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	SC/B-23:65	SUBJECT	7 TRILLIUM AVENUE, STONEY
NO.:		PROPERTY:	CREEK

APPLICANTS: Owner: CITY OF HAMILTON CORPORATE REAL ESTATE C/O RAYMOND

KESSLER

Applicant: GIUSEPPE & PATRIZIA LONGO

PURPOSE & EFFECT: To sever the existing residential lot into three parcels, the severed lands will

be vacant residential building lots and the retained lands will be a vacant

residential building lot.

	Frontage	Depth	Area
SEVERED LANDS:	9.144 m [±]	38.746/38.61 m [±]	353.79 m ^{2 ±}
RETAINED LANDS:	9.144 m [±]	38.61/38.47 m [±]	352.41 m ^{2 ±}
SEVERED LANDS:	9.144 m [±]	38.47/38.338 m [±]	351.17 m ^{2 ±}

Associated Planning Act File(s): SC/A-23:266

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 7, 2023
TIME:	12:25 p.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:

SC/B-23:65

- 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 SC/B-23:65, 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.

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.

SC/B-23:65



DATED: November 21, 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.



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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.

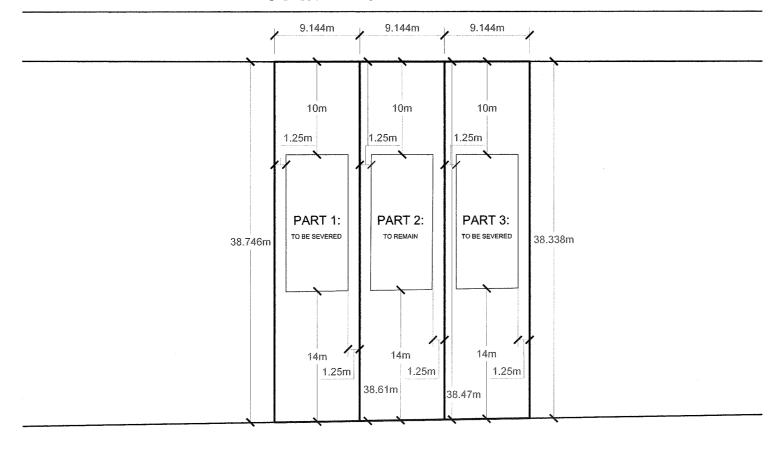
All members of the public who register will be contacted by Committee Staff to confirm details of the registration prior to the Hearing and provide an overview of the public participation process.

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.



TRILLIUM AVENUE



NORTH SERVICE ROAD

DETAILS OF DEVELOPMENT

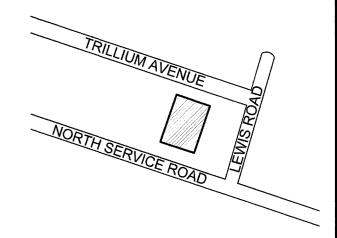
TOTAL LOT AREA: PART 1 LOT AREA: 11381.40 sq.ft. 3808.15 sq.ft. 1057.37 sq.m. 353.79 sq.m.

PART 2 LOT AREA: PART 3 LOT AREA:

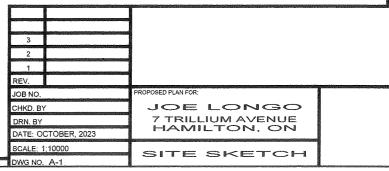
3793.33 sq.ft. 3779.92 sq.ft. 352.41 sq.m. 351.17 sq.m.

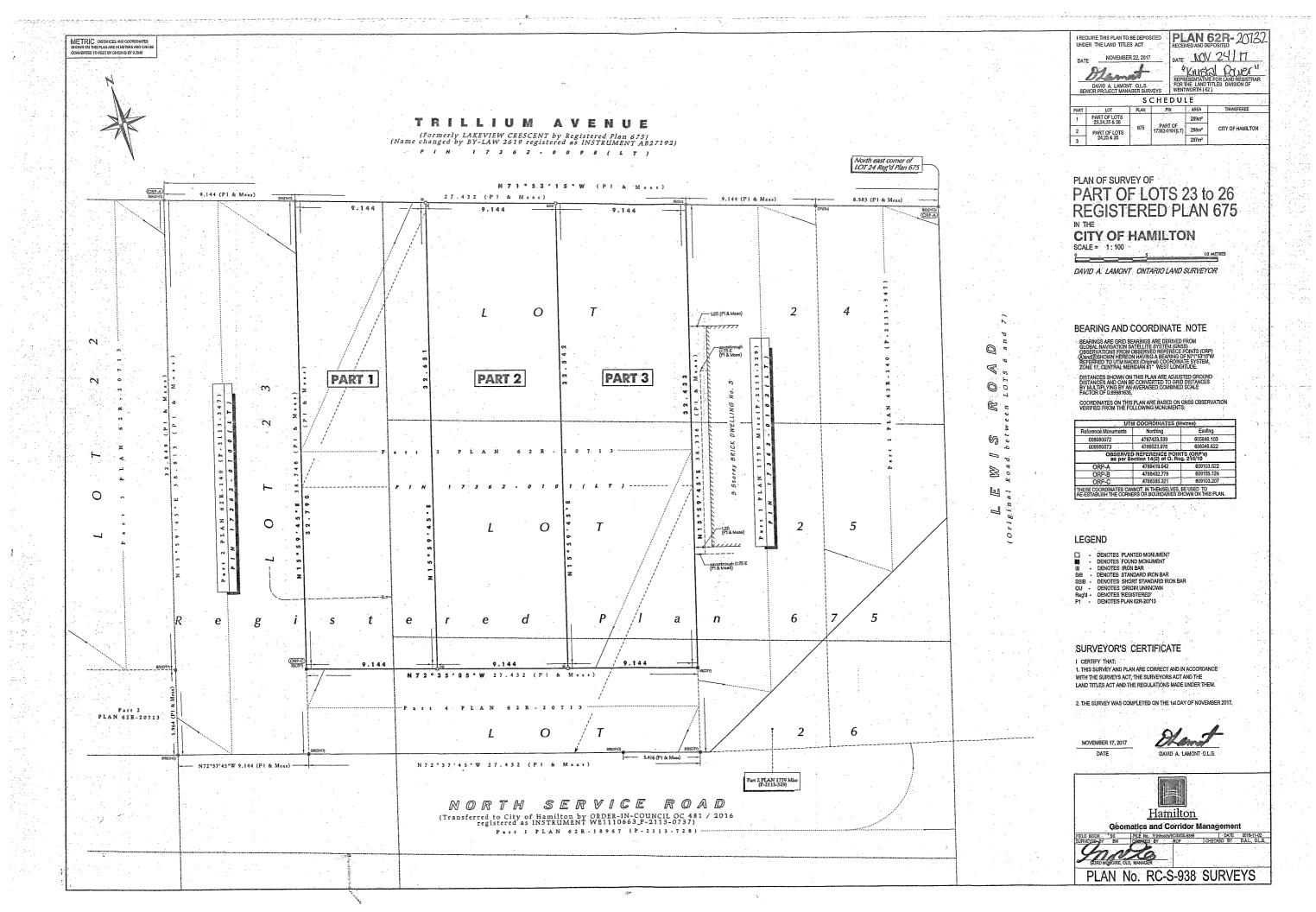
NOTE

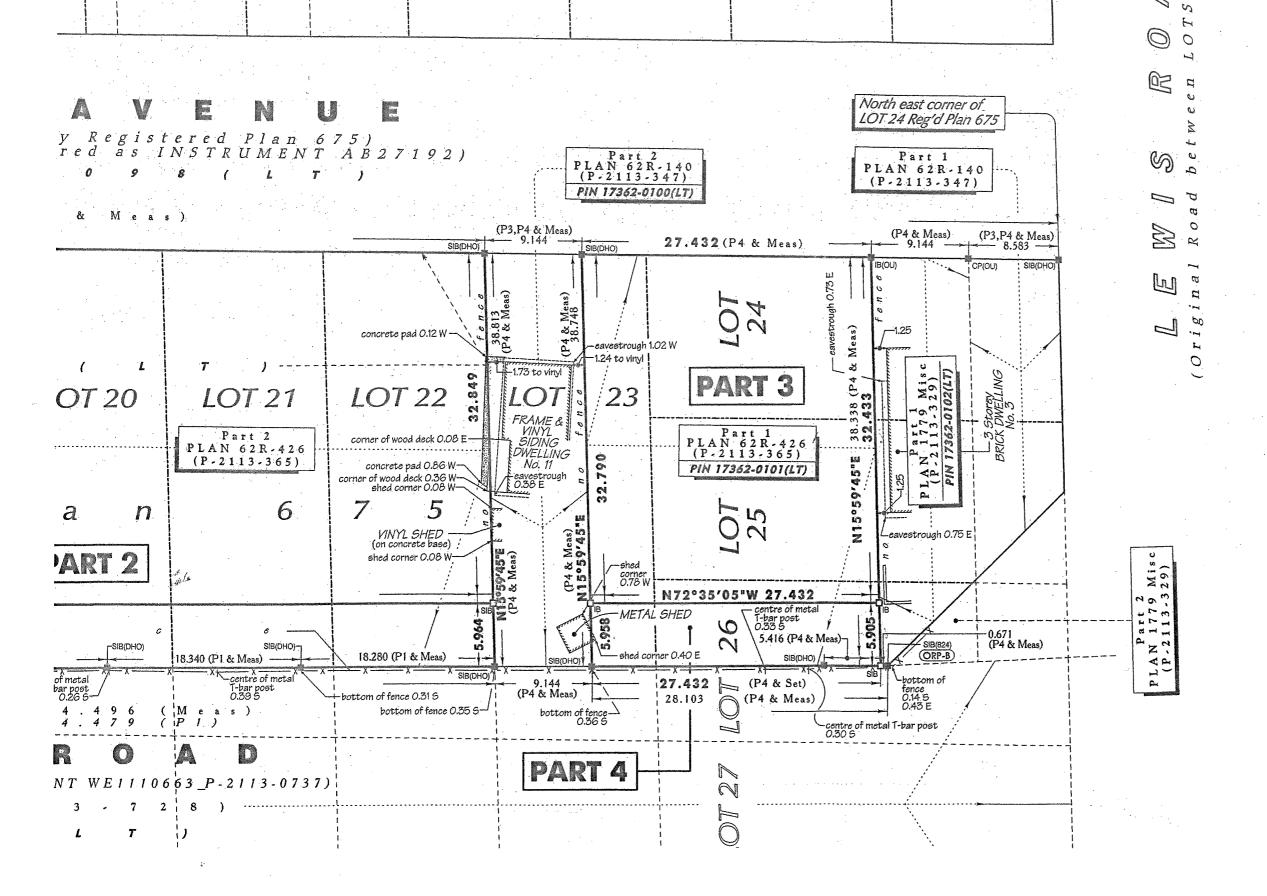
- OWNER/CONTRACTOR TO VERIFY AND CHECK ALL DIMENSIONS AND SPECS PRIOR TO AND DURING CONSTRUCTION.
- ANY DEVIATIONS, DEFICIENCIES OR DISCREPANCIES FROM THESE DRAWINGS AND SPECS REQUIRES WRITTEN CLARIFICATION AND/OR APPROVAL FROM THE DESIGNER PRIOR TO CONSTRUCTION.



KEY PLAN







UNCOL-AND MALE

REGISTERED PLAN 6

IN THE

CITY OF HAMILTON

SCALE = 1:300



DAVID A. LAMONT ONTARIO LAND SURVEYOR

BEARING AND COORDINATE NOTE

BEARINGS ARE GRID BEARINGS ARE DERIVED FROM GLOBAL NAVIGATION SATELLITE SYSTEM (GNSS)
OBSERVATIONS FROM OBSERVED REFERECE POINTS (ORP)
(Aand SHOWN HEREON HAVING A BEARING OF N72°37'15"W
REFERRED TO UTM NAD83 (Original) COORDINATE SYSTEM,
ZONE 17, CENTRAL MERIDIAN 81° WEST LONGITUDE.

DISTANCES SHOWN ON THIS PLAN ARE ADJUSTED GROUND DISTANCES AND CAN BE CONVERTED TO GRID DISTANCES BY MULTIPLYING BY AN AVERAGED COMBINED SCALE FACTOR OF 0.99981635.

COORDINATES ON THIS PLAN ARE BASED ON GNSS OBSERVATION VERIFIED FROM THE FOLLOWING MONUMENTS:

UTI	II COORDINATES (N	letres)
Reference Monuments	Northing	Easting
008980072	4787423.539	605846.103
008980073	4786523.976	608346.622
OBSERVED as per Se	REFERENCE POIN ection 14(2) of O. Re	NATIONAL PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PARTY ADDRESS OF THE PARTY AND ADDRESS OF THE PARTY ADDRESS OF THE PAR
ORP-A	4786398.737	609040.415
ORP-B	4786371.212	609128.363
ORP-C	4786483.521	608972.968
THESE COORDINATES CAN RE-ESTABLISH THE CORNE	NOT, IN THEMSELVES, RS OR BOUNDARIES SI	BE USED TO HOWN ON THIS PLA

BEARING COMPARISONS

FOR THE PURPOSE OF BEARING COMPARISONS, PREVIOUS SURVE HAVE BEEN ROTATED TO UTM BEARINGS BY THE ROTATIONS SHO

U	TM BEARING COMPARISONS
Plan	Rotation
P1	1°00'45" COUNTER-CLOCKWISE
P2,P3,P4	0°49'45" COUNTER-CLOCKWISE
P5	1°41'45" COUNTER-CLOCKWISE



Committee of Adjustment

City Hall, 5th Floor, 71 Main St. W., Hamilton, ON L8P4Y5

Phone: (905) 546-2424 ext. 4221

Phone:

Email: cofa@hamilton.ca

APPLICATION FOR CONSENT TO SEVER LAND and VALIDATION OF TITLE

UNDER SECTION 53 & 57 OF THE PLANNING ACT

MAILING ADDRESS

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

1. APPLICANT INFORMATION

Purchaser*				Phone:	
				F mails	
Registered Owners(s)	City of Hamilt	04			
Applicant(s)**	Giuseppe & Patrizia Longo				
Agent or Solicitor				E-mail:	
the purchaser to make ** Owner's authorisati	e the application in resp ion required if the applic	ect of the lar ant is not the	nd that is the si e owner or pure		
1.2 All corresponden	ce should be sent to	☐ Purchas ☑ Applicar		☐ Owner☐ Agent/Solicitor	
1.3 Sign should be s	ent to	☐ Purchas ☑ Applicar		☐ Owner☐ Agent/Solicitor	
1.4 Request for digital If YES, provide e	al copy of sign mail address where sig	☑ Yes* n is to be se	⊠ No nt		i
If Yes, a valid em applicable). Only	ce may be sent by ema ail must be included for one email address sub guarantee all correspor	the register mitted will re	sult in the void	☐ No ND the Applicant/Agent (ing of this service. This	(if
APPLICATION FOR COM	SENT TO SEVER LAND (S	entember 1 20	22\	Page 1 of 10	

2. LOCATION OF SUBJECT LAND

2.1	2.1 Complete the applicable sections:						
Mu	ınicipal Address	7 Trilliu	m Ave., Stan	ey Greek			
As	sessment Roll Number			<i></i>			
For	rmer Municipality						
Lot			Concession				
Re	gistered Plan Number	675	Lot(s) 232	+ 25.26			
Re	ference Plan Number (s)	69820713	Part(s) 3				
2.2	2.2 Are there any easements or restrictive covenants affecting the subject land? ☐ Yes ☑ No If YES, describe the easement or covenant and its effect:						
3	PURPOSE OF THE APPI	LICATION					
3.1	Type and purpose of prop	osed transaction: (c	heck appropriate	box)			
	creation of a new lot(s) addition to a lot an easement validation of title (must also complete section 8) 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 person(s), if know charged:	wn, to whom land or	interest in land is	to be transferre	d, leased or		
3.3	If a lot addition, identify th		parcel will be add	ded:			
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 SUBJ	ECT LAND AND SI	ERVICING INFOR	RMATION			
4.1	Description of subject land	d:					
All d	Retained (remainder)	in metric (m, m² or h Parcel 1	a), attach addition Parcel 2	nal sheets as ne Parcel 3*	cessary. Parcel 4*		

Identified on		Part	0.13	0.12	
Sketch as:		The second secon	rur T d	Part 3	- Department
Type of Transfer	N/A	Severed	Retained	Severed	
Frontage		9.144	9,144	9,144	
Depth		38,746/38,61	38.61/38.47	38.47 /38.338	
Area		363.79	350.41	351.17	
Existing Use		Smale Family	Single Family	Single Finally	
Proposed Use		Sinale Pamila	Single Family	Sinale Family	
Existing Buildings/ Structures		and the state of t		***************************************	
Proposed Buildings/ Structures		New family	New single family	New single family	
Buildings/ Structures to be Removed		awciii iy	CAW CHELL IN		
Additional fees	apply				
-) Tune of co	d Servicing	roprioto boy)			
☐ provincial ☐ municipal	cess: (check app	maintained		☐ right of way ☐ other public ro	pad
☐ provincial ☐ municipal ☐ municipal ☐ municipal ☐ municipal ☐ Different ☐ Di	cess: (check app highway road, seasonally road, maintained ter supply propo vned and operate	maintained			vater body
☐ provincial ☐ municipal ☐ municipal ☐ municipal ☐ municipal ☐ municipal ☐ privately outprivately outprivate	cess: (check app highway road, seasonally road, maintained ter supply propo- vned and operate wned and operate wage disposal pr	maintained all year sed: (check appro ed piped water sys	opropriate box) e system	other public ro	vater body
☐ provincial ☐ municipal ☐ municipal ☐ municipal ☐ municipal ☐ publicly ov ☐ privately or ☐ privately or ☐ other mean	cess: (check app highway road, seasonally road, maintained ter supply propo- vned and operate wned and operate wned and operate wned and operate wned and operate wned and operate	maintained all year sed: (check approad piped water systed individual well oposed: (check approads approads)	opropriate box) e system ic system	other public ro	vater body
☐ provincial ☐ municipal ☐ municipal ☐ municipal ☐ municipal ☐ publicly ov ☐ privately or ☐ privately or ☐ other mean	cess: (check app highway road, seasonally road, maintained ter supply propo- vned and operate wned and operate wned and operate wned and operate wned and operate suned and operate consecutives: (check if the	maintained all year sed: (check appro- ed piped water sys- ted individual well oposed: (check appro- ed sanitary sewag- ted individual sept- service is availab	opropriate box) e system ic system	other public ro	vater body
☐ provincial ☐ municipal ☐ municipal ☐ municipal ☐ municipal ☐ privately or ☐ privately or ☐ privately or ☐ other means	cess: (check apphighway road, seasonally road, maintained ter supply proportion and operate wheel and	maintained all year sed: (check appro- ed piped water sys- ted individual well oposed: (check appro- ed sanitary sewaged individual sept	opropriate box) e system ic system le)	other public ro	vater body specify)
provincial municipal munic	cess: (check apphighway road, seasonally road, maintained ater supply proportion and operate wheel (check if the	maintained all year sed: (check appro- ed piped water sys- ted individual well oposed: (check appro- ed sanitary sewaged individual sept	opropriate box) e system ic system le) school bussing	□ other public ro	vater body specify)

Rural Hamilton Official Plan designation (if applicable):

Rural Settlement Area:

	Carrier Control Contro	<u> an Settlemen</u>	
Please provide an explanation of how the application of Official Plan.	onforms with	a City of Hamilton	
5.2 Is the subject land currently the subject of a proposed of submitted for approval? ☐ Yes ☐ Unknown If YES, and known, provide the appropriate file number			en
5.3 What is the existing zoning of the subject land?	RR		
If the subject land is covered by a Minister's zoning order,	what is the C	ntario Regulation Numb	er?
5.4 Is the subject land the subject of any other application of amendment, minor variance, consent or approval of a particle. Yes No Unknown Corrections of the following uses or features on the subject land, unless otherwise specified. Please check the appropriate file.	plan of subd acurrent.	ivision? —Min@CVanana of the application.	g by-law
land, unless otherwise specified. Theade official the app			ubject
Use or Feature		Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate	ubject
Use or Feature An agricultural operation, including livestock facility of stockyard * Submit Minimum Distance Separation	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate	ubject
Use or Feature An agricultural operation, including livestock facility of stockyard * Submit Minimum Distance Separation Formulae (MDS) if applicable A land fill	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate	ubject
Use or Feature An agricultural operation, including livestock facility of stockyard * Submit Minimum Distance Separation Formulae (MDS) if applicable A land fill A sewage treatment plant or waste stabilization plant	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate	ubject
Use or Feature An agricultural operation, including livestock facility of stockyard * Submit Minimum Distance Separation Formulae (MDS) if applicable A land fill A sewage treatment plant or waste stabilization plant A provincially significant wetland	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate	ubject
Use or Feature An agricultural operation, including livestock facility of 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	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate	ubject
Use or Feature An agricultural operation, including livestock facility of stockyard * Submit Minimum Distance Separation Formulae (MDS) if applicable A land fill A sewage treatment plant or waste stabilization plant A provincially significant wetland	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate	ubject
An agricultural operation, including livestock facility of 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	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate	ubject

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 <i>Planning Act</i> ? ☐ Yes ☐ No ☐ Unknown
	If YES, and known, provide the appropriate application file number and the decision made on the application.
6.2	If this application is a re-submission of a previous consent application, describe how it has been changed from the original application.
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? Peposit July 2023, CLOSWO-MIO DEC. 2023
	Does the applicant own any other land in the City? Yes No If YES, describe the lands below or attach a separate page.
	Primary Residence. PROVINCIAL POLICY
7	PROVINCIAL POLICY
7.1	Is this application consistent with the Policy Statements issued under Section 3 of the <i>Planning Act</i> ?
	Yes
	Intensification within existing urban growth area.
7.2	Is this application consistent with the Provincial Policy Statement (PPS)? ☐ Yes ☐ No (Provide explanation)
	Same as 7.1
7.3	Does this application conform to the Growth Plan for the Greater Golden Horseshoe? Yes
	Same as 7,1
7.4	Are the subject lands subject to the Niagara Escarpment Plan? ☐ Yes ☐ No (Provide explanation)

HISTORY OF THE SUBJECT LAND

7.5	Are the subject land ☐ Yes	ds subject to t	he Parkway Belt West Plan? (Provide explanation)
7.6	Are the subject land ☐ Yes	ds subject to t ☑ No	he Greenbelt Plan? (Provide explanation)
7.7	Are the subject land ☐ Yes	ds within an a⊩ ☑ No	rea of land designated under any other provincial plan or plans? (Provide explanation)
8	ADDITIONAL INFO	ORMATION -	VALIDATION
8.1	Did the previous ov	vner retain an	y interest in the subject land?
	☐ Yes	⊠N o	(Provide explanation)
8.2	Does the current or	wner have an	y interest in any abutting land?
	☐Yes	☑ No	(Provide explanation and details on plan)
8.3	Why do you conside	er your title m	ay require validation? (attach additional sheets as necessary)
9	ADDITIONAL INFO	ORMATION -	CANCELLATION
9.1	Did the previous ov	vner retain an	y interest in the subject land?
	□Yes	No	(Provide explanation)
9.2	Does the current ov	wner/have any	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 INFORMA	ALIUN - FARIVI (ONSOLIDATION				
	10.1	Purpose of the Application	on (Farm Conso	idation)				
		If proposal is for the creation of a non-farm parcel resulting from a farm consolidation, indicate if the consolidation is for:						
		☐ Surplus Farm Dwelling Severance from an Abutting Farm Consolidation						
		☐ Surplus Farm Dw	elling Severance	from a Non-Abutting	Farm Consolidation			
	10.2	Location of farm consolid	dation property:					
	Muni	icipal Address		/		,		
	Asse	essment Roll Number						
	Form	ner Municipality		/				
	Lot			Concession				
	Regi	stered Plan Number		Lot(s)				
	Refe	rence Plan Number (s)		Part(s)				
10.4		the existing land use des		-	ig iarm consolidation pro	peny.		
		Frontage (m):		Area (m² or ha):				
		Existing Land Use(s):		Proposed Land Use	e(s):	Merkelandskalderheiderheiderheid		
10.5		Description of abutting c the surplus dwelling)	onsølidated farm	(excluding lands inte	ended to be severed for	7		
		Frontage (m):		Area (m² or ha):				
10.6		Existing Land Use:		Proposed Land Use	:			
10.7		Description of surplus dv	velling lands pro	posed 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 December	er 16, 2004	☐ After Decembe	er 16, 2004			
		b) Condition: ☐ Habitable		☐ Non-Habitable				

COMPLETE APPLICATION REQUIREMENTS 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 All supporting materials indicating the contravention of the Planning Act, including PIN documents and other items deemed necessary. Cancellation 11.3 NIA 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 Cover Letter/Planning Justification Report Minimum Distance Separation Formulae (data sheet available upon request) Hydrogeological Assessment Septic Assessment Archeological Assessment ☐ Noise Studý Parking Study