty Crop Mineral Aggregate Resource Extraction Open Space Utilities
	Rural Settlement Area (specify) Settlement Area Designation

If proposal is for the creation of a non-farm parcel resulting from a farm consolidation. indicate the existing land use designation of the abutting or non-abutting farm operation.

10.2 Type of Application (select type and complete appropriate sections)

 A A A A A A A A A A A A A A A A A A A		
Agricultural Severance or Lot Addition Agricultural Related Severance or Lot Addition Rural Resource-based Commercial Severance or Lot Addition Rural Institutional Severance or Lot Addition Rural Settlement Area Severance or Lot Addition	>	(Complete Section 10.3)
Surplus Farm Dwelling Severance from an Abutting Farm Consolidation		(Complete Section 10.4)
Surplus Farm Dwelling Severance from a Non-Abutting Farm Consolidation		(Complete Section 10.5)

10.3 Description of Lands

a) Lands to be Severed:	
Frontage (m): (from Section 4.1)	Area (m ² or ha): (from in Section 4.1)
Existing Land Use:	Proposed Land Use:

b) Lands to be Retained:

Frontage (m): (from Section 4.2)	Area (m ² or ha): (from Section 4.2)
Existing Land Use:	Proposed Land Use:

10.4 Description of Lands (Abutting Farm Consolidation)

a) Location of abutting farm:

(Street)	(Municipality)	(Postal Code)
b) Description abutting farm:		
Frontage (m):	Area (m ² or ha):	
Existing Land Use(s):	Proposed Land Use(s):	
 c) Description of consolidate surplus dwelling): 	d farm (excluding lands intended t	to be severed for the
Frontage (m):	Area (m ² or ha):	
Existing Land Use: Proposed Land Use:		

d)	Description of surplus dwelling lands	propo	sed to be severed:	
F	rontage (m): (from Section 4.1)	Area	(m ² or ha): (from Section 4.1)	
Fro	ont yard set back:			
e)	Surplus farm dwelling date of constru	ction:		
	Prior to December 16, 2004		After December 16, 2004	

- After December 16, 2004
- f) Condition of surplus farm dwelling: Habitable
- \square Non-Habitable

g) Description of farm from which the surplus dwelling is intended to be severed (retained parcel):

Frontage (m): (from Section 4.2)	Area (m ² or ha): (from Section 4.2)
Existing Land Use:	Proposed Land Use:

10.5 **Description of Lands (Non-Abutting Farm Consolidation)**

a) Location of non-abutting farm

(Street)	(Municipality)	(Postal Code)

b) Description of non-abutting farm

Frontage (m):	Area (m² or ha):
Existing Land Use(s):	Proposed Land Use(s):

c) Description of surplus dwelling lands intended to be severed:

Frontage (m): (from Section 4.1)	Area (m ² or ha): (from Section 4.1)
Front yard set back:	
 d) Surplus farm dwelling date of constr Prior to December 16, 2004 	uction:
 e) Condition of surplus farm dwelling: Habitable 	Non-Habitable
f) Description of farm from which the s (retained parcel):	urplus dwelling is intended to be severed
Frontage (m): (from Section 4.2)	Area (m ² or ha): (from Section 4.2)
Existing Land Use:	Proposed Land Use:

11 OTHER INFORMATION

Is there any other information that you think may be useful to the Committee of Adjustment or other agencies in reviewing this application? If so, explain below or attach on a separate page.

12 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.

Signature of Owner