COMMITTEE OF ADJUSTMENT



City Hall, 5th 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 | HM/A-22:344 | SUBJECT | 156 East 45th St, Hamilton |
|-------------|--------------------------------|------------|------------------------------------|
| NO.: | | PROPERTY: | |
| ZONE: | "R1" (Low Density Residential) | ZONING BY- | Zoning By-law City of Hamilton 05- |
| | | LAW: | 200, as Amended |

APPLICANTS: Owner: Elizabeth Reinhart

The following variances are requested:

- 1. A minimum 0.4m northerly side yard setback shall be permitted instead of the minimum 1.2m setback required.
- 2. Parking spaces shall be permitted in obstructed fashion with the necessity of moving another vehicle instead of being provided without the necessity of moving any other motor vehicle.

PURPOSE & EFFECT: To facilitate the construction of a 2-storey addition to a single detached

dwelling.

Notes:

- 1. Details regarding finished floor elevation of the attached garage not provided, therefore further variances may be required.
- 2. Details regarding lot width have not been provided, therefore further variances may be required.

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, December 8, 2022 |
|--------|---|
| TIME: | 2:55 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 |

HM/A-22:344

| 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 www.hamilton.ca/committeeofadjustment
- 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: November 22, 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.



COMMITTEE OF ADJUSTMENT

City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5
Telephone (905) 546-2424, ext. 4221, 3935

E-mail: cofa@hamilton.ca

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: www.hamilton.ca/committeeofadjustment

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 cofa@hamilton.ca. 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.

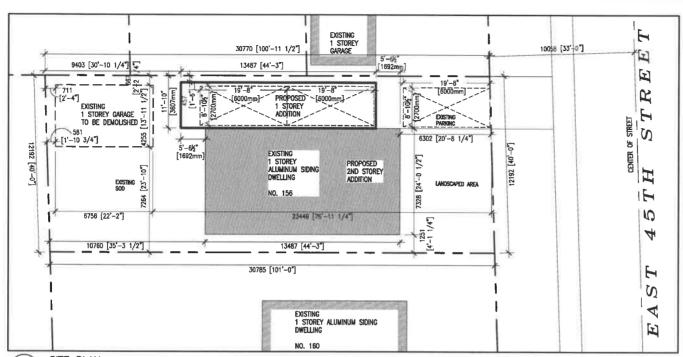
A separate registration for each person wishing to speak is required. Upon registering for a meeting, members of the public will be emailed a link for the Webex meeting the Wednesday afternoon before the hearing. The link must not be shared with others as it is unique to the registrant.

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 (2nd 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.

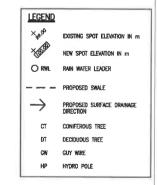
Please note: Webex (video) participation requires either a compatible computer or smartphone and an application (app/program) must be downloaded by the interested party in order to participate. It is the interested party's responsibility to ensure that their device is compatible and operating correctly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



1 SITE PLAN
SP1.1 SCALE 1/16"=1'-0"

| | PROJECT - SITE AND ZONING DATA | | |
|-----|---------------------------------|--|------------------------------------|
| 1. | USE SINGLE FAMILY DWELLING UNIT | | DWELLING UNIT |
| 2. | MUNICIPAL ADDRESS | 156 EAST 45TH ST., HAMILTON | |
| 3. | LEGAL DESCRIPTION | LOT 131, PL 5 | 82; PT LT 132, PL 582, HAMILTON |
| 4. | OWNER | EUZABETH REIN | HART |
| 5. | ZONING | С | |
| В. | FRONTAGE | 12.19 m (EXIS | TING) |
| 7. | LOT AREA | 375.32 m2 (Đ | (ISTING) |
| 8. | BUILDING AREA | 127.59 m2 EXISTING (HOUSE + GARAGE -28.75 m2 GARAGE TO BE DEMOUSHED 42.48 m2 PROPOSED NEW ADDITION 141.33 m2 PROPOSED TOTAL | |
| | | EXISTING | PROVIDED |
| 9. | LOT COVERAGE | 34.0% | 37.6% |
| 10. | NUMBER OF STOREYS | 2 STOREYS MAXIMUM | 2 STOREYS |
| 11. | TOTAL FLOOR AREA (m2) | EXISTING . | PROPOSED |
| | MAIN FLOOR | 98.84 m2 | 141.33 m2 |
| | SECOND FLOOR | 0 | 141.33 m2 |
| | BASEMENT FLOOR FINISHED AREA | 98.84 m2 | 98.84 m2 |
| | | 197.69 m2 | 382.66 m2 |

| 2. | YARD REQUIREMENTS | REQUIRED | PROVIDED |
|----|-----------------------|----------|-------------------|
| | FRONT | 6.0 m | 6.30 m (EXISTING) |
| | (LANDSCAPED) | 71% | 71% |
| | REAR | 7.5 m | 10.76 m |
| | NORTH SIDEYARD | 1.2 m | 0.45 m |
| | SOUTH SIDEYARD | 1.2 m | 1.2 m |
| 3. | BUILDING HEIGH REQ'TS | REQUIRED | PROVIDED |
| | PEAK HEIGHT | 11.0 m | 8.23 m |
| 4. | PARKING REQUIREMENTS | REQUIRED | PROVIDED |
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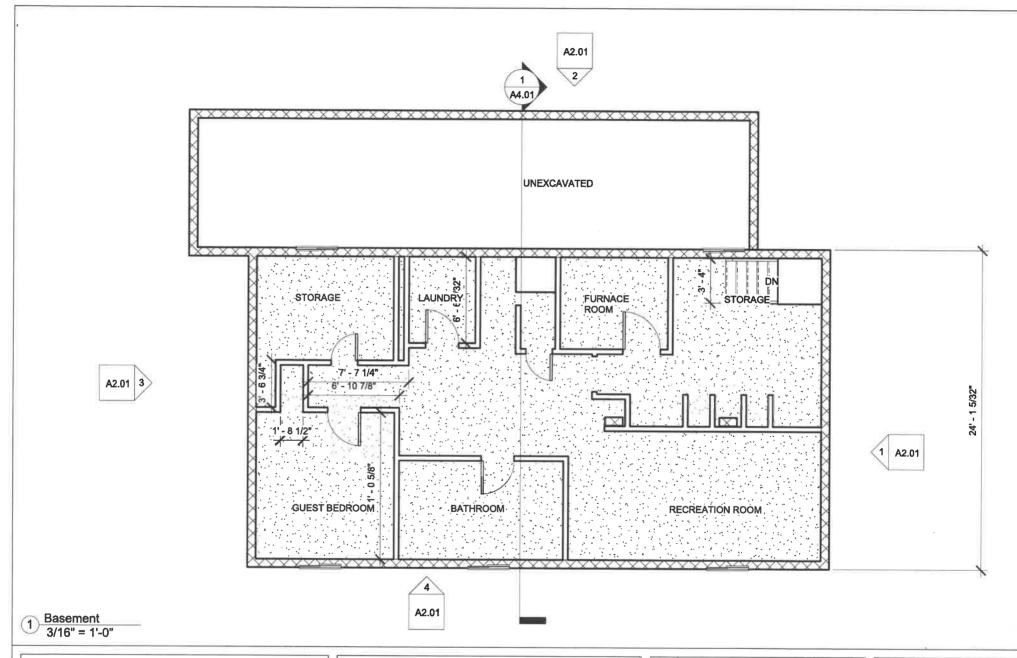
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The architect noted above has exercised responsible control with respect to design activities. The architect's seal number is the architect's BCDN.

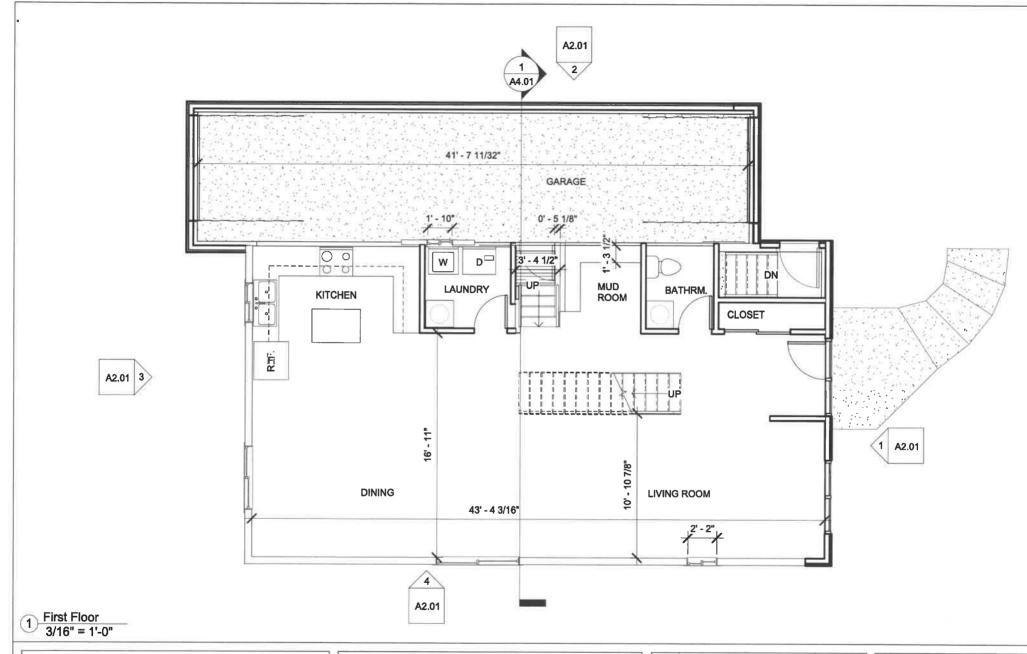




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Basement Plan

| Project number | 2022-108 | |
|----------------|------------|--|
| Date | 2022-10-18 | |
| Drawn by | DS | |
| Checked by | DS | |



Plethovalent Architecture
Plethovalent Architecture

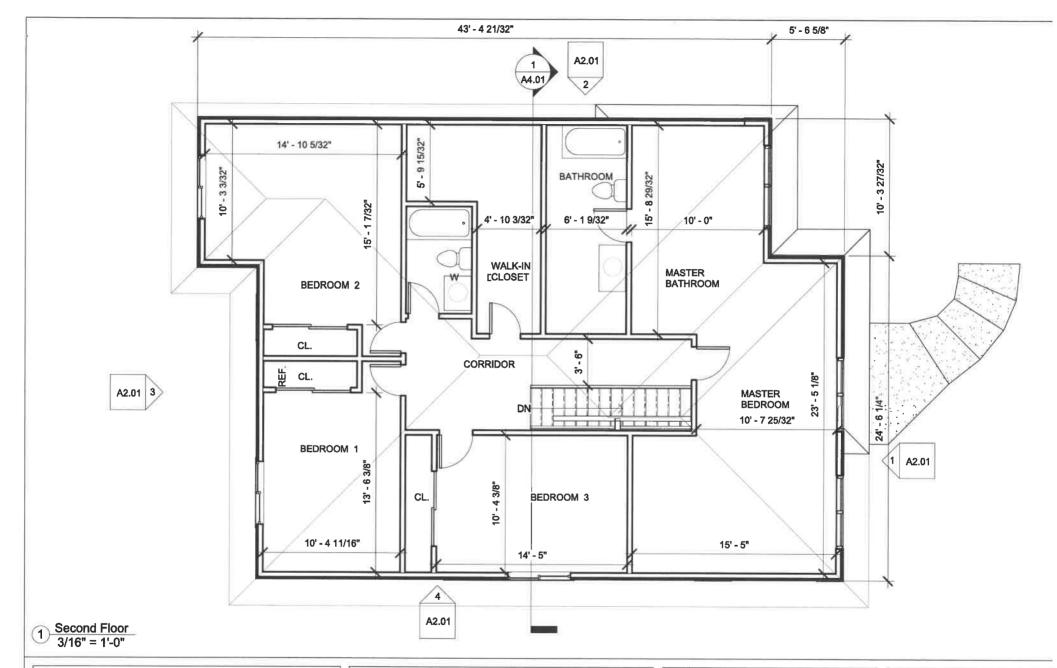
Reinhart Family 156 E 45th St. Addition

| No. | Description | Date |
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First Floor Plan 2022-108 Project number 2022-10-18 DS Drawn by

DS

Checked by





Plethovalent Architecture 5-534 Concession St Hamilton ON Canada L8V 1A6

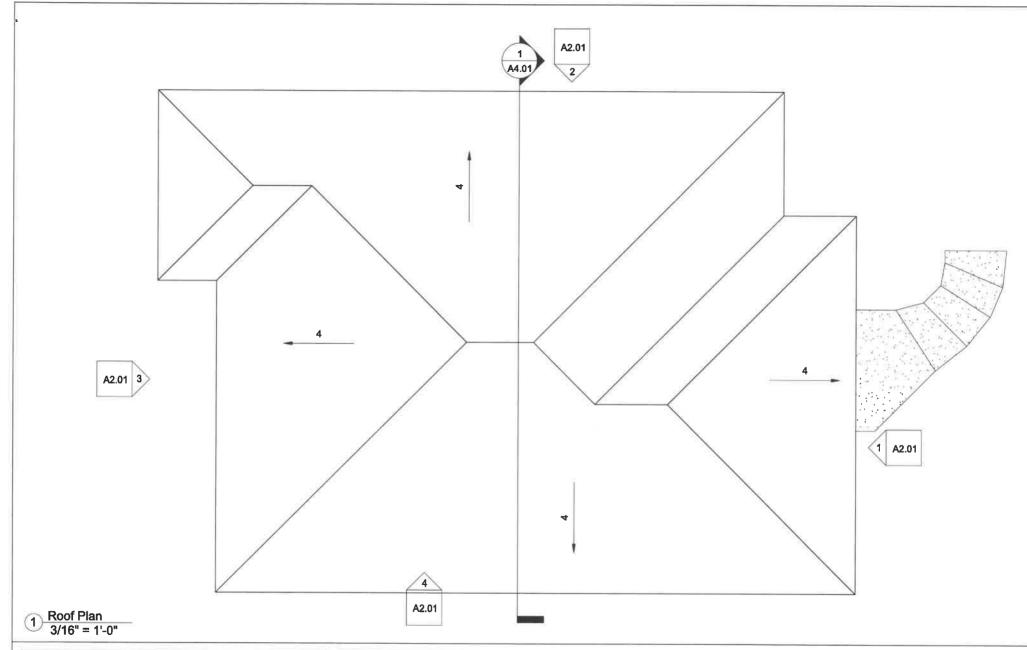
p: 905.389.1030 f: 888.432.8203 Reinhart Family

156 E 45th St. Addition

| No. | Description | Date |
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Second Floor Plan

| 2022-108 | |
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| No. | Description | Date |
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| Roof Plan | | |
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| Project number | 2022-108 | |
| Date | 2022-10-18 | |
| Drawn by | DS | |

DS

Checked by

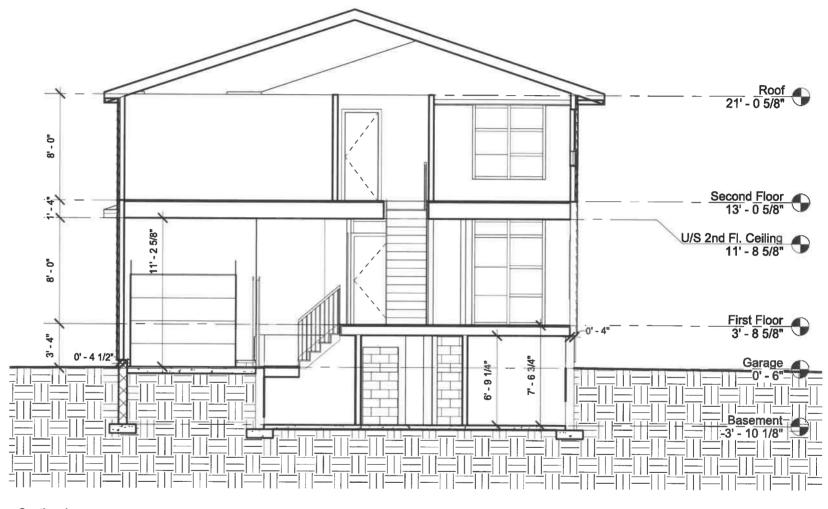




Plethovalent Architecture 5-534 Concession St p: 905.389.1030 f: 888.432.8203

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| Elevations | |
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| Project number | 2022-108 |
| Date | 2022-10-18 |
| Drawn by | DS |
| Checked by | DS |



1 Section 1 3/16" = 1'-0"



Plethovalent Architecture 5-534 Concession St Hamilton ON Canada LBV 1A6 0: 905 389 1030

p: 905.389.1030 f: 888.432.8203

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| | Wall Sed | ctions | |
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| İ | Project number | 2022-108 | |
| | Date | 2022-10-18 | |
| | Drawn by | Author | |
| | Checked by | Checker | |







2 3D View 2



| No. | Description | Date |
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| 3D model views | |
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| Project number | 2022-108 |
| Date | 2022-10-18 |
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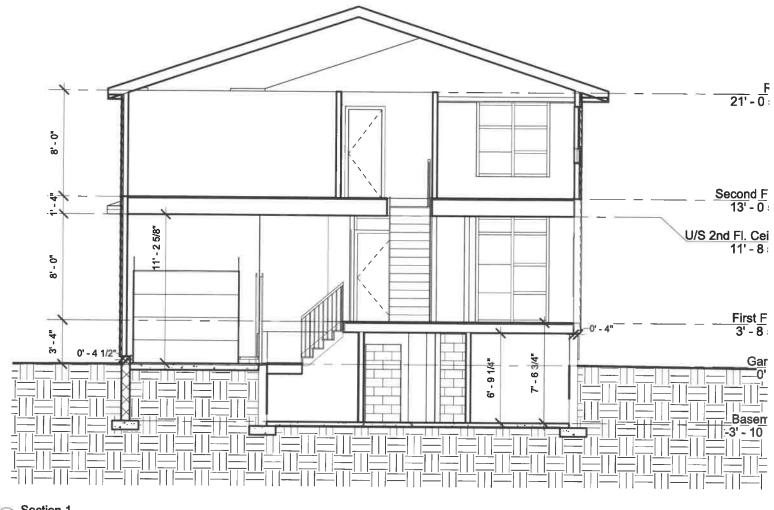


Plethovalent Architecture 5-534 Concession St Hamilton ON Canada

p: 905.389.1030 f. 888.432.8203

| No. | Description | Date |
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| Elevations | | |
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| Project number | 20 | |
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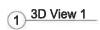
1 Section 1 3/16" = 1'-0"



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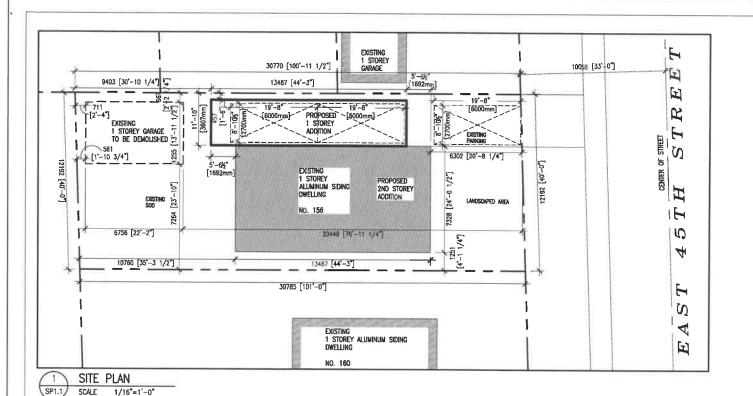


2 3D View 2



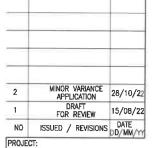
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| | PROJECT - SITE AND ZONING DATA | | |
|-----|--------------------------------|---|------------------------------------|
| 1. | USE | SINGLE FAMILY DWELLING UNIT | |
| 2. | MUNICIPAL ADDRESS | 156 EAST 45TH | I ST., HAMILTON |
| 3. | LEGAL DESCRIPTION | LOT 131, PL 5 | 82; PT LT 132, PL 582, HAMILTON |
| 4. | OWNER | EUZABÉTH REIN | HART |
| 5. | ZONING | С | |
| 6. | FRONTAGE | 12.19 m (EXIS | ring) |
| 7. | LOT AREA | 375.32 m2 (EXISTING) | |
| 8. | BUILDING AREA | 127.59 m2 EXISTING (HOUSE + GARAGE) -28.75 m2 GARAGE TO BE DEMOLISHED 42.48 m2 PROPOSED NEW ADDITION 141.33 m2 PROPOSED TOTAL | |
| | | EXISTING | PROMDED |
| 9. | LOT COVERAGE | 34.0% | 37,6% |
| 10. | NUMBER OF STOREYS | 2 STOREYS MAXIMUM | 2 STOREYS |
| 11. | TOTAL FLOOR AREA (m2) | EXISTING | PROPOSED |
| | MAIN FLOOR | 98.84 m2 | 141.33 m2 |
| | SECOND FLOOR | 0 | 141.33 m2 |
| | BASEMENT FLOOR FINISHED AREA | 98.84 m2 | 98.84 m2 |
| | | | |

| 12. | YARD REQUIREMENTS | REQUIRED | PROVIDED |
|-----|-----------------------|----------|-------------------|
| | FRONT | 6.0 m | 6.30 m (EXISTING) |
| | (LANDSCAPED) | 71% | 71% |
| | REAR | 7.5 m | 10.76 m |
| | NORTH SIDEYARD | 1.2 m | 0.45 m |
| | SOUTH SIDEYARD | 1.2 m | 1.2 m |
| 13. | BUILDING HEIGH REQ'TS | REQUIRED | PROVIDED |
| | PEAK HEIGHT | 11.0 m | 8.23 m |
| 14. | PARKING REQUIREMENTS | REQUIRED | PROVIDED |
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ADDITION 156 EAST 45TH STREET HAMILTON, ON

TITLE:

SITE PLAN

Plethovalent Architecture

5-534 Concession St. Hamilton, Ontario

L 8 V 1 A 6 t: 905 389 1030

nted documents and by of the architecture

f: 888 432 8203

*NI drawings, specifications, related documents and design are the capyright property of the architect and must be returned upon request. Reproduction of the drawings, specifications, related documents and design in whole or in part is strictly forbidden without the architect's written permission. This drawing shall not be used for construction purposes unless countersigned by: Duson Stuper, Architect

PROJECT No: 2022-108 SCALE: 1/16"=1'-0"

DRAWN BY: DS

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CHK'D BY:

DATE: AS NOTED SP1

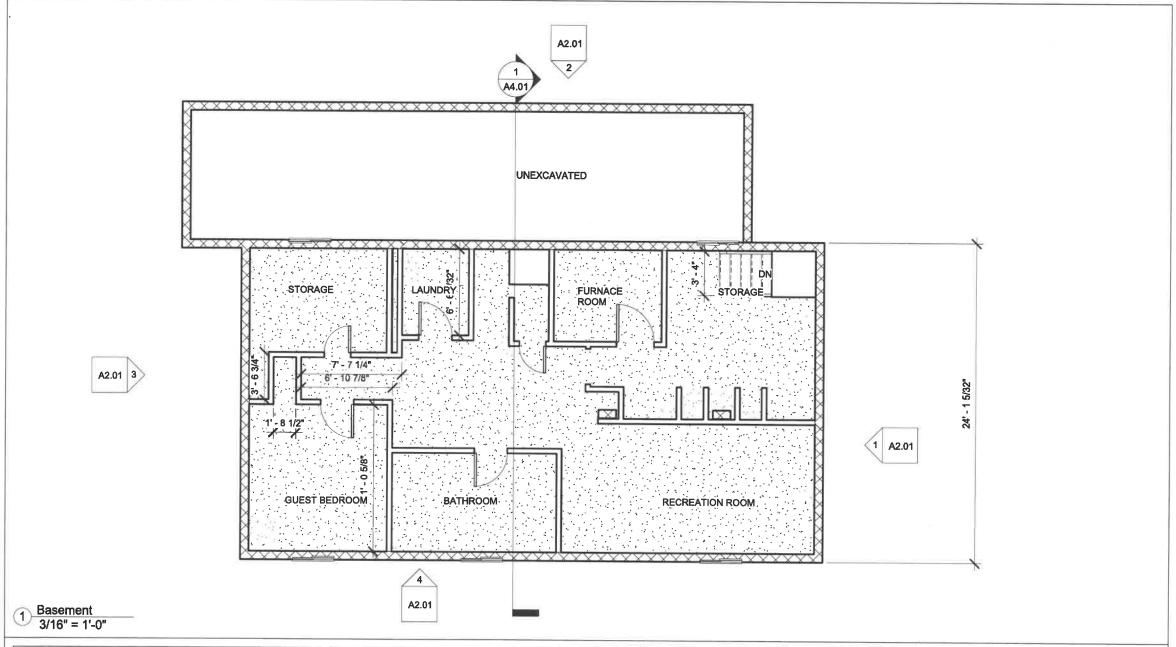
EXISTING SPOT ELEVATION IN m

NEW SPOT ELEVATION IN m.

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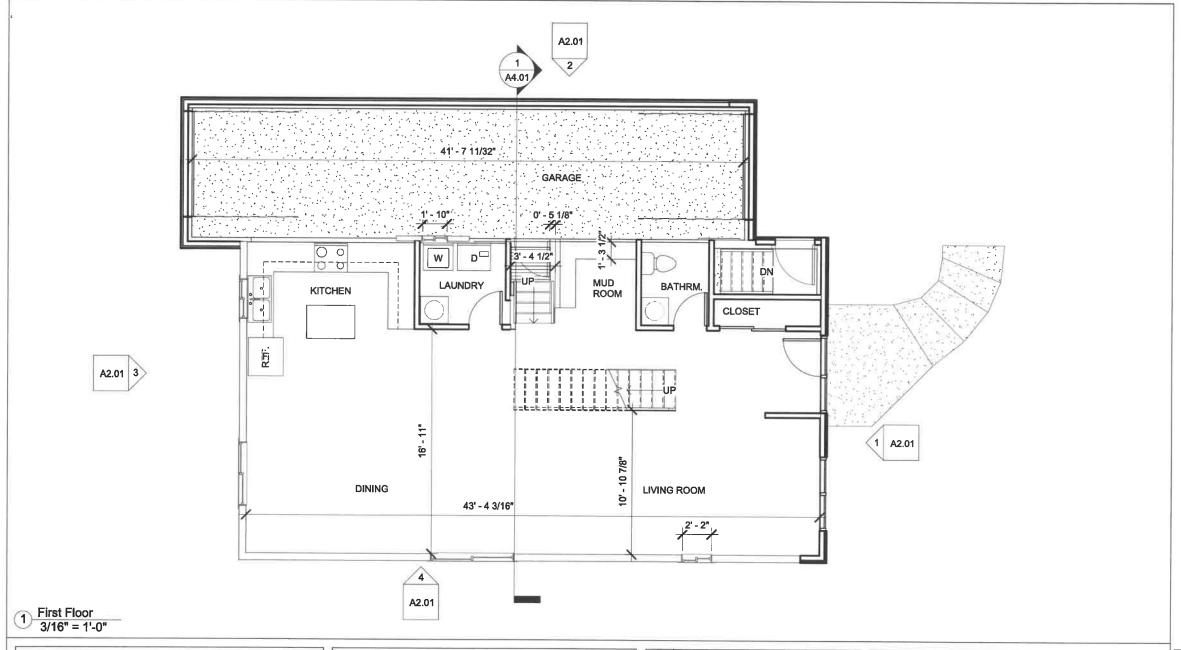
The architect noted above has exercised responsible control with respect to design activities. The architect's seal number is the architect's BCDN.





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| Basement Plan | | | | |
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| DS | 711.01 | | | |
| DS | Scale 3/16" = 1'-0" | | | |
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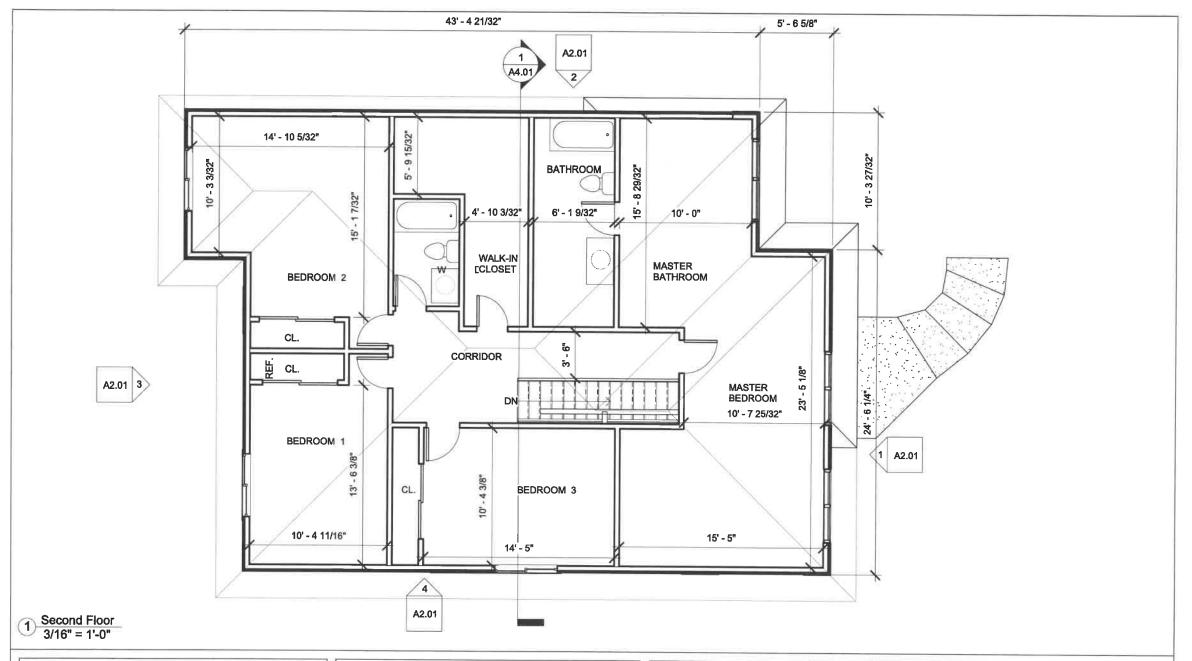




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| First Floor Plan | | | | |
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| Project number | 2022-108 | | | |
| Date | 2022-10-18 | A1.02 | | |
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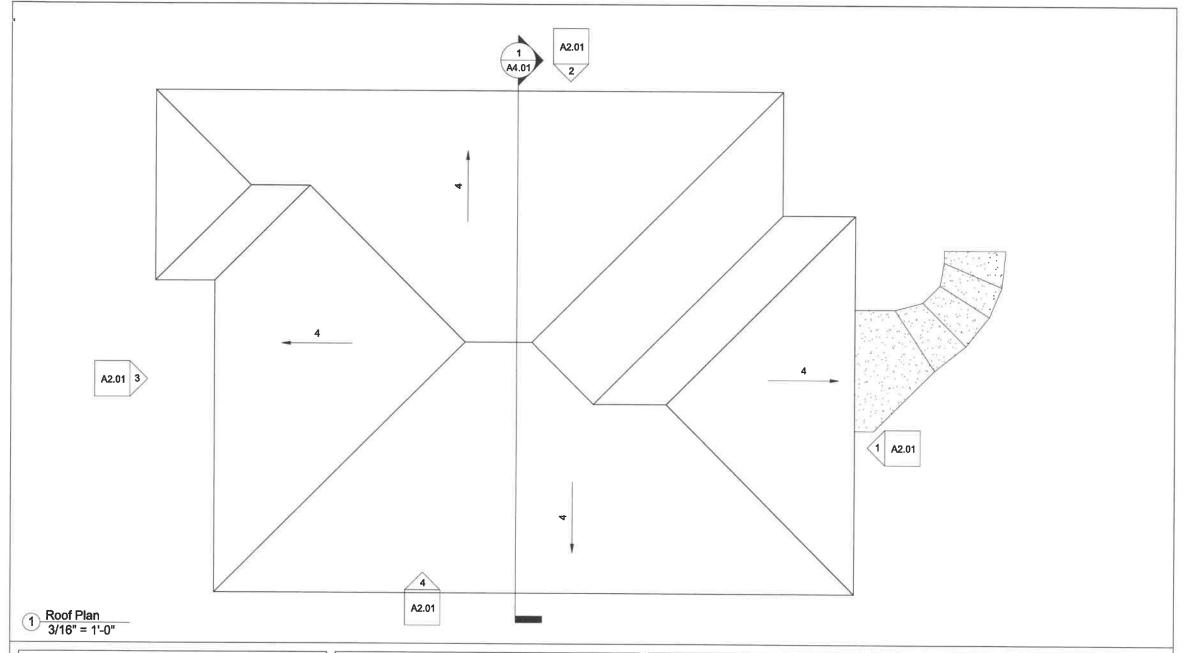
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| Project number | 2022-108 | | | |
| Date | 2022-10-18 | A1.03 | | |
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| Roof Plan | | | | |
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| Project number | 2022-108 | | | |
| Date | 2022-10-18 | A1.04 | | |
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| Elevations | | | |
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| Project number | 2022-108 | | |
| Date | 2022-10-18 | A2.01 | |
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1 Section 1 3/16" = 1'-0"



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| Wall Sed | ctions | |
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| Project number | 2022-108 | |
| Date | 2022-10-18 | A4.01 |
| Drawn by | Author | 711.01 |
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2 3D View 2



| No. | Description | Date |
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| 3D mode | el views | |
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| Project number | 2022-108 | |
| Date | 2022-10-18 | A5.01 |
| Drawn by | Author | 7 (0.0) |
| Checked by | Checker | Scale |



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 US | ONLY | | |
|---|--|---|---------------------------------------|
| | | 5 1 DD 10 1 Tion December 1 | _ |
| | O DAT | | |
| PAID | DATE APPLICATI | ON DEEMED COMPLETE | |
| SECRETARY'S Signature | | | |
| | | | |
| | The | Planning Act | |
| | Application for Mine | or Variance or for Permiss | ion |
| The undersigned h Section 45 of the <i>F</i> application, from th | nereby applies to the Commit Planning Act, R.S.O. 1990, Cl ne Zoning By-law. | tee of Adjustment for the Cit hapter P.13 for relief, as des | y of Hamilton under cribed in this |
| 1, 2 | NAME | MAILING ADDRESS | |
| Registered Owners(s) | Elizabeth Reinhart | | |
| Applicant(s)* | | | |
| Agent or Solicitor | Dusan Stupar c/o Plethovalent Architecture | | |
| | ss otherwise requested all | Communications will be | |

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

| 4. | Nature and extent of relief applied for: |
|-----|--|
| | Proposed addition to provide 0.457 m northerly side yard setback instead of the 1.2 m required. |
| | ☐ Second Dwelling Unit ☐ Reconstruction of Existing Dwelling |
| 5. | Why it is not possible to comply with the provisions of the By-law? |
| J. | |
| | Demolish existing accessory building (garage) to increase area of rear yard. Addition on ground level to serve as garage/covered outdoor play area during foul weather. |
| 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): |
| | LT 131, PL 582: PT LT 132, PL 582, AS IN VM54655 HAMILTON 156 EAST 45TH STREET |
| 7. | PREVIOUS USE OF PROPERTY |
| | Residential Industrial Commercial |
| | Agricultural Vacant |
| | |
| | Other |
| 8.1 | If Industrial or Commercial, specify use |
| 8.2 | Has the grading of the subject land been changed by adding earth or other material, i.e. has filling occurred? |
| | Yes No Unknown |
| 8.3 | Has a gas station been located on the subject land or adjacent lands at any time? Yes □ No ■ Unknown □ |
| 8.4 | Has there been petroleum or other fuel stored on the subject land or adjacent lands? Yes □ No □ Unknown ■ |
| 8.5 | Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands? |
| | Yes No Unknown |
| 8.6 | 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 区 Unknown ☐ |
| 8.7 | Have the lands or adjacent lands ever been used as a weapon firing range? |
| 8.8 | Yes No Unknown |
| 0.0 | 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 |
| 8.9 | 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 \[\] \ |
| | TO STRIBUTE |

| 8.10 | Is there any reason uses on the site or | | ect land may h | nave been contaminated b | y former |
|------|--|--|----------------------------------|---|-------------------|
| | | • | nown 🗌 | | |
| | | | | | |
| 8.11 | What information di | d you use to determ | nine the answe | ers to 8.1 to 8.10 above? | |
| | Best to my knowle | dge. | | | |
| | | | | | |
| 8.12 | If previous use of pr | operty is industrial | or commercial | or if YES to any of 8.2 to | 8.10. a |
| | previous use invent land adjacent to the | ory showing all form | ner uses of the | e subject land, or if approp | riate, the |
| | Is the previous use | inventory attached? | Yes | No No | |
| 9. | ACKNOWLEDGE | MENT CLAUSE | | | |
| | I acknowledge that remediation of conta reason of its approv | amination on the pro | operty which is | sible for the identification as the subject of this Applic | and ation – by |
| | September 07, 20 | 22 | Tela | but Kein | art |
| | Date | | Signature F | Property Owner(s) | |
| | | | Elizabeth I | Reinhart | |
| | | | Print Name | of Owner(s) | |
| 10. | Dimensions of lands | s affected: | | | |
| | Frontage | 12.192 m | | | |
| | Depth | 30.784 m | | | |
| | Area | 375.32 m2 | | | |
| | Width of street | 20.116 m | | | |
| 11. | Particulars of all bui | ldings and structure gross floor area, nu | s on or propos mber of storie | sed for the subject lands: (es, width, length, height, e | (Specify |
| | Existing:_ | | | | |
| | Single Family Dwe Number of Stories: Garage: Ground Fl Number of Stories: | 2, Width: 7.33 m, l oor Area: 28.75, Gi | ₋ength: 13.49 ross Floor Are | ea: 28.75, | '.69m2, |
| | Proposed | ., | ongun on on | n, rioigne o.o m | |
| | Single Family Dwel | ling: | | | |
| | Ground Floor Area: Number of Stories: | 141.33 m2, Gross 3, Width: 10.94 m, | Floor Area: 3 Length: 15.18 | 82.66 m2, 8 m, Height: 8.23 m | |
| 12. | distance from side, i | ngs and structures of rear and front lot line | on or propose es) | d for the subject lands; (S | pecify |
| | Existing: | | | | |
| | 1.25 m, rear lot line | 10.76 m, front lot li om: north side lot li | ine 6.30 m. ne 0.67 m, so | line 3.61 m, south side I outh side lot line 7.26 m, | ot line |
| | Proposed: | | | | |
| | Single Family Dwel | ling: | | | |
| | | side lot line 0.457 | m, south side 0 m | e lot line: 1.25 m, rear lot l | ine |

| | of construction of all buildings and structures on subject lands: oximately 70 years |
|----------------------------------|---|
| | ing uses of the subject property (single family, duplex, retail, factory etc.): e family |
| | ing uses of abutting properties (single family, duplex, retail, factory etc.): e family |
| _ | th of time the existing uses of the subject property have continued: e original construction |
| | cipal services available: (check the appropriate space or spaces) r_Yes Connected Yes |
| | ary Sewer Yes Connected Yes |
| Prese | ent Official Plan/Secondary Plan provisions applying to the land: |
| Urba | n |
| Droce | ent Restricted Area By-law (Zoning By-law) provisions applying to the land: |
| | Iton Zoning By-law 6593 - Former City of Hamilton |
| Uaa i | |
| | he owner previously applied for relief in respect of the subject property? (Zening B |
| law A | he owner previously applied for relief in respect of the subject property? (Zoning B mendment or Minor Variance) |
| law A | he owner previously applied for relief in respect of the subject property? (Zoning B mendment or Minor Variance) Yes No |
| law A | mendment or Minor Variance) |
| law A | mendment or Minor Variance) Yes No |
| law A | mendment or Minor Variance) Yes No |
| law A | 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 |
| If yes | mendment or Minor Variance) ☐ Yes |
| If yes 21.1 21.2 | Mendment or Minor Variance) ☐ Yes |
| If yes 21.1 21.2 | Mease 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. Failt to 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 |
| If yes 21.1 21.2 Is the | Mease 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 to 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? |
| If yes 21.1 21.2 Is the | Yes No No No No No No No N |
| If yes 21.1 21.2 Is the Pi | Yes No No No No No No No N |