

CITY OF HAMILTON

MOTION

Planning Committee: April 6, 2021

MOVED BY COUNCILLOR L. FERGUSON

SECONDED BY COUNCILLOR

2004 Glancaster Road, Braun Nursery – Waiving of Moratorium for a Minor Variance Application

WHEREAS, Bill 73, *Smart Growth for our Communities Act*, 2015 placed a moratorium for Minor Variance applications within 2 years of passing a site specific zoning by-law amendment;

WHEREAS, the application as presented in Report PED20130 for lands including 2004 Glancaster Road was approved by Council on September 30, 2020 and is currently within the 2 year moratorium which will end September 30, 2022;

WHEREAS, Council may waive this moratorium on a site specific basis, to allow the applicant to make an application to the Committee of Adjustment;

WHEREAS, the application as presented in Report PED20130 was approved for a maximum height of 10.5 metres and any proposed height increases cannot proceed without an amendment to the Zoning By-law; and,

WHEREAS, Fothergill Planning and Development Inc. on behalf of Braun Nursery Limited submitted Site Plan Amendment application SPAR-20-119, where a variance for the maximum height was identified to implement the final building proposal;

THEREFORE BE IT RESOLVED:

That Council provide authorization to Braun Nursery Limited and Fothergill Planning and Development Inc. to apply for a Minor Variance for lands located at 2004 Glancaster Road in order to permit a building height of 11.5 metres and to vary a site specific by-law approved within the last 2 years.