Hamilton

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 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	GL/B-23:18	SUBJECT	3345 HOMESTEAD DRIVE,
NO.:		PROPERTY:	GLANBROOK

APPLICANTS: Owner: SASA KLAJKIC

Agent: URBAN IN MIND C/O JACOB DICKIE

PURPOSE & EFFECT: To permit the conveyance of a parcel of land to be added to property known municipally as 3353 Homestead Drive, Glanbrook.

	Frontage	Depth	Area
SEVERED LANDS (Part 2):	0.45 m [±]	39.987 m [±]	17.953 m ^{2±}
RETAINED LANDS (Part 1):	20.55 m [±]	47.176 m [±]	895.464 m ^{2±}

Associated Planning Act File(s): GL/A-23:68 & GL/A-23:69

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, May 4, 2023
TIME:	9:50 a.m.
PLACE:	Via video link or call in (see attached sheet for details)
	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:

GL/B-23:18

- Visit www.hamilton.ca/committeeofadjustment
- Email Committee of Adjustment staff at cofa@hamilton.ca
- 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 or by calling in. Please see attached page for complete instructions, including deadlines for registering to participate.

FURTHER NOTIFICATION

If you wish to be notified of future Public Hearings, if applicable, regarding GL/B-23:18, you must submit a written request to cofa@hamilton.ca or by mailing the Committee of Adjustment, City of Hamilton, 71 Main Street West, 5th Floor, Hamilton, Ontario, L8P 4Y5.

If you wish to be provided a Notice of Decision, you must attend the Public Hearing and file a written request with the Secretary-Treasurer 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.

GL/B-23:18



DATED: April 18, 2023

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.

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.



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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.

Comments can also be placed in the drop box which is located at the back of the 1st Floor of City Hall, 71 Main Street West. All comments received by noon two business days before the meeting will be forwarded to the Committee members.

Comments are available two days prior to the Hearing and are available on our website: www.hamilton.ca/committeeofadjustment

Oral Submissions During the Virtual Meeting

Members of the public are also able to provide oral comments regarding Committee of Adjustment Hearing items by participating through Webex via computer or phone. Participation in this format requires pre-registration in advance. **Interested members of the public must register by noon the day before the hearing.**

To register to participate by Webex either via computer or phone, please contact Committee of Adjustment staff by email cofa@hamilton.ca or by phone at 905-546-2424 ext. 4221. The following information is required to register: Committee of Adjustment file number that you wish to speak to, the hearing date, name and address of the person wishing to speak, if they will be connecting via 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.

All members of the public who register will be contacted by Committee Staff to confirm details of the registration prior to the Hearing and provide an overview of the public participation process.

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.

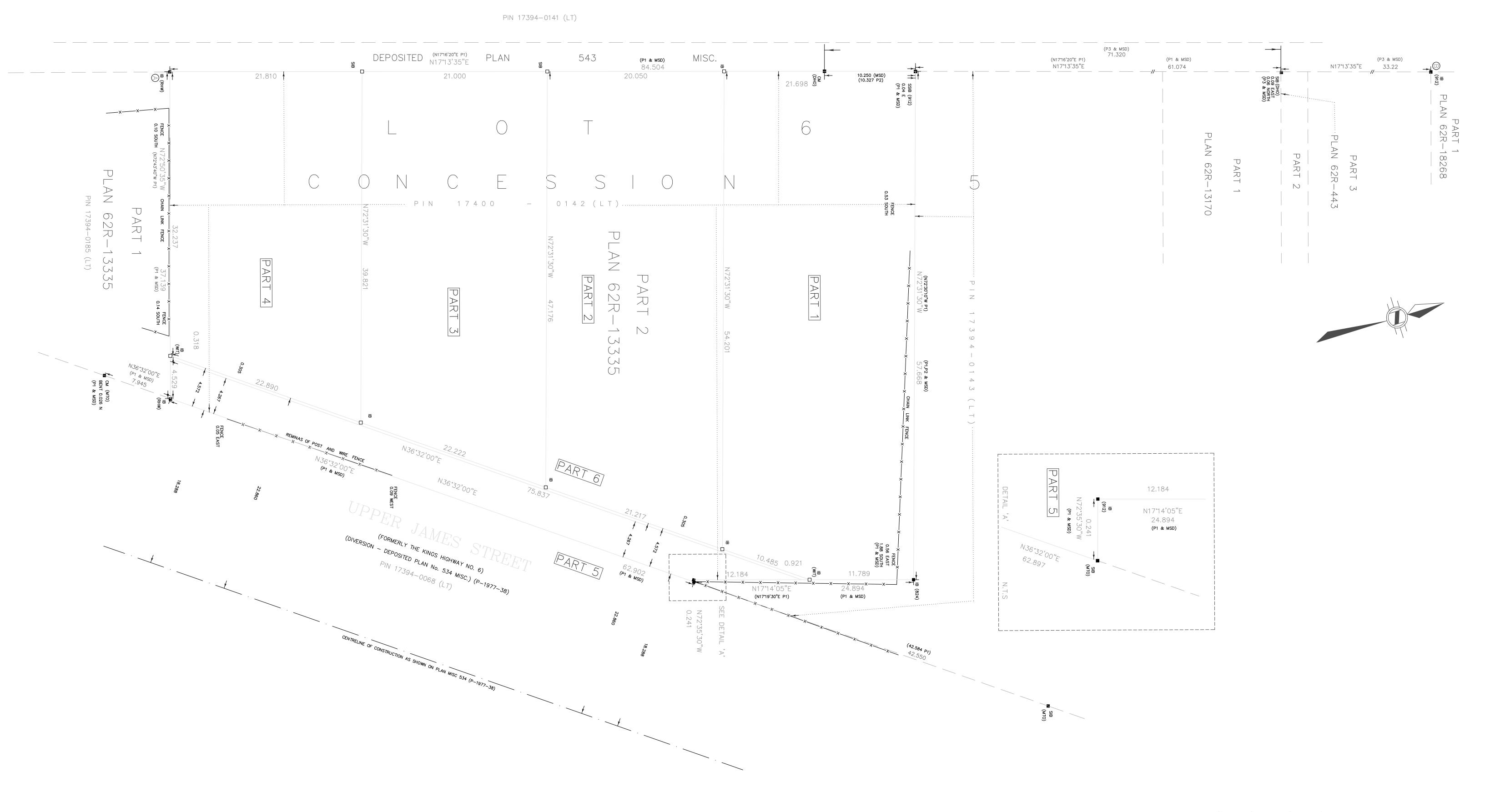
Please note: Webex (video) participation requires either a compatible computer or smartphone and an application (app/program) must be downloaded by the interested party in order to participate. It is the interested party's responsibility to ensure that their device is compatible and operating correctly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

HOMESTEAD DRIVE

(FORMERLY THE KING'S HIGHWAY No. 6)

(FORMERLY HAMILTON-PORT DOVER PLANK ROAD - DEPOSITED PLAN No.534 MISC.) (P-1977-38)

(ORIGINAL ROAD ALLOWANCE BETWEEN TOWNSHIP LOTS 5 & 6)



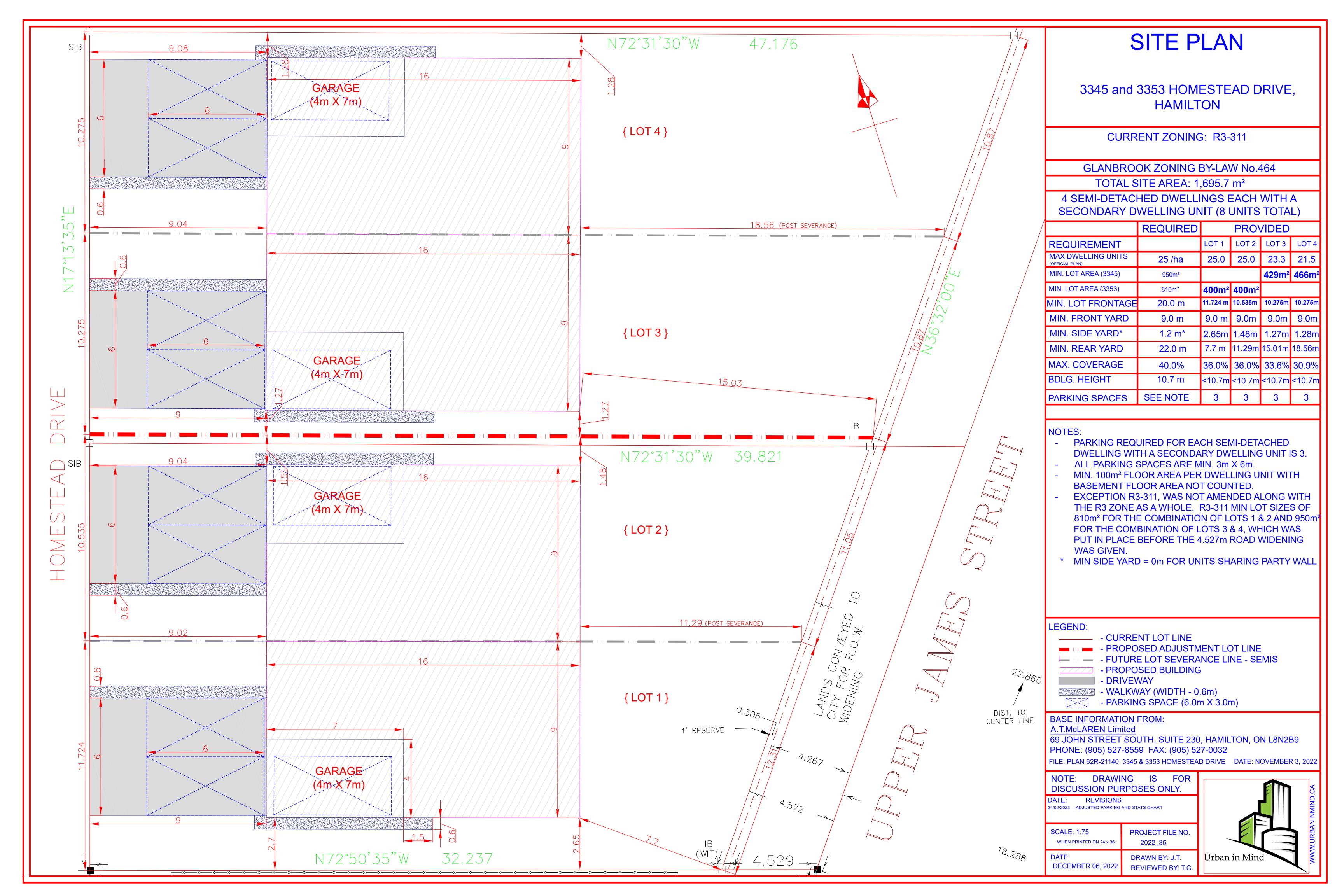
BASE INFORMATION FROM:

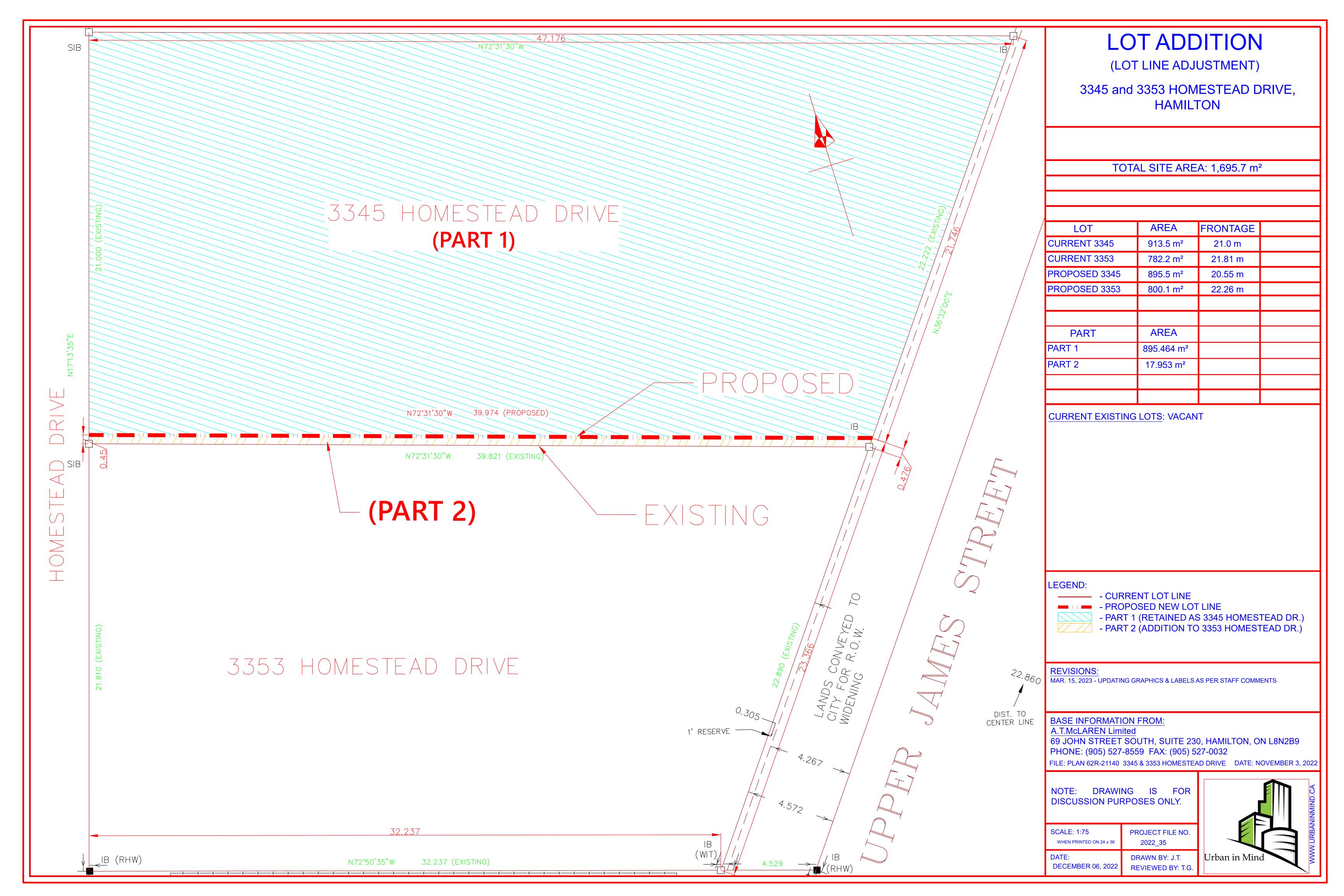
A.T.McLAREN Limited

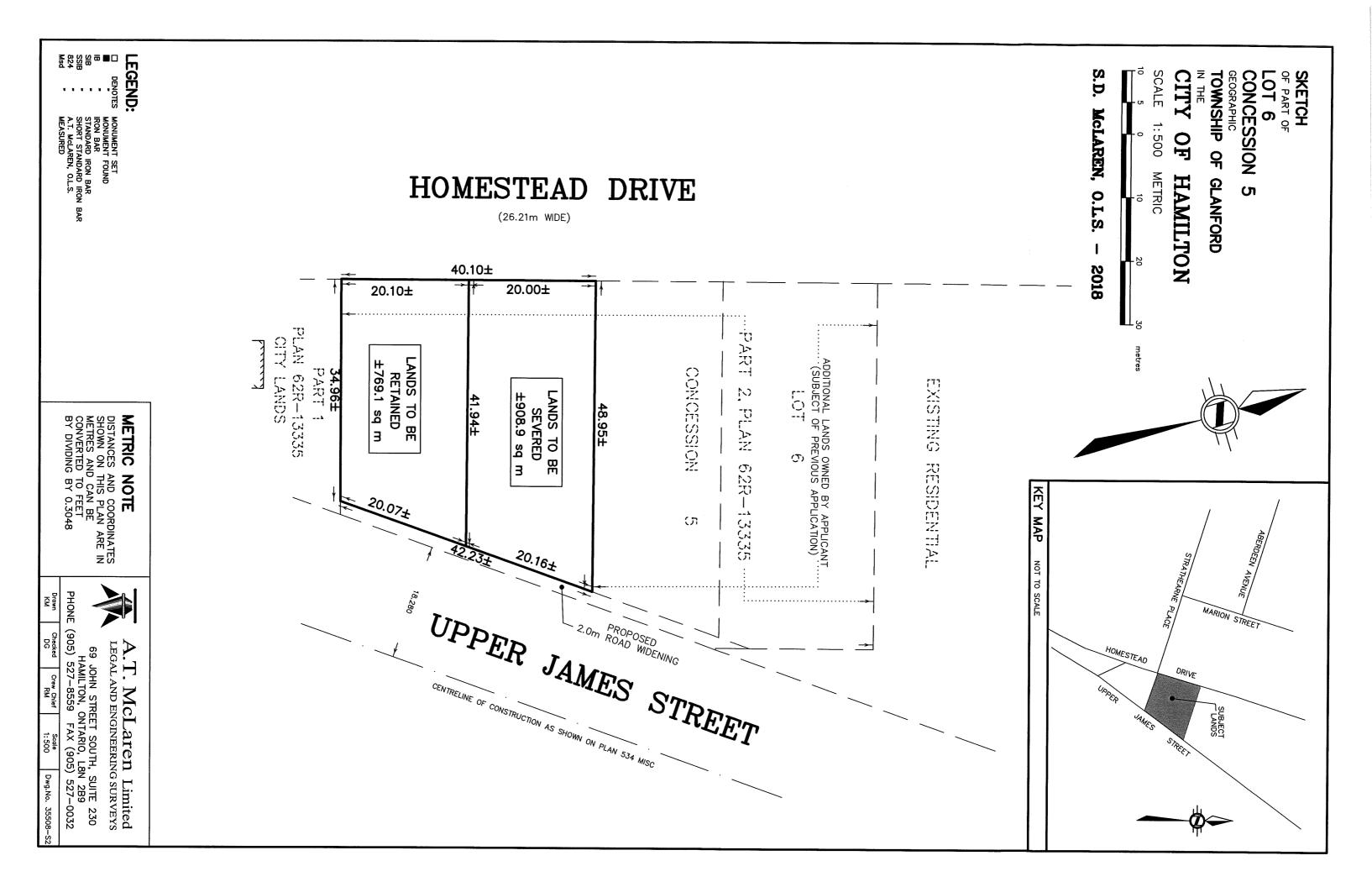
69 JOHN STREET SOUTH, SUITE 230, I

69 JOHN STREET SOUTH, SUITE 230, HAMILTON, ON L8N2B9 PHONE: (905) 527-8559 FAX: (905) 527-0032

FILE: PLAN 62R-21140 3345 & 3353 HOMESTEAD DRIVE DATE: NOVEMBER 3, 2022







www.UrbaninMind.ca



Professional Urban Planning, Land Development & CPTED Consultants

Hamilton City Hall, Planning and Development Services 71 Main St W, Hamilton, ON L8P 4Y5 Tim Vrooman, Area Planning Manager

RE: Lot Addition & Minor Variance Applications – 3345 & 3353 Homestead Drive

Please accept this letter regarding our Lot Addition (Consent) & Minor Variance Applications for 3345 & 3353 Homestead Drive on behalf of the owners Sara Salari and Sasa Kljakic. The following documents have been uploaded onto the City's Shared Link for the digital submission.

- Cover Letter
- Minor Variance Application Form for 3345 Homestead Drive
- Minor Variance Application Form for 3353 Homestead Drive
- Lot Addition Application Form for 3345 Homestead Drive
- Pre-Consultation Waiver
- Original R-Plan (Pre-Road Widening)
- Conceptual Revised R-Plan (Post-Road Widening)
- Concept Lot Addition Plan
- Concept Site Plan
- Planning Justification Report

If you require any additional information, please feel free to contact me at 519-719-8721 or by email at jdickieurbaninmind@gmail.com.

Jacob Dickie

Planner/Development Coordinator

Urban in Mind, Professional Urban Planning, Land Development & CPTED Consultants

PLANNING JUSTIFICATION REPORT

LOT LINE ADJUSTMENT, MINOR VARIANCE & SEVERANCE MARCH 2, 2023

3345-3353 HOMESTEAD DRIVE (MOUNT HOPE)

HAMILTON, ONTARIO



Approx. Boundaries of Subject Lands

Prepared by:

Urban in Mind, Professional Urban Planning, Land Development & CPTED Consultants www.UrbanInMind.ca

(905) 320-8120



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If you require the full document please reach out to cofa@hamilton.ca



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 CONSENT TO SEVER LAND and VALIDATION OF TITLE

UNDER SECTION 53 & 57 OF THE PLANNING ACT

Please see additional information regarding how to submit an application, requirements for the required sketch and general information in the Submission Requirements and Information.

	NAME			
Purchaser*				
Registered Owners(s)				
Applicant(s)**				
Agent or Solicitor				
				zesubject of the application. chaser.
.2 All correspondence	e should be sent to	☐ Purchas ☐ Applicar		☐ Owner ☑ Agent/Solicitor
.3 Sign should be se	ent to	☐ Purchas ☑ Applicar		☐ Owner ☐ Agent/Solicitor
.4 Request for digita If YES, provide er	l copy of sign nail address where si	☐ Yes* gn is to be ser	☑ No nt	
If Yes, a valid ema		or the register bmitted will re	sult in the void	☐ No ND the Applicant/Agent (if ding of this service. This

2. LOCATION OF SUBJECT LAND

2.1	2.1 Complete the applicable sections:						
Municipal Address			3345 Homestead Drive				
Assessment Roll Number							
Former Municipality		Glanbrook					
Lot			Concession				
Re	gistered Plan	Number		Lot(s)			
Re	ference Plan	Number (s)	PLAN 62R-13335	Part(s)	3		
2.2	.2 Are there any easements or restrictive covenants affecting the subject land? ☑ Yes ☐ No Ⅱ YES, describe the easement or covenant and its effect:						
	0.305 m res	erve along Up	per James St				
3	PURPOSE C	OF THE APPL	LICATION				
3.1	Type and pu	rpose of prop	osed transaction: (cl	heck appropriate	box)		
	☐ creation of a new lot(s) ☐ addition to a lot ☐ an easement ☐ validation of title (must also complete section 8) ☐ cancellation (must also complete section 9 ☐ creation of a new non-farm parcel (must also complete section 10) (i.e. a lot containing a surplus farm dwelling resulting from a farm consolidation)						
3.2	Name of personal charged:	son(s), if knov	wn, to whom land or	interest in land is	s to be transferre	d, leased or	
	Sara Salari	Joubani					
3.3	If a lot addition	on, identify the	e lands to which the	parcel will be add	ded:		
	3353 Homes	stead Drive					
3.4	.4 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)						
4	DESCRIPTION OF SUBJECT LAND AND SERVICING INFORMATION						
4.1	.1 Description of subject land:						
All d	All dimensions to be provided in metric (m, m² or ha), attach additional sheets as necessary.						
		Part 1	Part 2	Parcel 2	Parcel 3*	Parcel 4*	

Identified on Sketch as:	Retained as 3345 Homestead Drive	Addition to 3353 Homestead Drive				
Type of Transfer	N/A					
Frontage	20.55 m	0.45 m				
Depth	47.176 m	39.987 m				
Area	895.464 sq.m	17.953 sq.m				
Existing Use	Vacant	Vacant				
Proposed Use	Residential	Residential				
Existing Buildings/ Structures	Vacant	Vacant				
Proposed Buildings/ Structures	Semis	Semis				
Buildings/ Structures to be Removed	None	None				
a) Type of access: (check appropriate box) provincial highway						
	4.3 Other Services: (check if the service is available)					
<u></u> electricity	☑ electricity ☑ telephone ☑ school bussing ☑ garbage collection					
5 CURRENT L	5 CURRENT LAND USE					
5.1 What is the	5.1 What is the existing official plan designation of the subject land?					
Rural Hamilt	Rural Hamilton Official Plan designation (if applicable):					
	Rural Settlem	ent Area:				

Urban Hamilton Official Plan designation (if applicable) Mount Hope Secondary Plan Area

Please provide an explanation of how the application conforms with a City of Hamilton Official Plan.

The proposed lot line addition will increase the lot area for 3353 Homestead Drive and decrease the lot area for 3345 Homestead Drive so that the proposed semi-detached development will not exceed the 25 units/hectare density requirement of the Low Density Residential 2 Land Use Designation of the Mount Hope Secondary Plan. See MV Applications and proposed Concept Plan.

5.2	Is the subject land currently the subject of a proposed official plan amendment that has been submitted for approval?
	☐ Yes ☐ No ☐ Unknown
	If YES, and known, provide the appropriate file number and status of the application.
5.3	What is the existing zoning of the subject land? R3-311
	If the subject land is covered by a Minister's zoning order, what is the Ontario Regulation Number?
5.4	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? Ves
	If YES, and known, provide the appropriate file number and status of the application.
	MV Applications for 3345 & 3353 Homestead Drive to be submitted

5.5 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 * Submit Minimum Distance Separation		
Formulae (MDS) if applicable		
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)		400 m
An active railway line		
A municipal or federal airport		

6.1 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 *Planning Act*? □ Yes П No ✓ Unknown If YES, and known, provide the appropriate application file number and the decision made on the application. Unknown 6.2 If this application is a re-submission of a previous consent application, describe how it has been changed from the original application. Unknown 6.3 Has any land been severed or subdivided from the parcel originally acquired by the owner of the subject land? ☐ Yes ✓ No If YES, and if known, provide for each parcel severed, the date of transfer, the name of the transferee and the land use. 6.4 How long has the applicant owned the subject land? 6.5 Does the applicant own any other land in the City? ☐ Yes ΠNο If YES, describe the lands below or attach a separate page. PROVINCIAL POLICY 7.1 Is this application consistent with the Policy Statements issued under Section 3 of the *Planning* Act? ✓ Yes П No (Provide explanation) The proposal is consistent Provincial and Local Plans 7.2 Is this application consistent with the Provincial Policy Statement (PPS)? ✓ Yes □ No (Provide explanation) Infill development on vacant lands within a built-up area that has municipal infrastructure capacity. 7.3 Does this application conform to the Growth Plan for the Greater Golden Horseshoe? ✓ Yes П No (Provide explanation) The proposal will assist the City of Hamilton in achieving their minimum intensification target and in accommodating forecasted growth 7.4 Are the subject lands subject to the Niagara Escarpment Plan? ☐ Yes ✓ No (Provide explanation)

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HISTORY OF THE SUBJECT LAND

7.5	Are the subject land ☐ Yes	ls subject to t ☑ No	he Parkway Belt West Plan? (Provide explanation)
7.6	Are the subject land ☐ Yes	ls subject to t ☑ No	he Greenbelt Plan? (Provide explanation)
7.7	Are the subject land ☐ Yes	Is within an ai ☑ No	rea of land designated under any other provincial plan or plans? (Provide explanation)
8	ADDITIONAL INFO	RMATION -	VALIDATION
8.1	Did the previous ow	/ner retain an	y interest in the subject land?
	☐ Yes	☑N o	(Provide explanation)
8.2	Does the current ov	vner have an <u>y</u>	y interest in any abutting land?
	✓ Yes	□No	(Provide explanation and details on plan)
	The registered owne	rs of both lots	are associated with one another.
8.3	Why do you conside	er your title m	ay require validation? (attach additional sheets as necessary)
9	ADDITIONAL INFO	RMATION -	CANCELLATION
9.1	Did the previous ow	ner retain an	y interest in the subject land?
	□Yes	□No	(Provide explanation)
9.2	Does the current ov	vner have an <u>y</u>	y interest in any abutting land?
	☐ Yes	□No	(Provide explanation and details on plan)
9.3	Why do you require	cancellation	of a previous consent? (attach additional sheets as necessary)

	10	ADDITIONAL INI ORIVI	ATION - LAKING	ON	OCIDATION	
	10.1	Purpose of the Application (Farm Consolidation)				
	If proposal is for the creation of a non-farm parcel resulting from a farm consolidation if the consolidation is for:					
		☐ Surplus Farm Dw	elling Severance	from	an Abutting Farm Cons	solidation
		☐ Surplus Farm Dw	elling Severance	from	a Non-Abutting Farm 0	Consolidation
10.2 Location of farm consolidation property:						
	Mun	icipal Address				
	Asse	essment Roll Number				
	Form	ner Municipality				
	Lot				Concession	
	Regi	stered Plan Number			Lot(s)	
		rence Plan Number (s)			Part(s)	
10.4		the existing land use de Description of farm cons	-		ig of from abatting farm	ochochadaen property.
		Frontage (m):		Area (m² or ha):		
		Existing Land Use(s): _		_ Pro	posed Land Use(s):	
10.5		Description of abutting consolidated farm the surplus dwelling)			luding lands intended to	be severed for
		Frontage (m):		Are	a (m² or ha):	
10.6		Existing Land Use:		Proposed Land Use:		
10.7		Description of surplus dwelling lands proposed to be severed:				
		Frontage (m): (from Section 4.1)		Area (m² or ha): (from Section 4.1)		
		Front yard set back:				
		a) Date of construction: ☐ Prior to Decemb	er 16, 2004		After December 16, 20	004
		b) Condition: ☐ Habitable]Non-Habitable	

11.1 All Applications Application Fee Site Sketch Complete Application Form Signatures Sheet 11.2 Validation of Title All information documents in Section 11.1 Detailed history of why a Validation of Title is required documents and other items deemed necessary. Cancellation 11.3 All information documents in Section 11.1 Detailed history of when the previous consent took place. All supporting materials indicating the cancellation subject lands and any neighbouring lands owned in the same name, including PIN documents and other items deemed necessary. Other Information Deemed Necessary 11.4 Cover Letter/Planning Justification Report Minimum Distance Separation Formulae (data sheet available upon request) Hydrogeological Assessment Septic Assessment Archeological Assessment Parking Study

COMPLETE APPLICATION REQUIREMENTS