



Hamilton

COMMITTEE OF ADJUSTMENT

City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5

Telephone (905) 546-2424, ext. 4221

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 NO.:	A-24:277	SUBJECT PROPERTY:	126 Wilson Street East, Ancaster
ZONE:	ER-225 (Existing Residential Zone)	ZONING BY-LAW:	Ancaster Zoning By-law 87-57 as Amended by By-laws 2386 and 2422

APPLICANTS: Owner: Hamilton-Wentworth Catholic Child Care Centres Inc.
 Applicant: Hamilton-Wentworth Catholic Child Care Centres Inc. - Carrie Horn
 Agent: Sarah Brown Home Design Inc. - Sarah Brown

The following variances are requested:

A minimum front yard setback of 10.9 metres shall be permitted for the proposed canopy feature instead of the minimum required front yard setback of 12.3 metres.

PURPOSE & EFFECT: To permit the construction of a canopy feature at the front of the existing building

Notes:

1. The minimum required front yard setback applicable to the principal building has been applied to the proposed canopy feature as Section 7.12 "Yard Encroachments" of Ancaster Zoning By-law 87-57 does not contain a provision to allow a canopy feature to encroach into a minimum required yard.

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, February 13, 2025
TIME:	3:20 p.m.

PLACE:	Via video link or call in (see attached sheet for details)
	City Hall Council Chambers (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

PUBLIC INPUT

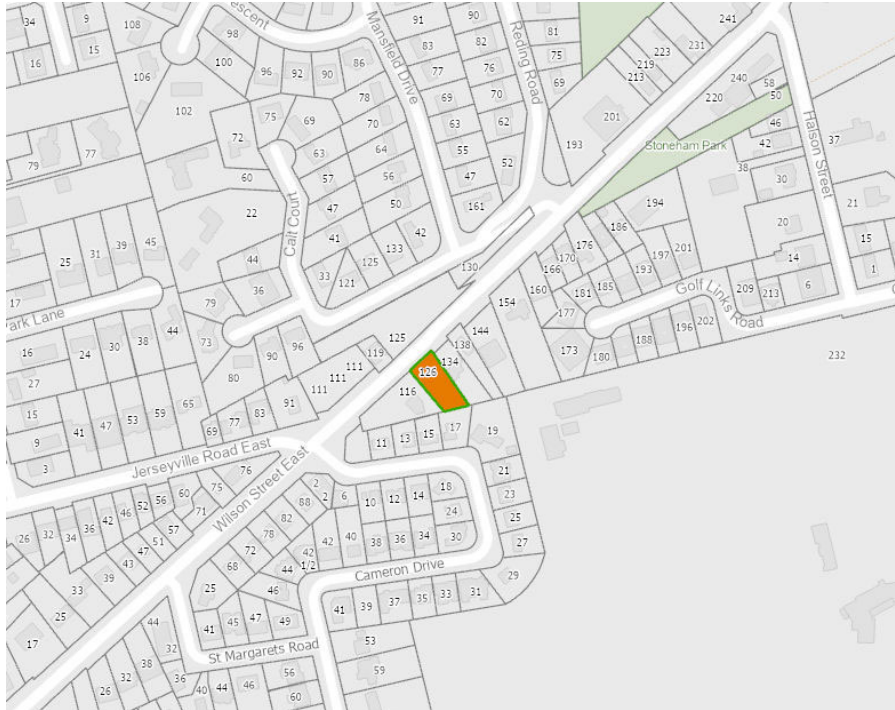
Written: If you would like to submit written comments to the Committee of Adjustment you may do so via email or hardcopy. Please see attached page for complete instructions, written comments must be received no later than noon February 11, 2025

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, registration to participate virtually must be received no later than noon February 12, 2025

FURTHER NOTIFICATION

If you wish to be notified of future Public Hearings, if applicable, regarding A-24:277, 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.



 **Subject Lands**

DATED: January 27, 2025

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 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 on the date listed on the Notice of Public Hearing.**

Comments are available the Tuesday 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 **must register by noon on the day listed on the Notice of Public Hearing** 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 one business day before the Hearing. Only those registered will be called upon to speak.

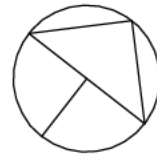
2. In person Oral Submissions

Interested members of the public, agents, and owners who wish to participate in person may attend Council Chambers on the date and time listed on the Notice of Public Hearing. Please note, you will be required to provide your name and address for the record. It is advised that you arrive **no less than 10 minutes** before the time of the Public Hearing as noted on the Notice of Public Hearing.

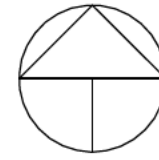
We hope this is of assistance and if you need clarification or have any questions, please email cofa@hamilton.ca.

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.

WILSON STREET EAST



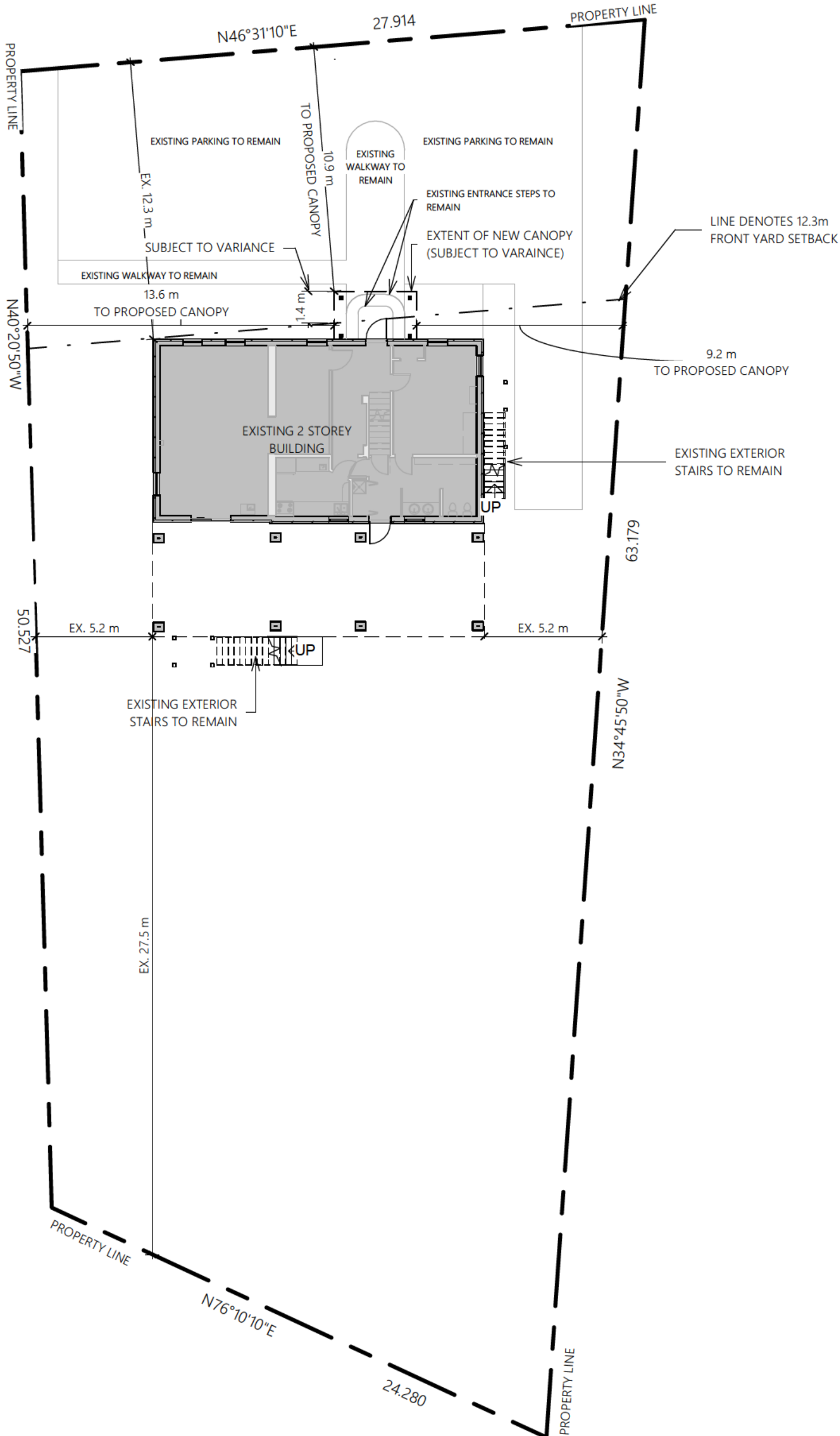
TRUE NORTH



PROJECT NORTH



Sarah Brown Home Design Inc.
5780 Highway 3, Cayuga
Ontario N0A 1E0
Phone: 289-776-6303
Email: sarah@sbhomedesigninc.com



PROJECT:
UNENCLOSED
ENTRANCE CANOPY

PROJECT ADDRESS:
126 WILSON STREET E
ANCASTER, ON
L9G 2B7

SHEET SIZE:
11 x 17

SCALE:
1 : 200

DRAWN BY:
SB

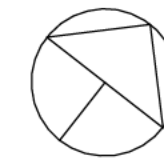
PROJECT NO.:
24.017

DATE:
DECEMBER 4, 2024

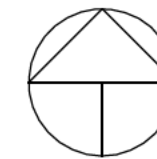
DRAWING NAME:
SITE PLAN

SHEET NO.:

A0.01



TRUE NORTH



PROJECT NORTH



Sarah Brown Home Design Inc.

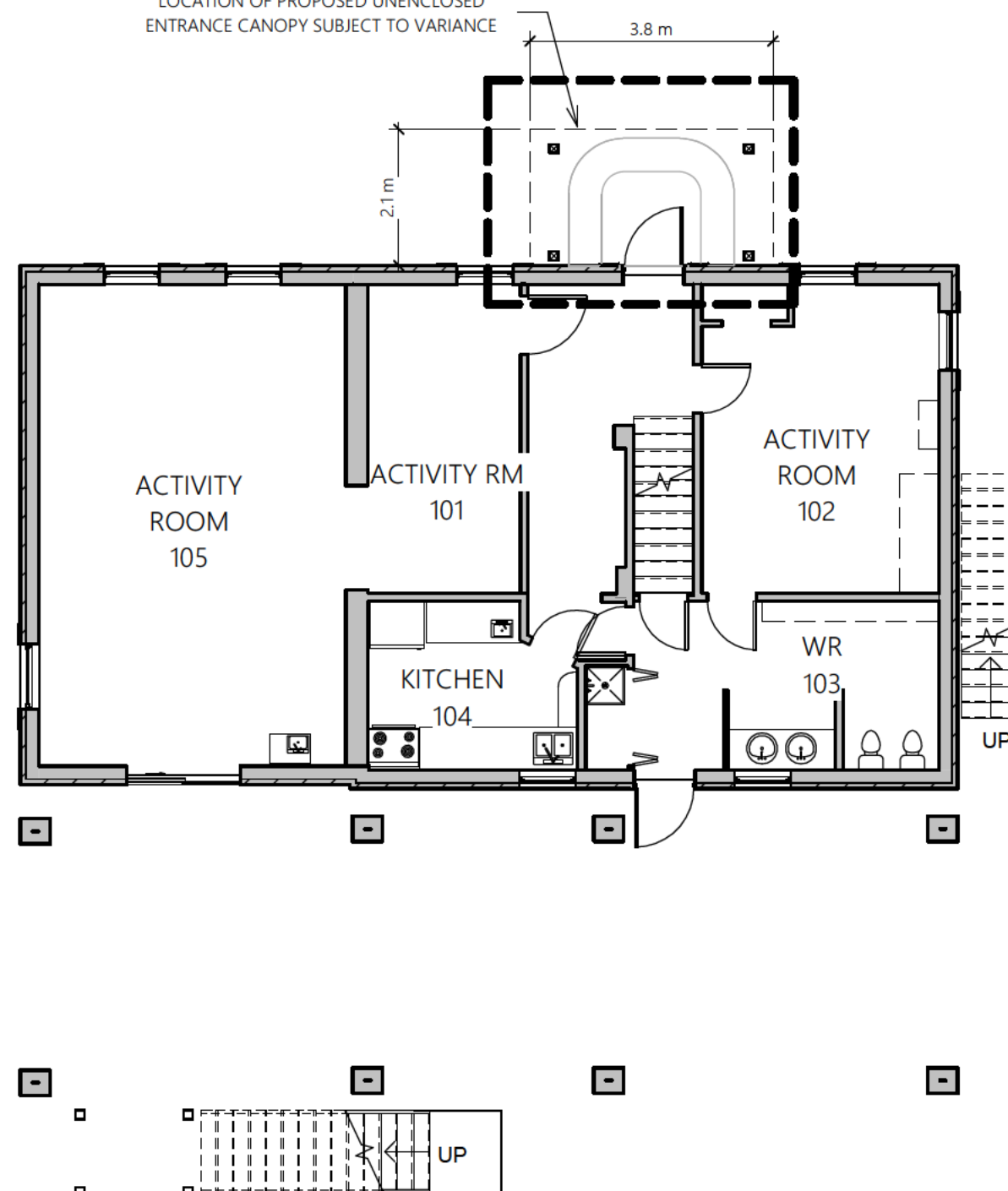
5780 Highway 3, Cayuga

Ontario N0A 1E0

Phone: 289-776-6303

Email: sarah@sbhomedesigninc.com

LOCATION OF PROPOSED UNENCLOSED
ENTRANCE CANOPY SUBJECT TO VARIANCE



PROJECT:

UNENCLOSED
ENTRANCE CANOPY

PROJECT ADDRESS:

126 WILSON STREET E
ANCASTER, ON
L9G 2B7

SHEET SIZE:

11 x 17

SCALE:

1 : 100

DRAWN BY:

SB

PROJECT NO.:

24.017

DATE:

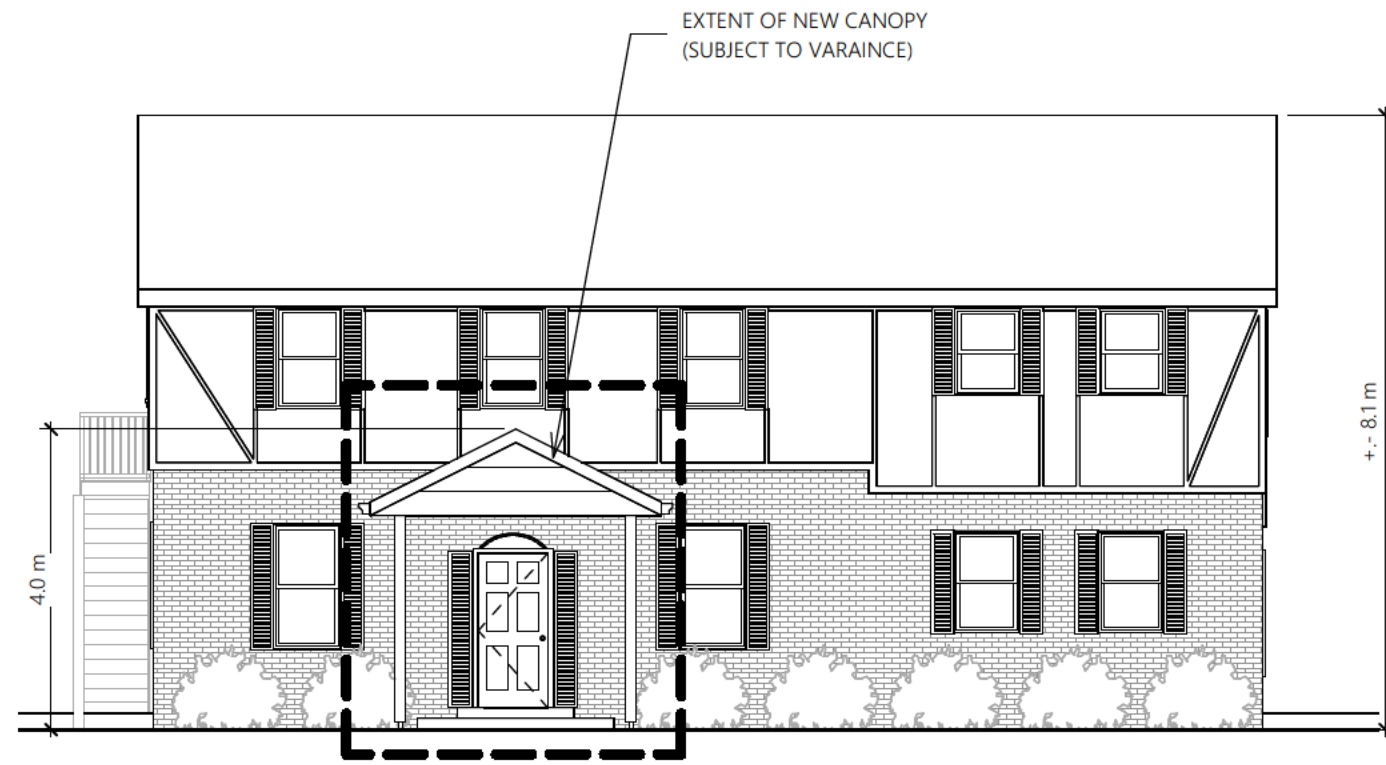
DECEMBER 4, 2024

DRAWING NAME:

GROUND FLOOR PLAN

SHEET NO.:

A1.01



① NORTH ELEVATION
1:100



② EAST ELEVATION
1:100

PROJECT:
UNENCLOSED
ENTRANCE CANOPY

PROJECT ADDRESS:
126 WILSON STREET E
ANCASTER, ON
L9G 2B7

SHEET SIZE:
11 x 17

SCALE:
1:100

DRAWN BY:
SB

PROJECT NO.:
24.017

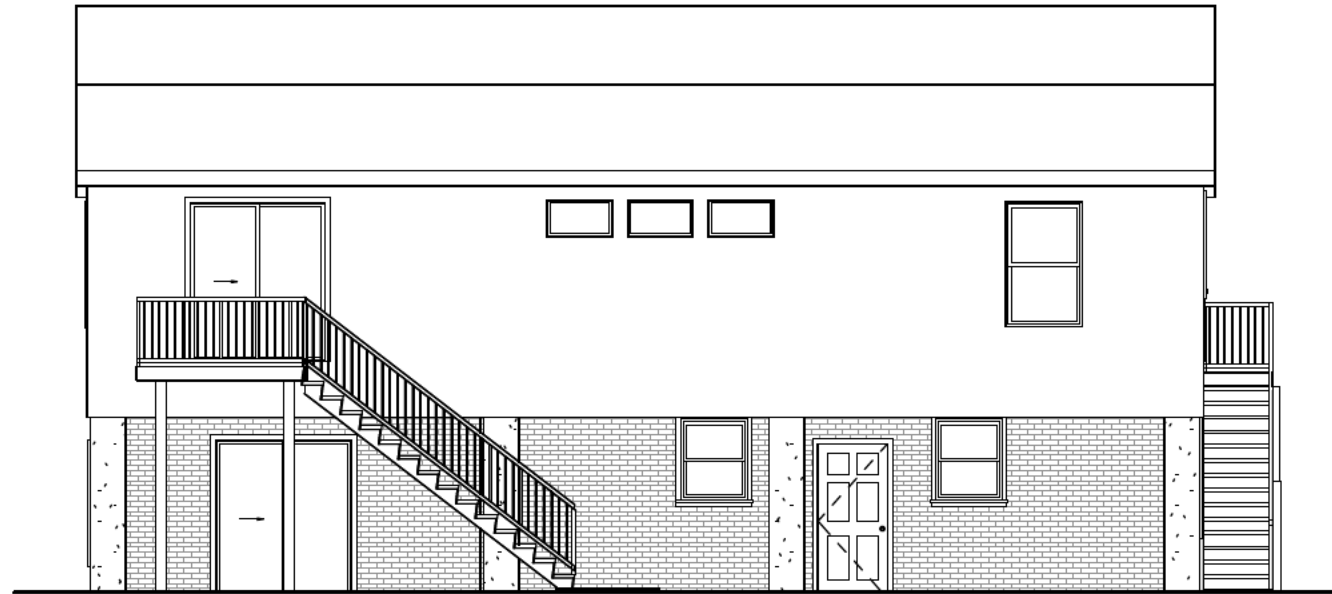
DATE:
DECEMBER 4, 2024

DRAWING NAME:
ELEVATIONS

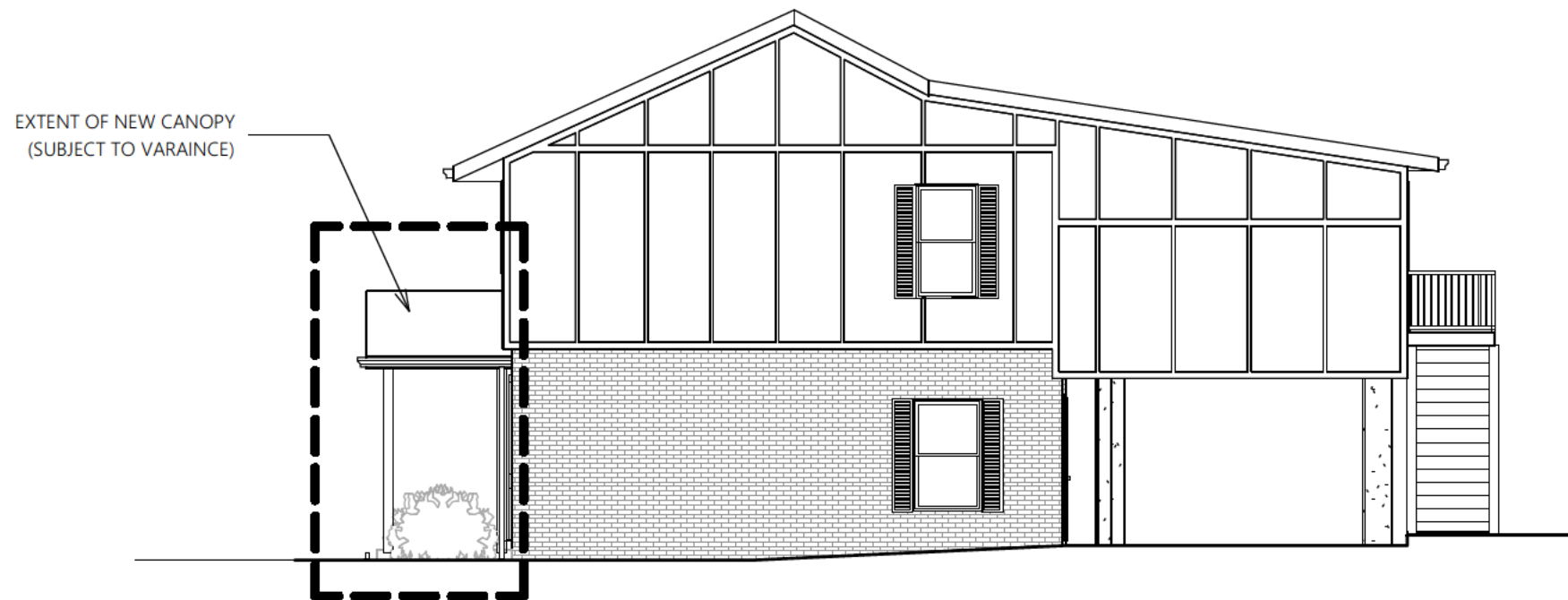
SHEET NO.:
A2.01



Sarah Brown Home Design Inc.
5780 Highway 3, Cayuga
Ontario N0A 1E0
Phone: 289-776-6303
Email: sarah@sbhomedesigninc.com



① SOUTH ELEVATION
1:100



② WEST ELEVATION
1:100

PROJECT:
UNENCLOSED
ENTRANCE CANOPY

PROJECT ADDRESS:
126 WILSON STREET E
ANCASTER, ON
L9G 2B7

SHEET SIZE:
11 x 17

SCALE:
1:100

DRAWN BY:
SB

PROJECT NO.:
24.017

DATE:
DECEMBER 4, 2024

DRAWING NAME:
ELEVATIONS

SHEET NO.:
A2.02



Hamilton

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/PERMISSION UNDER SECTION 45 OF THE PLANNING ACT

1. APPLICANT INFORMATION

	NAME
Registered Owners(s)	
Applicant(s)	
Agent or Solicitor	Sarah Brown Home Design Inc. - Sarah Brown



1.2 Primary contact

- Applicant
- Owner
- Agent/Solicitor

1.3 Sign should be sent to

- Applicant
- Owner
- Agent/Solicitor

1.4 Request for digital copy of sign

- Yes*
- No

If YES, provide email address where sign is to be sent



1.5 All correspondence may be sent by email

- Yes*
- No

If Yes, a valid email must be included for the registered owner(s) AND the Applicant/Agent (if applicable). Only one email address submitted will result in the voiding of this service. This request does not guarantee all correspondence will sent by email.

1.6 Payment type

- In person
- Credit over phone*
- Cheque



*Must provide number above

2. LOCATION OF SUBJECT LAND

2.1 Complete the applicable sections:

Municipal Address	126 Wilson Street East,Ancaster L9G 2B7		
Assessment Roll Number			
Former Municipality			
Lot		Concession	
Registered Plan Number		Lot(s)	
Reference Plan Number (s)		Part(s)	

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 APPLICATION

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

All dimensions in the application form are to be provided in metric units (millimetres, metres, hectares, etc.)

3.1 Nature and extent of relief applied for:

To construct a new entrance canopy at the front of the existing building
and encroach 1.4m into the required 12.3m front yard setback

Second Dwelling Unit Reconstruction of Existing Dwelling

3.2 Why it is not possible to comply with the provisions of the By-law?

The zoning by-law for Ancaster does not have provisions for the encroachment of a canopy into a front yard setback.

3.3 Is this an application 45(2) of the Planning Act.

Yes No

If yes, please provide an explanation:

4. DESCRIPTION OF SUBJECT LAND AND SERVICING INFORMATION

4.1 Dimensions of Subject Lands:

Lot Frontage	Lot Depth	Lot Area	Width of Street
27.914m	63.2m(East)50.5m(West)	1416.8m ²	18m

4.2 Location of all buildings and structures on or proposed for the subject lands:
(Specify distance from side, rear and front lot lines)

Existing:

Type of Structure	Front Yard Setback	Rear Yard Setback	Side Yard Setbacks	Date of Construction
2 Storey Daycare	12.3m	27.5m	5.2 (East) & 5.2m (West)	+ 100 YEARS

Proposed:

Type of Structure	Front Yard Setback	Rear Yard Setback	Side Yard Setbacks	Date of Construction
Unenclosed Entrance Canopy	10.9m	-	9.2m (East) & 13.6m (West)	

4.3. Particulars of all buildings and structures on or proposed for the subject lands (attach additional sheets if necessary):

Existing:

Type of Structure	Ground Floor Area	Gross Floor Area	Number of Storeys	Height
2 Storey Daycare	196.6m ²	363.4m ²	2	+/-8.1m

Proposed:

Type of Structure	Ground Floor Area	Gross Floor Area	Number of Storeys	Height
Unenclosed Entrance Canopy	7.8m ²	7.8m ²	1	4.0m

- 4.4 Type of water supply: (check appropriate box)
 publicly owned and operated piped water system
 privately owned and operated individual well

- lake or other water body
 other means (specify)

- 4.5 Type of storm drainage: (check appropriate boxes)
 publicly owned and operated storm sewers
 swales

- ditches
 other means (specify)

4.6 Type of sewage disposal proposed: (check appropriate box)

publicly owned and operated sanitary sewage

system privately owned and operated individual

septic system other means (specify) _____

4.7 Type of access: (check appropriate box)

provincial highway

right of way

municipal road, seasonally maintained

other public road

municipal road, maintained all year _____

4.8 Proposed use(s) of the subject property (single detached dwelling duplex, retail, factory etc.):

Child Care Centre

4.9 Existing uses of abutting properties (single detached dwelling duplex, retail, factory etc.):

Commercial

7 HISTORY OF THE SUBJECT LAND

7.1 Date of acquisition of subject lands:

July 3, 2024

7.2 Previous use(s) of the subject property: (single detached dwelling duplex, retail, factory etc)

Child Care Centre

7.3 Existing use(s) of the subject property: (single detached dwelling duplex, retail, factory etc)

Child Care Centre

7.4 Length of time the existing uses of the subject property have continued:

43.5 years

7.5 What is the existing official plan designation of the subject land?

Rural Hamilton Official Plan designation (if applicable): _____

Rural Settlement Area: _____

Urban Hamilton Official Plan designation (if applicable) Neighbourhoods

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

7.6 What is the existing zoning of the subject land? ER-225

7.8 Has the owner previously applied for relief in respect of the subject property?
(Zoning By-law Amendment or Minor Variance)

Yes

No

If yes, please provide the file number: _____

7.9 Is the subject property the subject of a current application for consent under Section 53 of the *Planning Act*?

Yes

No

If yes, please provide the file number: _____

8 ADDITIONAL INFORMATION

8.1 Number of Dwelling Units Existing: _____

8.2 Number of Dwelling Units Proposed: _____

8.3 Additional Information (please include separate sheet if needed):

11 COMPLETE APPLICATION REQUIREMENTS

11.1 All Applications

- Application Fee
- Site Sketch
- Complete Application form
- Signatures Sheet

11.4 Other Information Deemed Necessary

- Cover Letter/Planning Justification Report
 - Authorization from Council or Director of Planning and Chief Planner to submit application for Minor Variance
 - Minimum Distance Separation Formulae (data sheet available upon request)
 - Hydrogeological Assessment
 - Septic Assessment
 - Archeological Assessment
 - Noise Study
 - Parking Study
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