## **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

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	SC/A-22:269	SUBJECT	219 JONES ROAD, STONEY
NO.:		PROPERTY:	CREEK,
ZONE:	"RR" (Rural Residential)	ZONING BY-	Zoning By-law former City of
		LAW:	Stoney Creek 3692-92, as
			Amended

**APPLICANTS:** Owner – John & Barbara Day

The following variances are requested:

- A maximum accessory building height of 5.7m shall be permitted instead of the 4.5 metre maximum accessory building height permitted.
- 2. An eave or gutter on an accessory building shall be permitted to project a maximum of 0.28m into the required northerly side yard instead of the of the maximum 0.25m projection permitted.

**PURPOSE & EFFECT:** To permit the construction of a 71.5m<sup>2</sup> garage addition to the north side of

an existing garage.

Notes:

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, September 8, 2022
TIME:	1:20 p.m.
PLACE:	Via video link or call in (see attached sheet for details)
	2 <sup>nd</sup> 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

#### SC/A-22:269

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

- Visit www.hamilton.ca/committeeofadjustment
- Visit Committee of Adjustment staff at 5<sup>th</sup> 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 23, 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.



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### PARTICIPATION PROCEDURES

#### Written Submissions

Members of the public who would like to participate in a Committee of Adjustment meeting are able to provide comments in writing or via email in advance of the meeting. Comments can be submitted by emailing cofa@hamilton.ca or by mailing the Committee of Adjustment, City of Hamilton, 71 Main Street West, 5th Floor, Hamilton, Ontario, L8P 4Y5. Comments must be received by noon two days before the Hearing.

Comment packages are available two days prior to the Hearing and are available on our website: <a href="https://www.hamilton.ca/committeeofadjustment">www.hamilton.ca/committeeofadjustment</a>

#### **Oral Submissions**

Members of the public are also able to provide oral comments regarding Committee of Adjustment Hearing items by participating Virtually through Webex via computer or phone or by attending the Hearing In-person. Participation Virtually requires pre-registration in advance. Please contact staff for instructions if you wish to make a presentation containing visual materials.

#### 1. Virtual Oral Submissions

Interested members of the public, agents, and owners <u>must register by noon the day</u> <u>before the hearing</u> to participate Virtually.

To register to participate Virtually by Webex either via computer or phone, please contact Committee of Adjustment staff by email <a href="mailton.ca">cofa@hamilton.ca</a>. The following information is required to register: Committee of Adjustment file number, hearing date, name and mailing address of each person wishing to speak, if participation will be by phone or video, and if applicable the phone number they will be using to call in.

A separate registration for each person wishing to speak is required. Upon registering for a meeting, members of the public will be emailed a link for the Webex meeting the Wednesday afternoon before the hearing. The link must not be shared with others as it is unique to the registrant.

#### 2. In person Oral Submissions

Interested members of the public, agents, and owners who wish to participate in person must sign in at City Hall room 222 (2<sup>nd</sup> floor) no less than 10 minutes before the time of the Public Hearing as noted on the Notice of Public Hearing.

We hope this is of assistance and if you need clarification or have any questions, please email cofa@hamilton.ca or by phone at 905-546-2424 ext. 4221.

Please note: Webex (video) participation requires either a compatible computer or smartphone and an application (app/program) must be downloaded by the interested party in order to participate. It is the interested party's responsibility to ensure that their device is compatible and operating correctly prior to the Hearing.

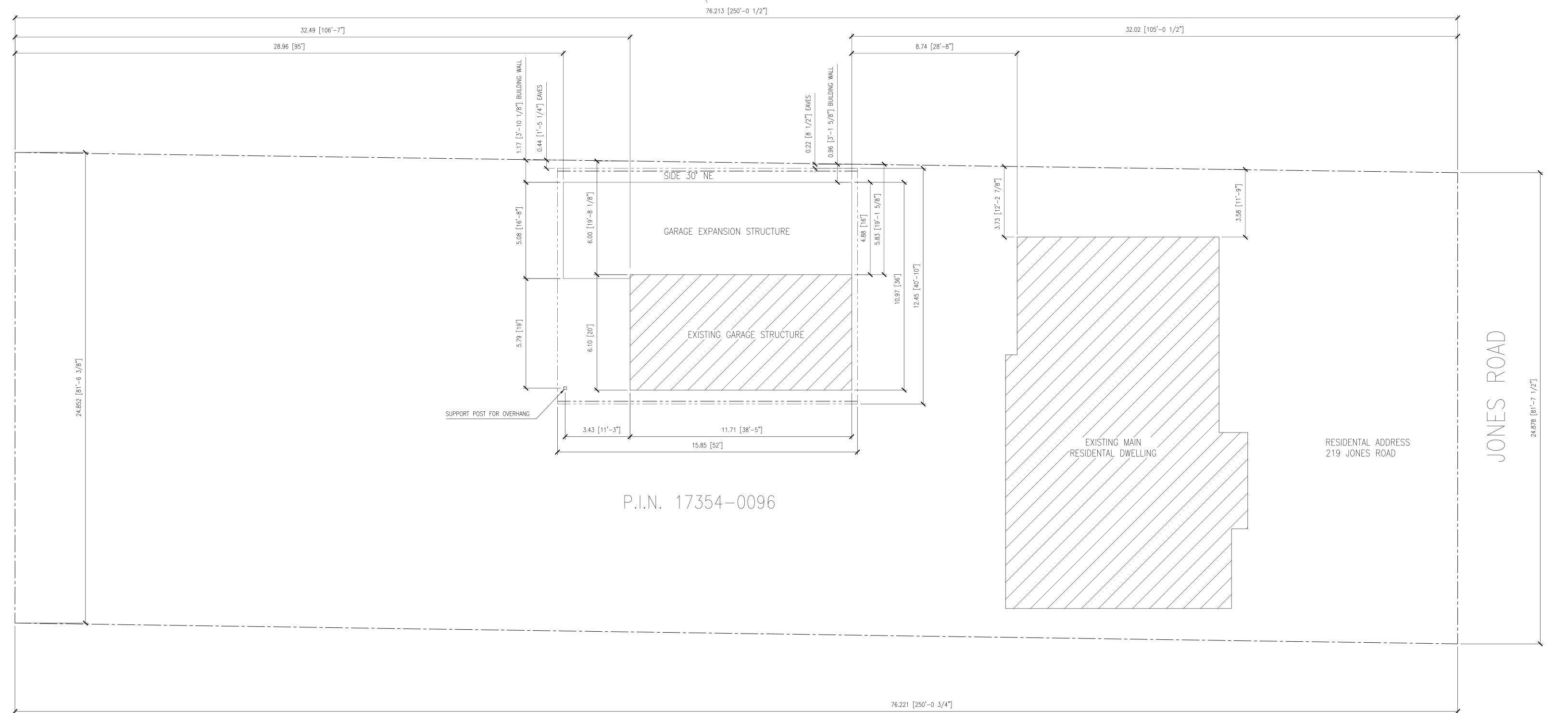
DRAWING NUMBER

D-17354-0096

CITY OF HAMILTON BY-LAW FOR RURAL RESIDENTIAL ZONES SECTION 6.1.4 ACCESSORY BUILIDNGS IN RESIDENTIAL ZONES

- 8 METRES FROM FRONT LINE
- 0.5 METRES FROM ANY OTHER LOT LINE
- MAXIMUM BUILDING HEIGHT OF 4.5 METRES
- ACCESSORY BUILDING NOT TO EXCEED 10% LOT COVERAGE 10% IS 188.4M2 AND GARAGE COVERAGES IS 145.6M2.





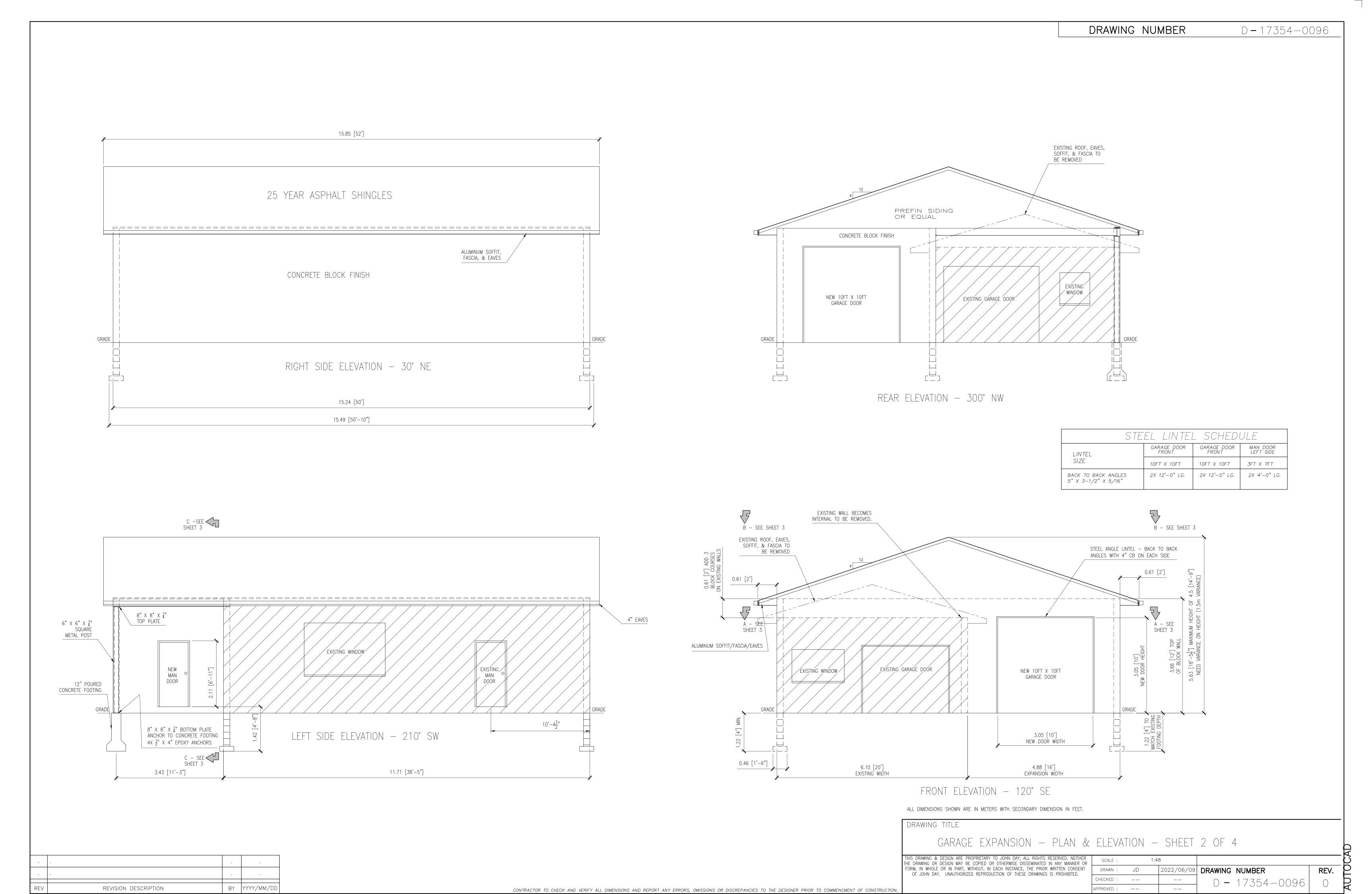
CONTRACTOR TO CHECK AND VERIFY ALL DIMENSIONS AND REPORT ANY ERRORS, OMISSIONS OR DISCREPANCIES TO THE DESIGNER PRIOR TO COMMENCMENT OF CONSTRUCTION.

# ALL DIMENSIONS SHOWN ARE IN METERS WITH SECONDARY DIMENSION IN FEET.

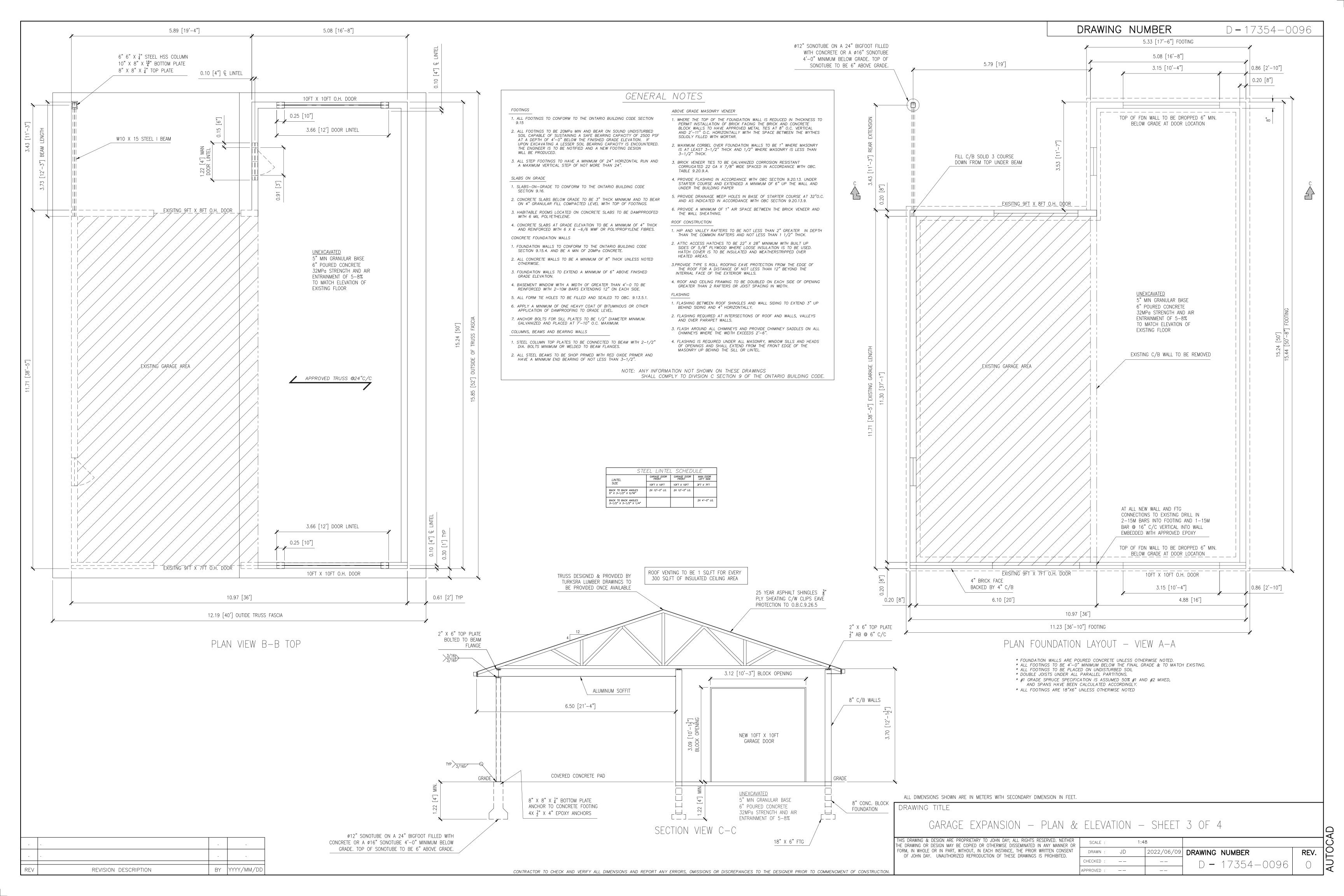
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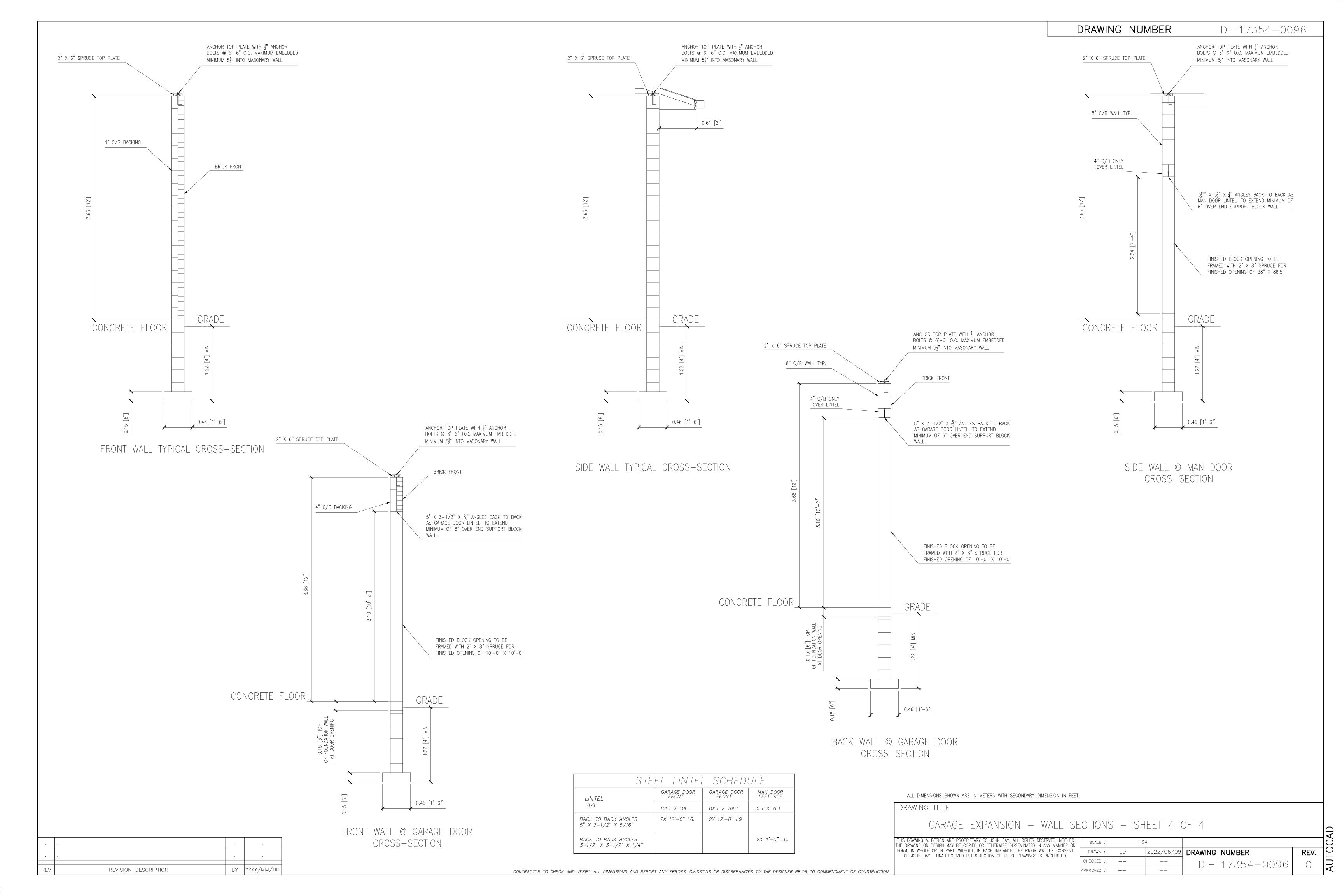
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THIS DRAWING & DESIGN ARE PROPRIETARY TO JOHN DAY; ALL RIGHTS RESERVED. NEITHER THE DRAWING OR DESIGN MAY BE COPIED OR OTHERWISE DISSEMINATED IN ANY MANNER OR	SCALE :	1:	96					ြင့်
FORM, IN WHOLE OR IN PART, WITHOUT, IN EACH INSTANCE, THE PRIOR WRITTEN CONSENT OF JOHN DAY. UNAUTHORIZED REPRODUCTION OF THESE DRAWINGS IS PROHIBITED.	DRAWN :	JD	2022/06/09	DRAWING	NUMBER		REV.	
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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 ONL	Υ.
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)	John Day Barbara Day	
Applicant(s)*	John Day Barbara Day	
Agent or Solicitor	John Day Barbara Day	

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:

Royal Bank of Canada 917 Queenston Road Stoney Creek L8G 1B8 Additional sheets can be submitted if there is not sufficient room to answer the following questions. Additional sheets must be clearly labelled

Second	Dwelling Unit Reconstruction of Existing Dwelling	
Why it is no	t possible to comply with the provisions of the By-law?	
install 10 fo	car lifting equipment in the garage requires 12 foot ceilings. Along we ot tall doors and utilizing a standard pitch roof of 4/12 the restriction of s not reasonable. Will require variance up to 5.7m as shown on the present the present the standard pitch roof of 4/12 the restriction of s not reasonable.	F
	iption and Address of subject lands (registered plan number and lot num description and where applicable, street and street number):	nbe
219 Jones	Road, Stoney Creek, Ontario, L8E 5J4	
P.I.N. 173	4-0096	
DDE\/IOLIS	USE OF PROPERTY	
I KEVIOUS	OSE OF PROPERTY	
Residential	Industrial Commercial	
Agricultural	□ Vacant □	
3		
Other		
If I always a	Cial ait	
	or Commercial, specify use	
Has the gra	ding of the subject land been changed by adding earth or other material,	i.e.
	ding of the subject land been changed by adding earth or other material,	i.e.
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Has the gra has filling o	ding of the subject land been changed by adding earth or other material, coursed?	i.e.
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0.10	uses on the site or adjacent sites?  Yes   No  Unknown  Unknown
8.11	What information did you use to determine the answers to 8.1 to 8.10 above?  Past knowledge from previous owner along with neighbours.
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.    S-AUG-2022   Barbara Day
10.	Dimensions of lands affected: Frontage 24.87m Depth 76.2m Area 1,896m2 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:_  Main dwelling area 229.5m2, width 19.6m, depth 11.9m, height 7.2m  Raised ranch 2 storey on groung dwelling  Garage 71.5m2, width 6.1m, depth 11.7m, height 4.2m  Proposed  Garage addition of 74.3m2 to the north side of the existing garage. Increase height of garage to utilize 12 foot walls and 4/12 pitch roof will require 1.2m increase in height allowance. Total height from grade to peak not to exceed 5.7m
12.	Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines)  Existing:  Accessory building north side line - front corner wall 5.83m, back corner wall 6m  Front property line to front of building wall 32.02m  Rear property line to back of building wall 32.49m  Proposed:  Accessory building north side line - front corner wall 0.96m, back corner wall 1.17m  Front property line to front of building wall 32.02m  Rear property line to back of building wall 32.02m

Date ( 1999/	of construction of all buildings and structures on subject lands: 2000
	ng uses of the subject property (single family, duplex, retail, factory etc.):
	ng uses of abutting properties (single family, duplex, retail, factory etc.):
Lengt +23 y	h of time the existing uses of the subject property have continued:
Munic Water	ripal services available: (check the appropriate space or spaces)  Yes  Connected Yes
Sanita	ary Sewer Yes Connected Yes
Storm	Sewers
Prese	ent Official Plan/Secondary Plan provisions applying to the land:
Fruit	and Winona Secondary Plan
Prese	ent Restricted Area By-law (Zoning By-law) provisions applying to the land:
Resid	lental Rural "RR" Zone
	mendment or Minor Variance)
law A	mendment or Minor Variance)  Yes No
law A	mendment or Minor Variance)
law A	mendment or Minor Variance)  Yes No
If yes	Yes No , please provide the file number:  If a site-specific zoning by-law amendment has been received for the subject
If yes	mendment or Minor Variance)  ☐ Yes
If yes 21.1 21.2	mendment or Minor Variance)  Yes No please provide the file number:  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  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. Failu
If yes 21.1 21.2	mendment or Minor Variance)  ☐ Yes
If yes 21.1 21.2 Is the P	Mendment or Minor Variance)    Yes   No     please provide the file number:    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     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. Failute do so may result in an application not being "received" for processing.    Subject property the subject of a current application for consent under Section 53 clanning Act?    Yes   No
If yes 21.1 21.2 Is the P	mendment or Minor Variance)  ☐ Yes
If yes 21.1 21.2 Is the P	Mendment or Minor Variance)    Yes   No     please provide the file number:    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      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. Failute do so may result in an application not being "received" for processing.    Subject property the subject of a current application for consent under Section 53 lanning Act?    Yes   No
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