

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	A-24:278	SUBJECT	16-22 King Street East, Dundas
NO.:		PROPERTY:	_
ZONE:	C5a, 555 (Mixed Use Medium	ZONING BY-	Zoning By-law City of Hamilton 05-
	Density – Pedestrian Focus)	LAW:	200, as Amended by By-law No.
	-		17-240

APPLICANTS: Owner: MIR Developments Inc

Applicant: MIR Development Inc. c/o Reza Soufian Agent: AJ Lakatos Planning Consultants c/o Joe Lakatos

The following variances are requested:

- 1. A maximum building height of 30.5 metres shall be permitted instead of the maximum building height of 25.0 metres;
- 2. A front yard setback of 3.0 metres shall be permitted for the portion of a building exceeding 16.5 metres in height instead of the minimum required front yard setback of 3.9 metres for the portion of a building exceeding 16.5 metres in height;
- 3. A maximum gross floor area of 8,273 square metres and a minimum of 2.5% gross floor area used for commercial purposes shall be permitted instead of the required total gross floor area of 7,623 square metres and a minimum of 6.0% gross floor area used for commercial purposes;
- 4. A Minimum 48% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors shall be permitted instead of the minimum required 50% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors;

PURPOSE & EFFECT: To permit the construction of a nine (9) storey mixed use building containing a commercial use on the ground floor and residential dwelling unit(s) above.

A-24:278

Notes:

1. Please note, the materials submitted include a Zoning Compliance Review in Support of a Minor Variance as well as stamped drawings included with the Zoning Compliance Review. The proposed development does not appear to have been altered following this review and as such the recommended variances provided at the time of the Zoning Compliance Review align with the variances requested by the applicant; no additional variances are required to permit the development as proposed.

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:	3:35 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 <u>www.hamilton.ca/committeeofadjustment</u>
- 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-24:278, 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.



COMMITTEE OF ADJUSTMENT

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

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 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.

ertaking	the owner(a)		16-22 King Street East, Dundas Ontario
e)	the augustus		
	, the owner(s)	of the land, hereby under	rtake and agree without reservation,
to comply with all the conte	nt of this plan and drawing a	nd not to vary therefrom;	
to perform the facilities, wo		Section 41(7)(a) of The P	Planning Act shown on this plan and
mentioned in Section 41(7)	b) of the said Act, shown in	this plan and drawing, inc	
		an dated and further the Owner aut	, the owner agrees that horizes the City to use the security
potential. Although an arche hat during development ac Ministry of Tourism, Culture remains are encountered di	eological assessment is not tivities, should deeply buried and Sport (MTCS) should buring construction, the propo	required by the City of Ha I archeological materials to be notified immediately (4 onent should immediately	amilton, the proponent is cautioned be found on the property the Ontario 16.314.7143). In the event that humber contact both MTCS and the Registe
		uses on title and in all offe	ers and agreements of purchase and
That the Owner agrees to e Study.	establish any noise mitigation	n measures identified in th	ne required Environmental Noise
			manner that is visible from the stree
hat the Owner agrees to co	pordinate address with staff	from the Growth Planning	g Section.
Box Assembly) at their own I 00 units will require a rear	expenses (less than 100 ur loading Lock Box Assembly	nits will require a front load which will require a mail i	ding Lock Box Assembly & more tha
hat the Owner agrees to in	clude on all offers of purcha	se and sale, a settlement	that advises the prospective
ii. That the developers/o	wners be responsible for off		
d this	day of	, 20	
oce (cignatura)	Owner(s)	(cignatura)	(seal)
ooo (olynature)	Owner(s)	(Signature)	
ess (print)	Owner (p	orint)	
ess of Witness			
THE TO THE TO THE TO THE	nentioned in Section 41(7)(amps and driveways, parking the event that the Owner ne City may enter the land led to obtain compliance were contained. Although an archeonat during development acceptains are encountered during are encountered during the Owner agrees to interest the Owner agrees to interest the Owner agrees to a straign at the Owner agrees to a straign at the front entrance that the Owner agrees to a straign at the front entrance that the Owner agrees to complete the Owner agrees to interest the Owner agrees to interest the Owner agrees to interchasers: i. That the home/busine ii. That the developers/o locations prior to the closest of this	nentioned in Section 41(7)(b) of the said Act, shown in amps and driveways, parking and loading areas and we have event that the Owner does not comply with the plane City may enter the land and do the required works, a led to obtain compliance with this plan. Caution: Notwithstanding current surface conditions, the totential. Although an archeological assessment is not an at during development activities, should deeply buried flinistry of Tourism, Culture and Sport (MTCS) should be mains are encountered during construction, the propor Deputy Registrar of the Cemeteries Regulation Unit of 416.326.8392)" That the Owner agrees to include any noise warning clarate or lease for all residential units. That the Owner agrees to establish any noise mitigation of the study. That the Owner agrees to affix the physical municipal numbers as sign at the front entrance with either the municipal report of the theory of the content of	Caution: Notwithstanding current surface conditions, the property has been deterotential. Although an archeological assessment is not required by the City of Hanat during development activities, should deeply buried archeological materials in Ministry of Tourism, Culture and Sport (MTCS) should be notified immediately (4 emains are encountered during construction, the proponent should immediately (2 emains are encountered during construction, the proponent should immediately (2 purply Registrar of the Cemeteries Regulation Unit of the Ministry of Small Bu 416.326.8392)" That the Owner agrees to include any noise warning clauses on title and in all official or lease for all residential units. That the Owner agrees to establish any noise mitigation measures identified in the study. That the Owner agrees to affix the physical municipal number to the building in a ray a sign at the front entrance with either the municipal number or full address. That the Owner submit to the Legislative Approvals section of Growth Managemedicating the unit numbers that will be assigned to each unit on each floor of the latest the Owner agrees to coordinate address with staff from the Growth Planning Canada Post's multi-unit policy, which requires that the Owner/developer provide lox Assembly) at their own expenses (less than 100 units will require a front load 00 units will require a rear loading Lock Box Assembly which will require a mail and complexes with a common lobby, common indoor or sheltered space. That the Owner agrees to include on all offers of purchase and sale, a settlement urchasers: In that the Owner agrees to include on all offers of purchase and sale, a settlement urchasers: A that the home/business mail delivery will be from a designated Centralized ii. That the home/business mail delivery will be from a designated Centralized ii. That the home/business mail delivery will be from a designated Centralized ii. That the developers/owners be responsible for officially notifying the purchalocations prior to the c

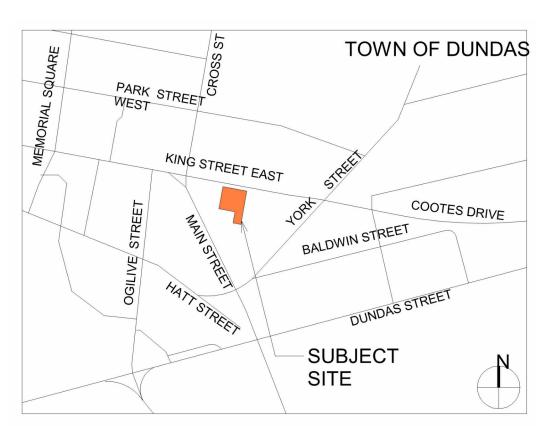
SITE PLAN NOTES

- ALL WORK INVOLVED IN THE CONSTRUCTION, RELOCATION, REPAIR OF MUNICIPAL SERVICES FOR THE PROJECT SHALL BE TO THE SATISFACTION OF THE DIRECTOR OF PLANNING AND CHIEF PLANNER, PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT.
- FIRE ROUTE SIGNS AND 3-WAY FIRE HYDRANTS SHALL BE ESTABLISHED TO THE SATISFACTION OF THE CITY FIRE DEPARTMENT AND AT THE EXPENSE OF THE OWNER.
- THE APPROVAL OF THIS PLAN DOES NOT EXEMPT THE OWNER'S BONDED CONTRACTOR FROM THE REQUIREMENTS TO OBTAIN THE VARIOUS PERMITS/APPROVALS NORMALLY REQUIRED TO COMPLETE A CONSTRUCTION PROJECT, SUCH AS, BUT NOT LIMITED TO THE FOLLOWING:

- BUILDING PERMIT - SEWER AND WATER PERMITS - RELOCATION OF SERVICES

- ROAD CUT PERMITS - APPROACH APPROVAL PERMITS - ENCROACHMENT AGREEMENTS (IF REQUIRED) - COMMITTEE ADJUSTMENT

- PROPOSED SIGNAGE SHALL CONFORM TO THE CITY'S SIGN AND OTHER DEVICES BY-LAW NO.
- 5. PROPOSED FENCING SHALL CONFORM TO THE CITY'S FENCE BY-LAW NO. 10-142.
- 6. THIS PROPERTY IS INELIGIBLE FOR WEEKLY COLLECTION OF GARBAGE, RECYCLING, ORGANICS, AND LEAF AND YARD WASTE THROUGH THE CITY OF HAMILTON.
- UNION GASS, HYDRO ONE AND ALECTRA UTILITIES MAY HAVE SERVICE LINES RUNNING WITHIN THE AREA WHICH MAY BE AFFECTED BY THE DEVELOPMENT. SHOULD THE SITE PLAN IMPACT THE SERVICES IT MAY BE NECESSARY TO RELOCATE THE LINES, ANY SERVICE RELOCATION WOULD BE AT THE COST OF THE PROPERTY OWNER.
- MAINTAIN 1.20 METER SEPARATION FROM UTILITY POLES, TREES, FIRE HYDRANTS, FENCES, POLES AND DRIVEWAYS.
- MAINTAIN 1.50 METER SIDEWALK. ENSURE SIDEWALK IS CONTINUOUS AND UNOBSTRUCTED DURING CONSTRUCTION.



SITE LOCATION MAP

City of Hamilton

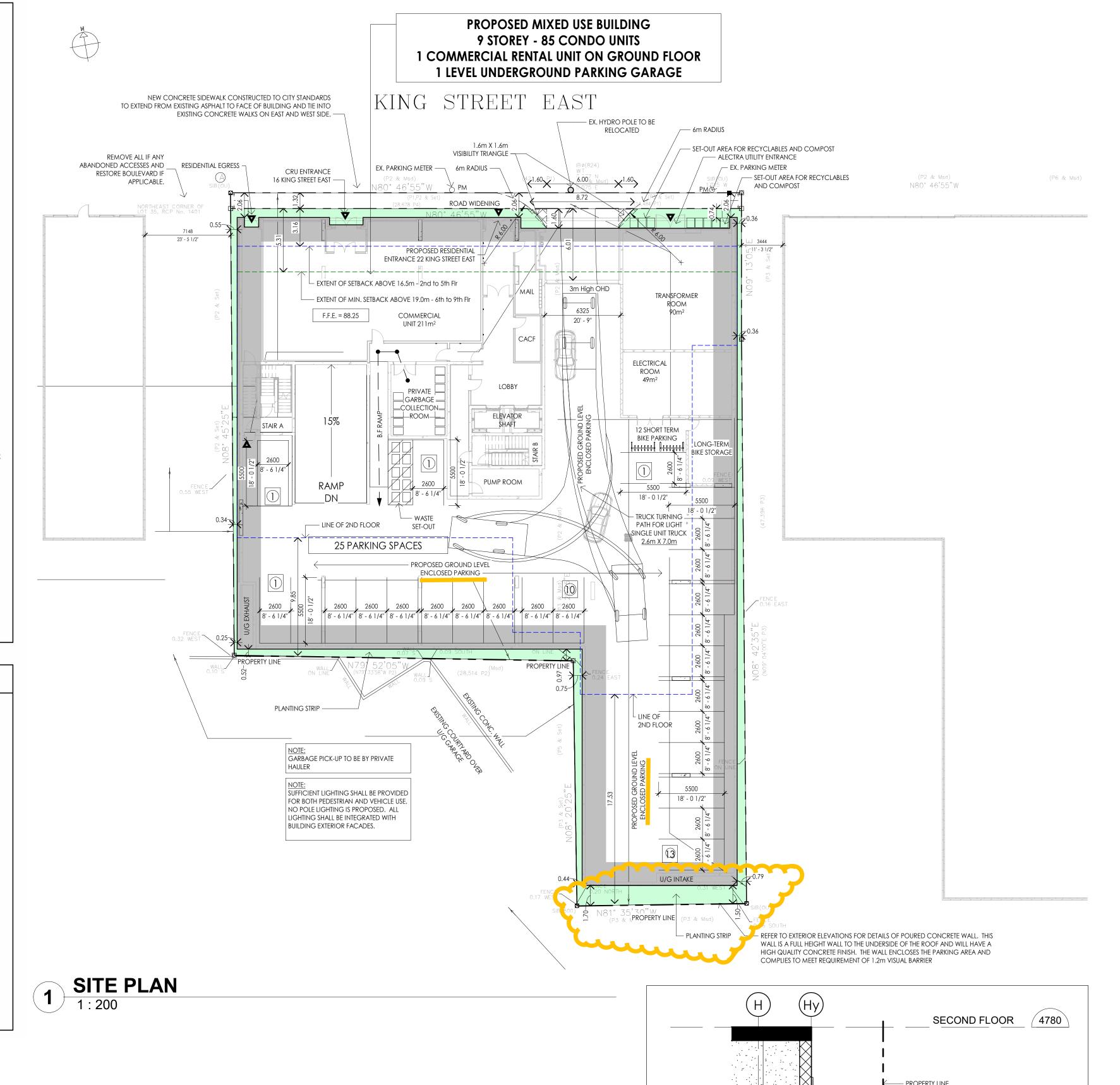
Planning & Economic Development

Planning Division

APPROVED

By Liam Tapp at 2:27 pm, Oct 16, 2024

Examined By:



250mm POURED CONCRETE WALL C/W HIGH QUALITY FINISH TO THE UNDERSIDE OF THE ROOF TO MEET REQUIREMENT OF 1.2m VISUAL BARRIER. 1500 GROUND FLOOR (88.25m) 0

	SECOND FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 1 SUITE
		1 BED+DEN	5 SUITES	UNITS < 60m ² = 2
		2 BEDROOM	3 SUITES O SUITES	
		3 BEDROOM		
		TOTAL	12 SUITES	
	THIRD FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
		1 BED+DEN	5 SUITES	UNITS < 60m ² = 3
		2 BEDROOM 3 BEDROOM	3 SUITES O SUITES	
		TOTAL	12 SUITES	
	FOURTH FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
		1 BED+DEN	5 SUITES	UNITS < 60m ² = 3
		2 BEDROOM 3 BEDROOM	3 SUITES 0 SUITES	
		TOTAL	12 SUITES	
	FIFTH FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
		1 BED+DEN	5 SUITES	UNITS < $60m^2 = 3$
		2 BEDROOM 3 BEDROOM	3 SUITES O SUITES	
		TOTAL	12 SUITES	
	SIXTH FLOOR	1 BEDROOM	3 SUITES	BARRIER FREE = 1 SUITES
		1 BED+DEN 2 BEDROOM	3 SUITES 2 SUITES	UNITS < 60 m $^2 = 3$
		2 BED+DEN	2 SUITES	
		STUDIO	1 SUITES	
		TOTAL	11 SUITES	
	CEVENTUE COOP	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
	SEVENTH FLOOR	1 BED+DEN	1 SUITES	LINUTC 4 (Ome 2) O
		2 BEDROOM	3 SUITES	UNITS < 60m ² = 2
		2 BED+DEN	1 SUITES	
		TOTAL	9 SUITES	
	EIGHTH FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
	ZIOIIII ZOOK	1 BED+DEN	1 SUITES	UNITS < 60m ² = 2
		2 BEDROOM	3 SUITES	00
		2 BED+DEN	1 SUITES	
		TOTAL	9 SUITES	
	NINTH FLOOR	1 BEDROOM	3 SUITES	BARRIER FREE = 1 SUITES
30		1 BED+DEN	1 SUITES	UNITS < 60m ² = 2
		2 BEDROOM 2 BED+DEN	1 SUITES 1 SUITES	
		3 BEDROOM	3 SUITES	
		TOTAL	8 SUITES	
		Required	Proposed	Variance Reg'd
		·	•	+ <u> </u>
	Landscaped Area (min)	3% (56.12m²)	7.3% (138.94m²)	Y ■ N
	Parking - Residential			
		Required	Provided	Variance Req'd
	Standard (2.6m X 5.5m)	65 (1 Space per Suite)		Y
		6 Spaces(Suites <60m²)	71	
	Barrier Free (4.4m x 5.5m)	2	2	
	,			Y
	Parking - Commercial			
	Standard (2.6m X 5.5m)	0	0	Y
	Barrier Free (4.4m x 5.5m)	0	0	Y
	THIS SITE PLAN DEVELOPMEN			NING BY-LAW 3581 AND
	ITS AMENDMENT ZAC-12-012			
	THIS SITE PLAN IS BASED ON OF SURVEY PREPARED BY L.C			
	DATED JUL7 29th, 2011, LINT			

CERTIFICATION.

Site Statistics

Project Address:

16-22 King Street east, Dundas, Ontario

General Zoning Information

Road Widening Area:

Lot Coverage:

Front Yard Setback:

Setback @ 16.5m Height

Setback @ 19m Height

Rear Yard Setback:

Side Yard Setback:

Max Building Height Excluding Elevator:

From Gnd Flr FFE

From Avg. Grade

Building Area:

dwelling unit:

TOTAL GFA:

COMMERICAL GFA

(along King St. W.)

ncluded in total GFA:

GROUND FLOOR GLAZING:

Residential Unit Break-down

Floor Area Break-down

Minimum floor area per

Studio dwelling unit = 36m²

One bedroom unit = 46m

Lot Area - Road Widening:

Property Legal Description: LOTS 33 & 34 & PART OF LOT 3 IN REGISTRAR'S COMPILED PLAN NO.1401

1,962.9m² (0.485ac)

56.4m² (0.0139ac)

1,906.5m² (0.471ac)

Proposed

93.9% (1,789.90m²)

4.45m

6.63m

1.5m

0.20m

30.393m

9 Storevs

1,789.90m²

103.12m²

1,094.28m²

1.045.25m²

1,045.25m²

1,045.25m²

929.01m²

854.35m²

854.35m²

854.35m²

Proposed

8,272.19m²

91.2m² (48.3%)

Coning Classification: C5a (Exception 555) - Proposed Mixed Use Development

Allowable

97% (1,849.31m²)

3.9m

6.5m

1.00m

0.16m

25.0m

BASEMENT FLOOR

GROUND FLOOR

SECOND FLOOR

THIRD FLOOR

FOURTH FLOOR

FIFTH FLOOR

SIXTH FLOOR

SEVENTH FLOOR

EIGHTH FLOOR

NINTH FLOOR

Allowable

496.3m²

50% of 188.6m²

DATED JUL7 29th, 2011. LINTACK ARCHITECTS INC. ACCEPTS NO RESPONSIBILITY FOR THE ACCURACY OR COMPLETENESS OF THE DATA SUPPLIED AND SUCH DATA IS NOT INCLUDED UNDER SEALS OF

max. 8 Storevs

Ш Z FOR SPA

Variance Reg'd

Variance Req'd

____ Y

___ Y

Variance Req'd

0 Units

0 Units

12 Units

12 Units

12 Units

12 Units

11 Units

9 Units

9 Units

8 Units TOTAL = 85 Units

Variance Reg'd

BARRIER FREE = 1 SUITE

BARRIER FREE = 2 SUITES

BARRIER FREE = 2 SUITES

BARRIER FREE = 2 SUITES

BARRIER FREE = 1 SUITES

BARRIER FREE = 2 SUITES

BARRIER FREE = 2 SUITES

BARRIER FREE = 1 SUITES

LICENCE 4148 This drawing must not be scaled General Contractor shall verify all dimensions, datums, and levels prior to commencement of the work. All errors and omissions are to be reported immediately to the Architec

No. Issues / Revisions Issued for City Review ssued for Design Review Issued for Coordination
Issued for Design Review

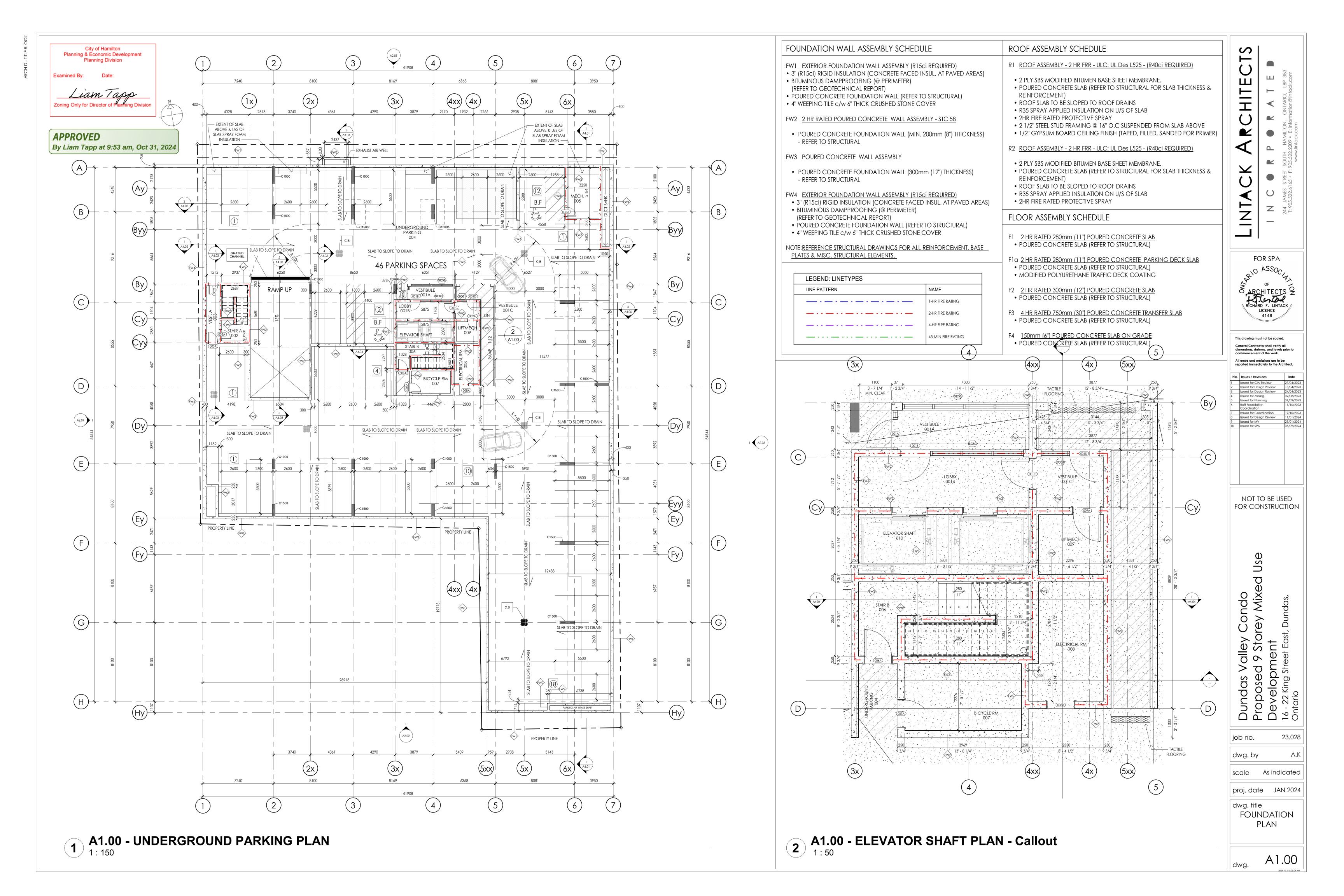
> S ∇ y Condo torey Mixed $\bar{\Box}$ 'alley I 9 Sto > 0 Dundas Proposed Develop

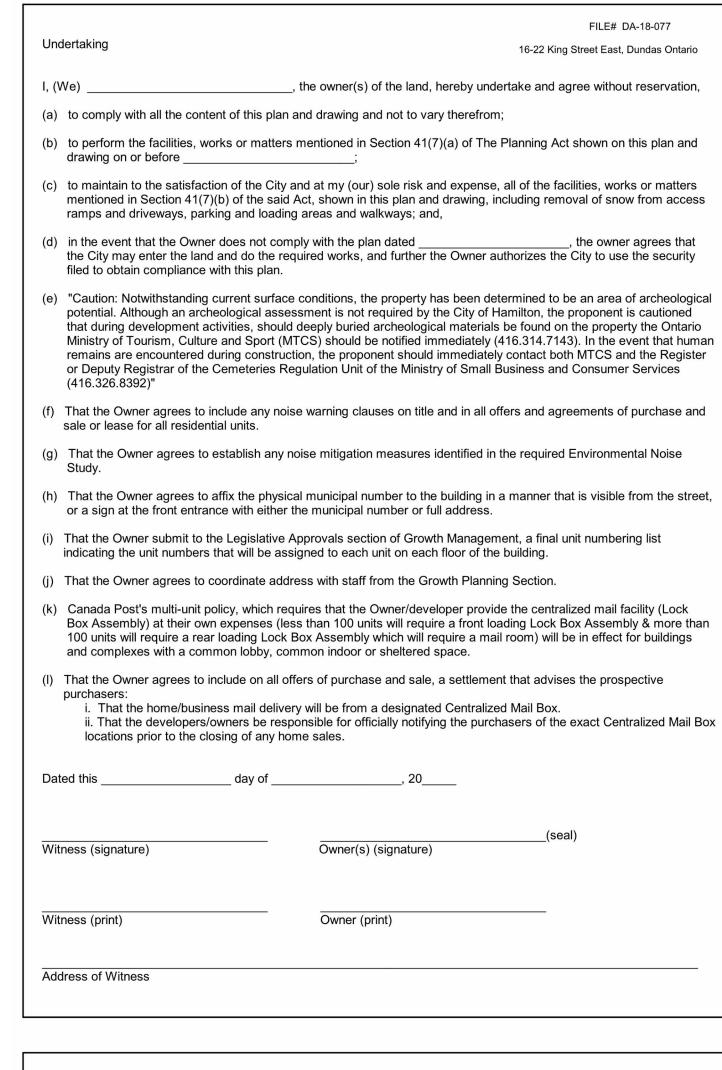
23.028 job no. A.K dwg. by As indicated scale

proj. date JAN 2024

dwg. title SITE PLAN

2 SECTION @ VISUAL BARRIER
1:50



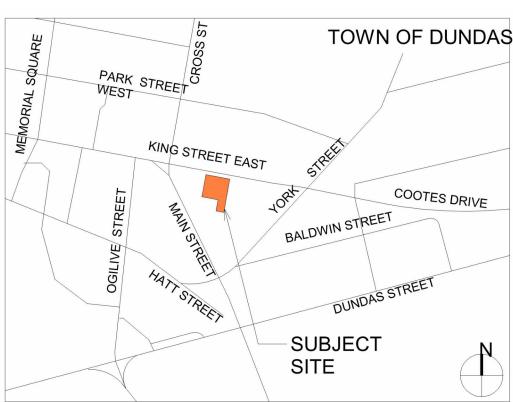


SITE PLAN NOTES

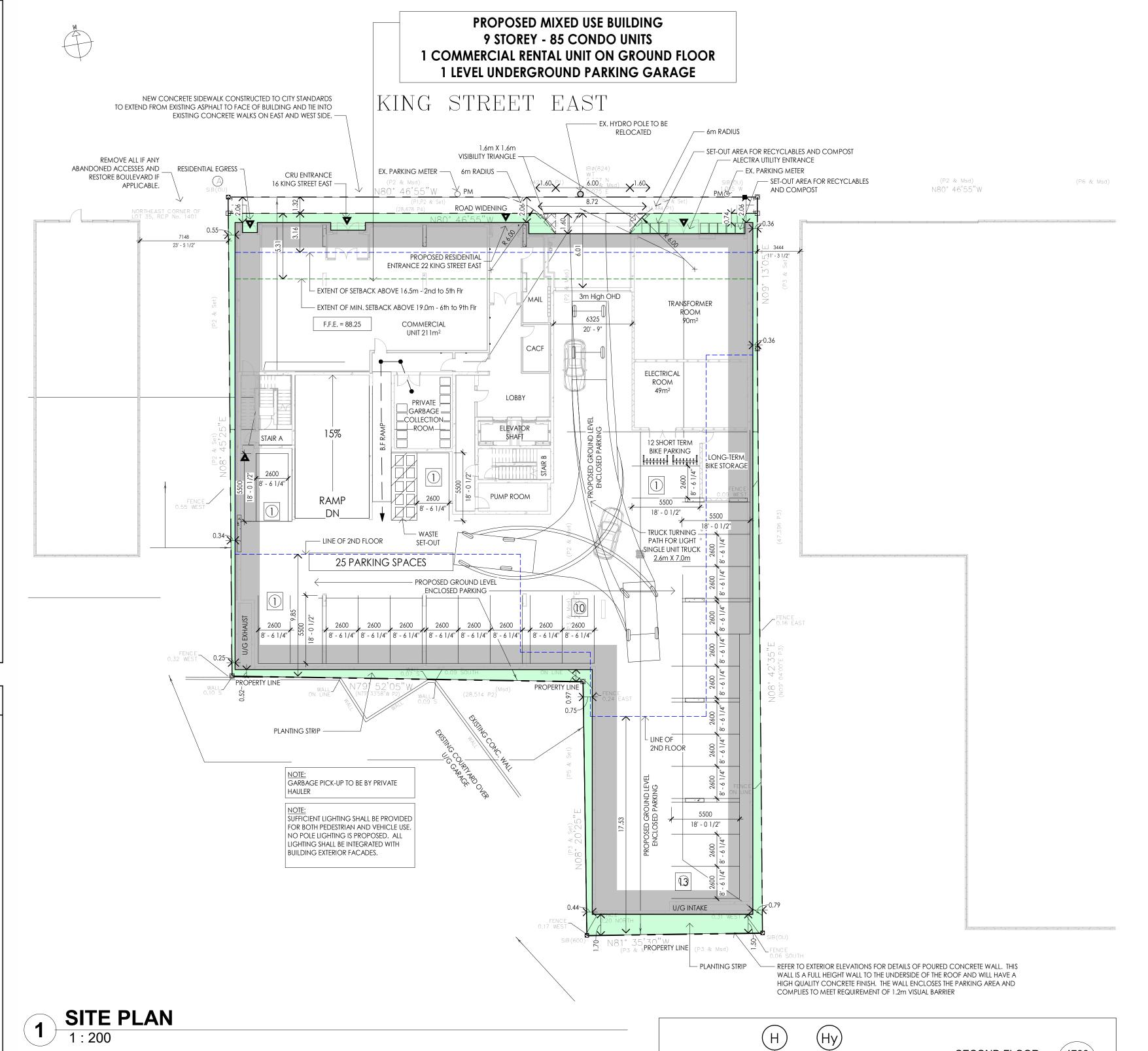
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 - BUILDING PERMIT - ROAD CUT PERMITS - COMMITTEE ADJUSTMENT

- SEWER AND WATER PERMITS - RELOCATION OF SERVICES - APPROACH APPROVAL PERMITS - ENCROACHMENT AGREEMENTS (IF REQUIRED)

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- MAINTAIN 1.50 METER SIDEWALK. ENSURE SIDEWALK IS CONTINUOUS AND UNOBSTRUCTED DURING



SITE LOCATION MAP



SECOND FLOOR - PROPERTY LINE - 250mm POURED CONCRETE WALL C/W HIGH QUALITY FINISH TO THE UNDERSIDE OF THE ROOF TO MEET REQUIREMENT OF 1.2m VISUAL BARRIER. 1500 MIN. GROUND FLOOR (88.25m) 0

2 SECTION @ VISUAL BARRIER
1:50

DATED JUL7 29th, 2011. LINTACK ARCHITECTS INC. ACCEPTS NO RESPONSIBLITY FOR THE ACCURACY OR COMPLETENESS OF THE DATA SUPPLIED AND SUCH DATA IS NOT INCLUDED UNDER SEALS OF CERTIFICATION.

ITS AMENDMENT ZAC-12-017 BY TOWN OF DUNDAS, ONTARIO

Site Statistics Project Address: 16-22 King Street east, Dundas, Ontario Property Legal Description: LOTS 33 & 34 & PART OF LOT 3 IN REGISTRAR'S COMPILED PLAN NO.1401 **General Zoning Information** Zoning Classification: C5a (Exception 555) - Proposed Mixed Use Development Variance Reg'd

1,962.9m² (0.485ac)

56.4m² (0.0139ac)

1,906.5m² (0.471ac)

ot Area:

Road Widening Area:

included in total GFA:

(along King St. W.)

GROUND FLOOR GLAZING:

Lot Area - Road Widening:

· ·		` '	
	Allowable	Proposed	Variance Req'd
Lot Coverage:	97% (1,849.31m²)	93.9% (1,789.90m²)	Y ■ N
Front Yard Setback:	0.0m	0.0m	Y ■ N
Setback @ 16.5m Height	3.9m	4.45m	
Setback @ 19m Height	6.5m	6.63m	Y N
Rear Yard Setback:	1.00m	1.5m	Y ■ N
Side Yard Setback :	0.16m	0.20m	Y N
Max Building Height Excluding Elevator: From Gnd Flr FFE From Avg. Grade	25.0m max. 8 Storeys	29.643m 30.393m 9 Storeys	Y
Floor Area Break-down:			Variance Req'd
Building Area:		<u>1,789.90m²</u>	Y N
Minimum floor area per	BASEMENT FLOOR	103.12m ²	0 Units
dwelling unit:	GROUND FLOOR	446.98m²	0 Units
Studio dwelling unit = 36m ²	SECOND FLOOR	1,094.28m ²	12 Units
One bedroom unit = 46m ²	THIRD FLOOR	1,045.25m ²	12 Units
	FOURTH FLOOR	1,045.25m ²	12 Units
	FIFTH FLOOR	1,045.25m ²	12 Units
	SIXTH FLOOR	929.01m ²	11 Units
	SEVENTH FLOOR	854.35m ²	9 Units
	EIGHTH FLOOR	854.35m ²	9 Units
	NINTH FLOOR	854.35m ²	8 Units
			TOTAL = 85 Units
	Allowable	Proposed	Variance Req'd
TOTAL GFA:	7,623m²	8,272.19m ²	Y N
COMMERICAL GFA	496.3m²	211m²	■Y □N

496.3m²

91.2m² (48.3%)

50% of 188.6m²

Residential Unit Break-dow	n:		
SECOND FLOOR	1 BEDROOM 1 BED+DEN 2 BEDROOM	4 SUITES 5 SUITES 3 SUITES	BARRIER FREE = 1 SUITE UNITS < 60m ² = 2
	3 BEDROOM	0 SUITES	
	TOTAL	12 SUITES	
THIRD FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
	1 BED+DEN	5 SUITES	UNITS < $60m^2 = 3$
	2 BEDROOM 3 BEDROOM	3 SUITES O SUITES	
	TOTAL	12 SUITES	
	-		PADDIED EDEE - 2 SHITES
FOURTH FLOOR	1 BEDROOM 1 BED+DEN	4 SUITES 5 SUITES	BARRIER FREE = 2 SUITES
	2 BEDROOM	3 SUITES	UNITS < $60m^2 = 3$
	3 BEDROOM	0 SUITES	
	TOTAL	12 SUITES	
FIFTU FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
FIFTH FLOOR	1 BED+DEN	5 SUITES	UNITS < 60m ² = 3
	2 BEDROOM	3 SUITES	011113 < 001112 - 3
	3 BEDROOM	O SUITES	
	TOTAL	12 SUITES	
SIXTH FLOOR	1 BEDROOM	3 SUITES	BARRIER FREE = 1 SUITES
5.7.11.120 G.K	1 BED+DEN	3 SUITES	UNITS < 60m ² = 3
	2 BEDROOM	2 SUITES	00
	2 BED+DEN STUDIO	2 SUITES 1 SUITES	
	TOTAL	11 SUITES	
SEVENTH FLOOR	1 BEDROOM	4 SUITES	BARRIER FREE = 2 SUITES
	1 BED+DEN 2 BEDROOM	1 SUITES 3 SUITES	UNITS < $60m^2 = 2$
	2 BED+DEN	1 SUITES	
	TOTAL	9 SUITES	
	-	4 SUITES	BARRIER FREE = 2 SUITES
EIGHTH FLOOR	1 BEDROOM 1 BED+DEN	1 SUITES	
	2 BEDROOM	3 SUITES	UNITS < $60m^2 = 2$
	2 BED+DEN	1 SUITES	
	TOTAL	9 SUITES	
NINTH FLOOR	1 BEDROOM	3 SUITES	BARRIER FREE = 1 SUITES
MINITILOOK	1 BED+DEN	1 SUITES	UNITS < 60m ² = 2
	2 BEDROOM	1 SUITES	014113 < 00111 = 2
	2 BED+DEN 3 BEDROOM	1 SUITES 3 SUITES	
	TOTAL	8 SUITES	
	Required	Proposed	Variance Reg'd
			Y M N
Landscaped Area (min)	3% (56.12m²)	7.3% (138.94m²)	
Parking - Residential			
	Required	Provided	Variance Req'd
Standard (2.6m X 5.5m)	65 (1 Space per Suite) 6 Spaces(Suites <60m²) 71	<u>71</u>	Y
Barrier Free (4.4m x 5.5m)	2	2	Y N
Parking - Commercial			
Standard (2.6m X 5.5m)	0	0	∏Y ■ N
(2.5	-	-	

THIS SITE PLAN DEVELOPMENT AND ZONING INFORMATION IS BASED ON ZONING BY-LAW 3581 AND

THIS SITE PLAN IS BASED ON AND MUST BE READ IN CONJUNCTION WITH THE TOPOGRAPHICAL PLAN

OF SURVEY PREPARED BY L.G WOODS SURVEYING INC. 334 HATT ST. DUNDAS, ON - File No. 11-2558T

FOR SPA LICENCE 4148

This drawing must not be scaled. General Contractor shall verify all dimensions, datums, and levels prior to commencement of the work. All errors and omissions are to be reported immediately to the Architect

1 Issued for City Review 27/04/ 2 Issued for Design Review 13/04/ 3 Issued for Design Review 24/04/ 4 Issued for Zoning 02/08/ 5 Issued for Planning 01/09/ 6 Raft Foundation 11/10/ Coordination 19/10/ 7 Issued for Coordination 19/10/ 8 Issued for Design Review 11/01/ 9 Issued for MV 25/01/ 10 Issued for SPA 05/09/
3 Issued for Design Review 24/04/ 4 Issued for Zoning 02/08/ 5 Issued for Planning 01/09/ 6 Raft Foundation Coordination 11/10/ 7 Issued for Coordination 19/10/ 8 Issued for Design Review 11/01/ 9 Issued for MV 25/01/
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5 Issued for Planning 01/09/ 6 Raft Foundation 11/10/ 7 Issued for Coordination 19/10/ 8 Issued for Design Review 11/01/ 9 Issued for MV 25/01/
6 Raft Foundation Coordination 11/10/ 10/
Coordination 19/10/ Issued for Coordination 19/10/ 8 Issued for Design Review 11/01/ 9 Issued for MV 25/01/
8 Issued for Design Review 11/01/ 9 Issued for MV 25/01/
9 Issued for MV 25/01/
10 Issued for SPA 05/09/

eq /alley Condo 19 Storey Mixe das

23.028 job no. dwg. by

As indicated scale

proj. date JAN 2024

dwg. title SITE PLAN

APPROVED By Liam Tapp at 2:27 pm, Oct 16, 2024

Planning & Economic Development

Planning Division

Examined By:

EXTERIOR WALL ASSEMBLY SCHEDULE CONT'D

- iW2 2 HR INTERIOR NON L.B WALL ASSEMBLY (STC 55) (ULC W423/cUL 425)
- (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD
- (TAPED, FILLED, SANDED, PRIMED AND PAINTED) • 90mm (3 1/2") CFS STUD FRAMING @ 400mm (16") O/C
- 75mm (3") SOUND & FIRE MINERAL WOOL BATT TO FILL CAVITY
- (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD (TAPED, FILLED, SANDED, PRIMED AND PAINTED)

W3 2 HR INTERIOR NON L.B WALL ASSEMBLY (STC 60) (ULC W423) • (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD

- (TAPED, FILLED, SANDED, PRIMED AND PAINTED)
- 125mm (5") SOUND & FIRE MINERAL WOOL BATT TO FILL CAVITY
- RESILIENT CHANNEL ONE SIDE @ MAX 610mm (24") O.C • (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD (TAPED, FILLED, SANDED, PRIMED AND PAINTED)

iW6 1HR SUITE/CORRIDOR DEMISING WALL ASSEMBLY (STC54) (ULC U423)

- (1) LAYER OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD (TAPED, FILLED, SANDED, PRIMED AND PAINTED)
- 150mm (5 1/2") CFS STUD FRAMING @ 400mm (16") O/C
- 125mm (5") SOUND & FIRE MINERAL WOOL BATT TO FILL CAVITY
- RESILIENT CHANNEL CORRIDOR SIDE @ MAX 610mm (24") O.C
- (1) LAYER OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD (TAPED, FILLED, SANDED, PRIMED AND PAINTED)

iW7 1HR SUITE DEMISING WALL ASSEMBLY (STC55) (CUL U420 / ULC W454)

- (1) LAYER OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD
- (TAPED, FILLED, SANDED, PRIMED AND PAINTED) • RESILIENT CHANNEL CORRIDOR SIDE @ MAX 610mm (24") O.C
- 90mm (3 1/2") CFS STUD FRAMING @ 400mm (16") O/C • 75mm (3") SOUND & FIRE - MINERAL WOOL BATT TO FILL CAVITY
- 25mm (1") AIR SPACE 90mm (3 1/2") CFS STUD FRAMING @ 400mm (16") O/C
- 75mm (3") SOUND & FIRE MINERAL WOOL BATT TO FILL CAVITY RESILIENT CHANNEL CORRIDOR SIDE @ MAX 610mm (24") O.C
- iW7a 1HR SUITE DEMIZING WALL ASSEMBLY (STC55)(cUL U420) SIMILAR TO IW7 WITH DIMISING WALLS ALIGNED W/ COLUMN

FOR DESIGN REVIEW

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No.	Issues / Revisions	Date
1	Issued for City Review	27/04/2023
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7	Issued for Coordination	19/10/2023
8	Issued for Design Review	11/01/2024
9	Issued for MV	25/01/2024
	1	1

NOT TO BE USED

FOR CONSTRUCTION

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23.028 job no.

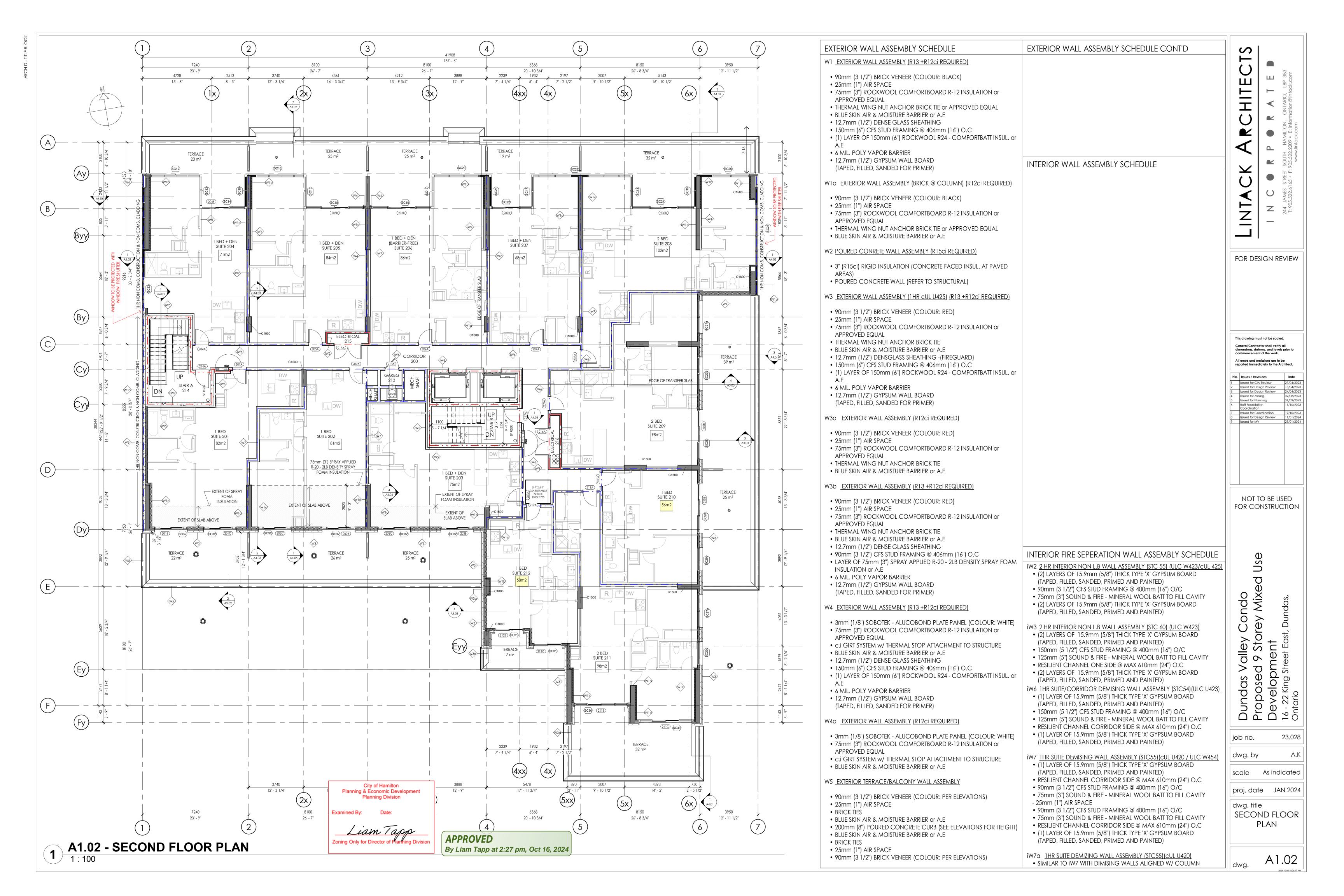
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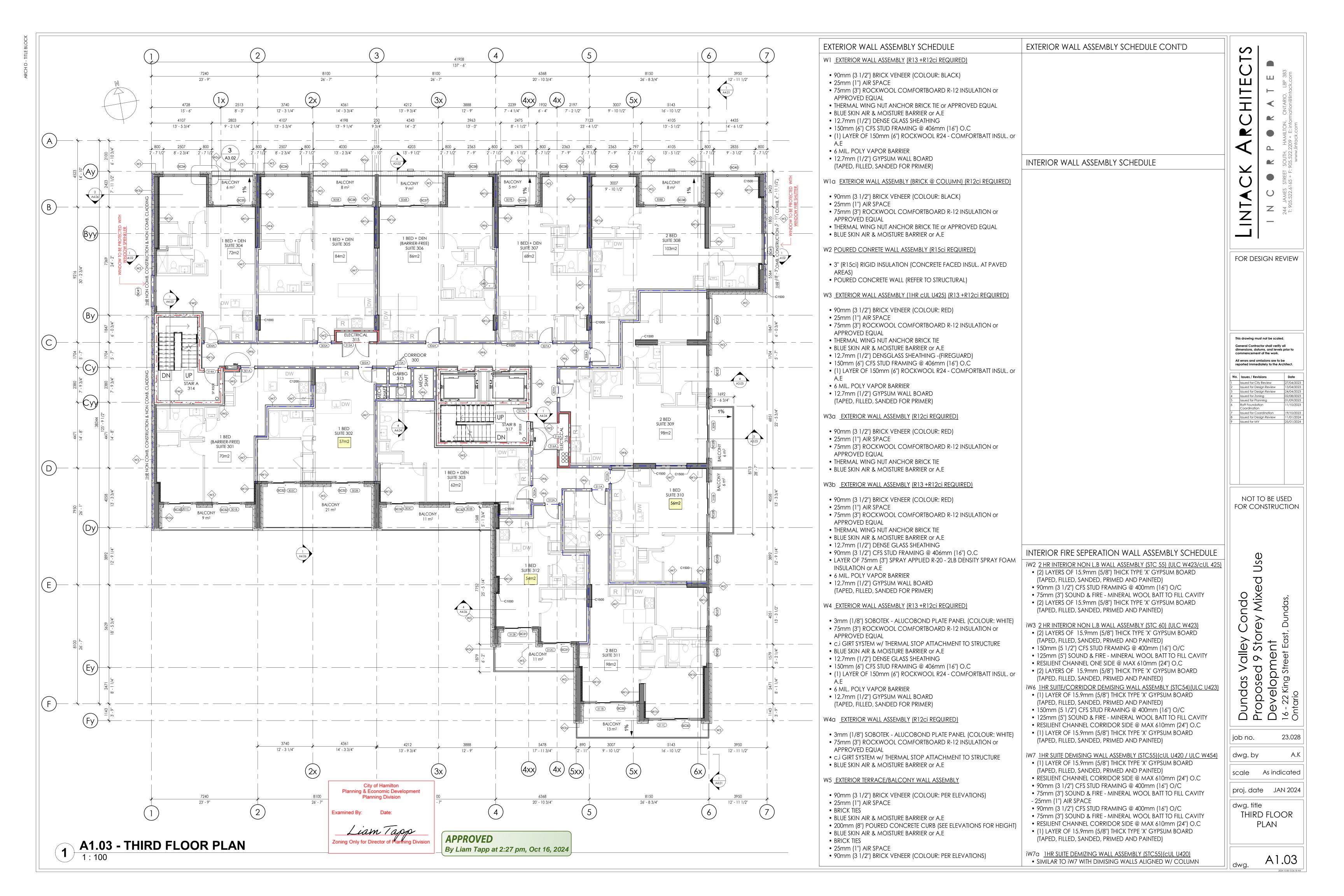
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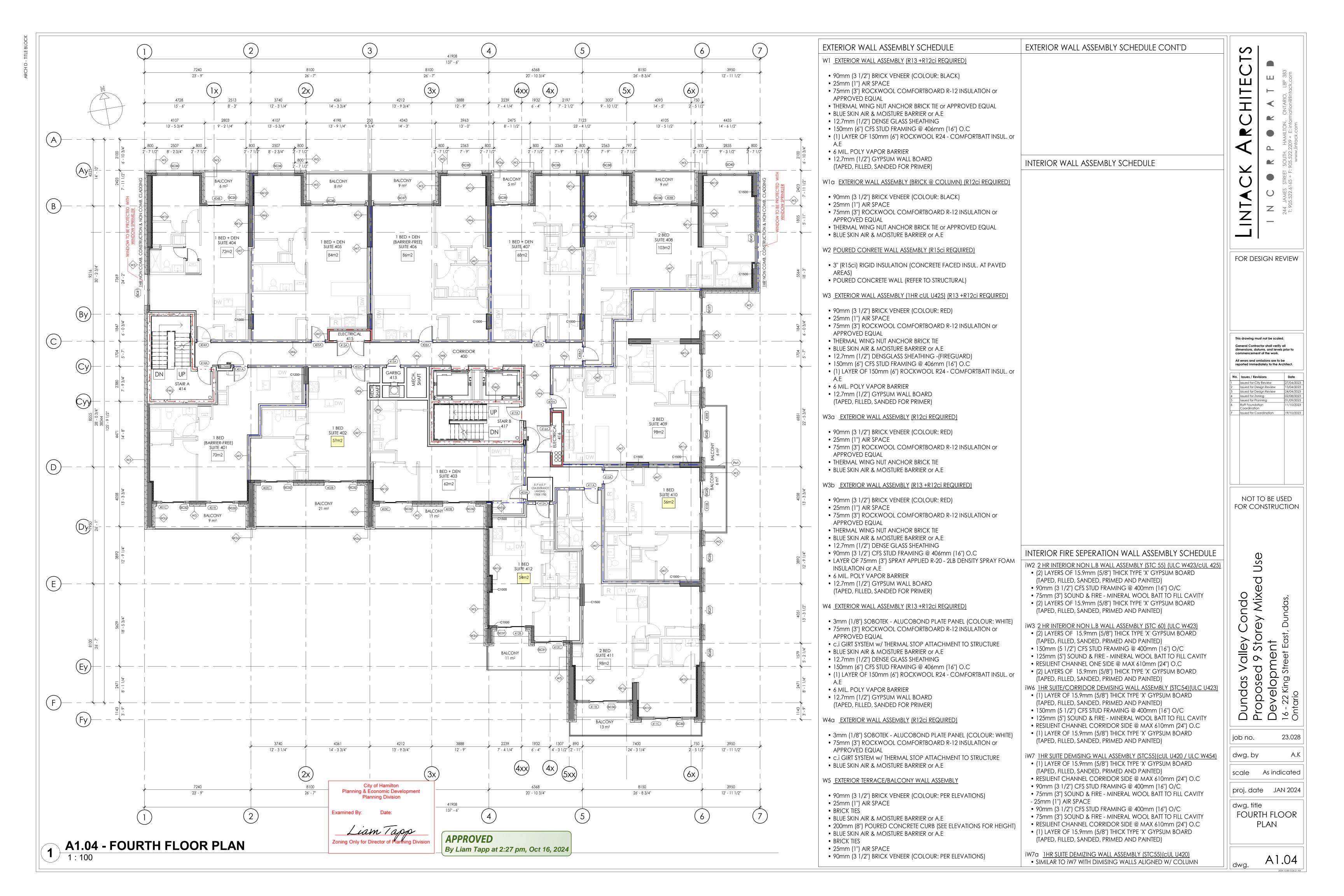
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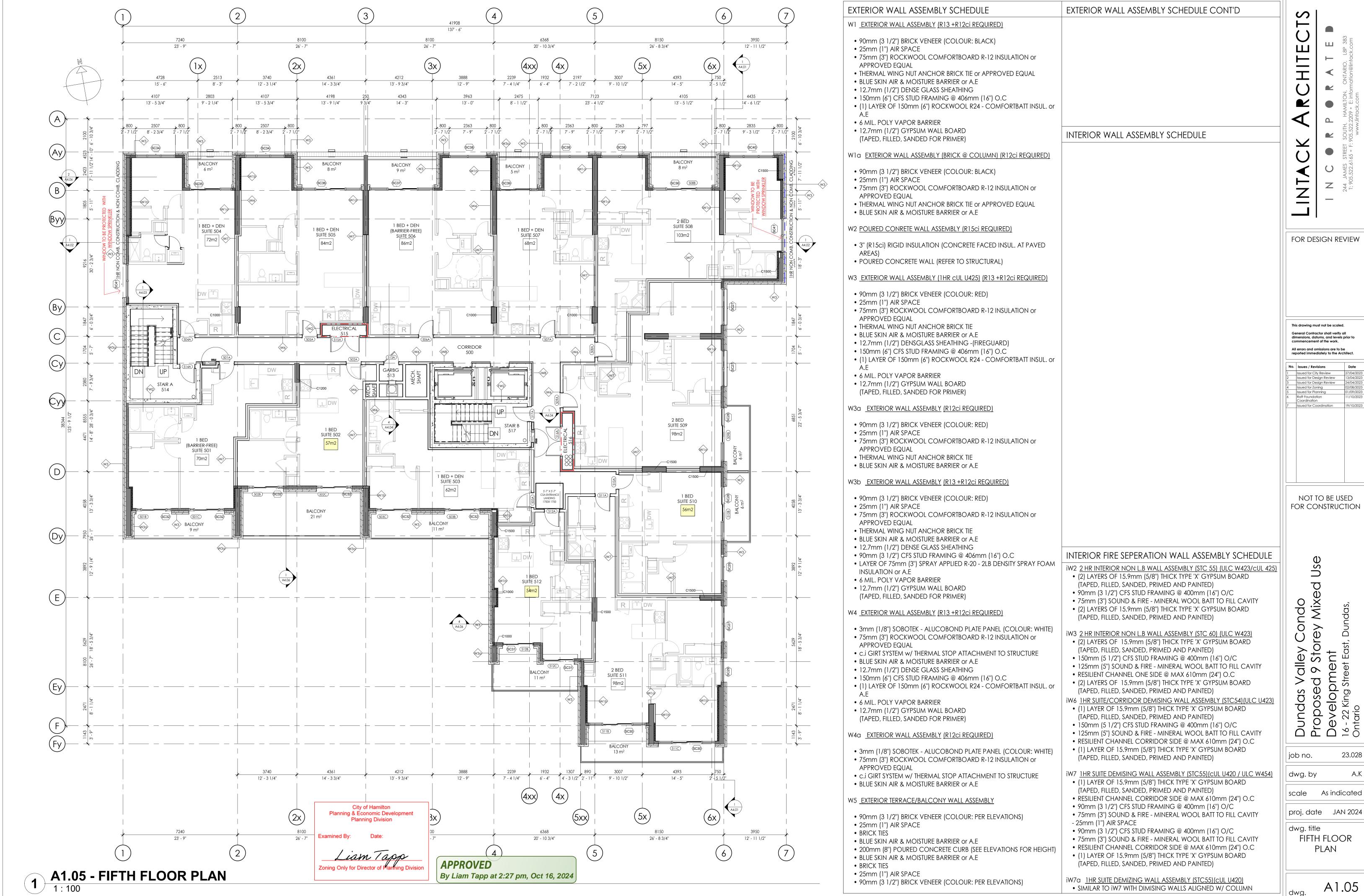
proj. date JAN 2024 dwg. title GROUND FLOOR

PLAN

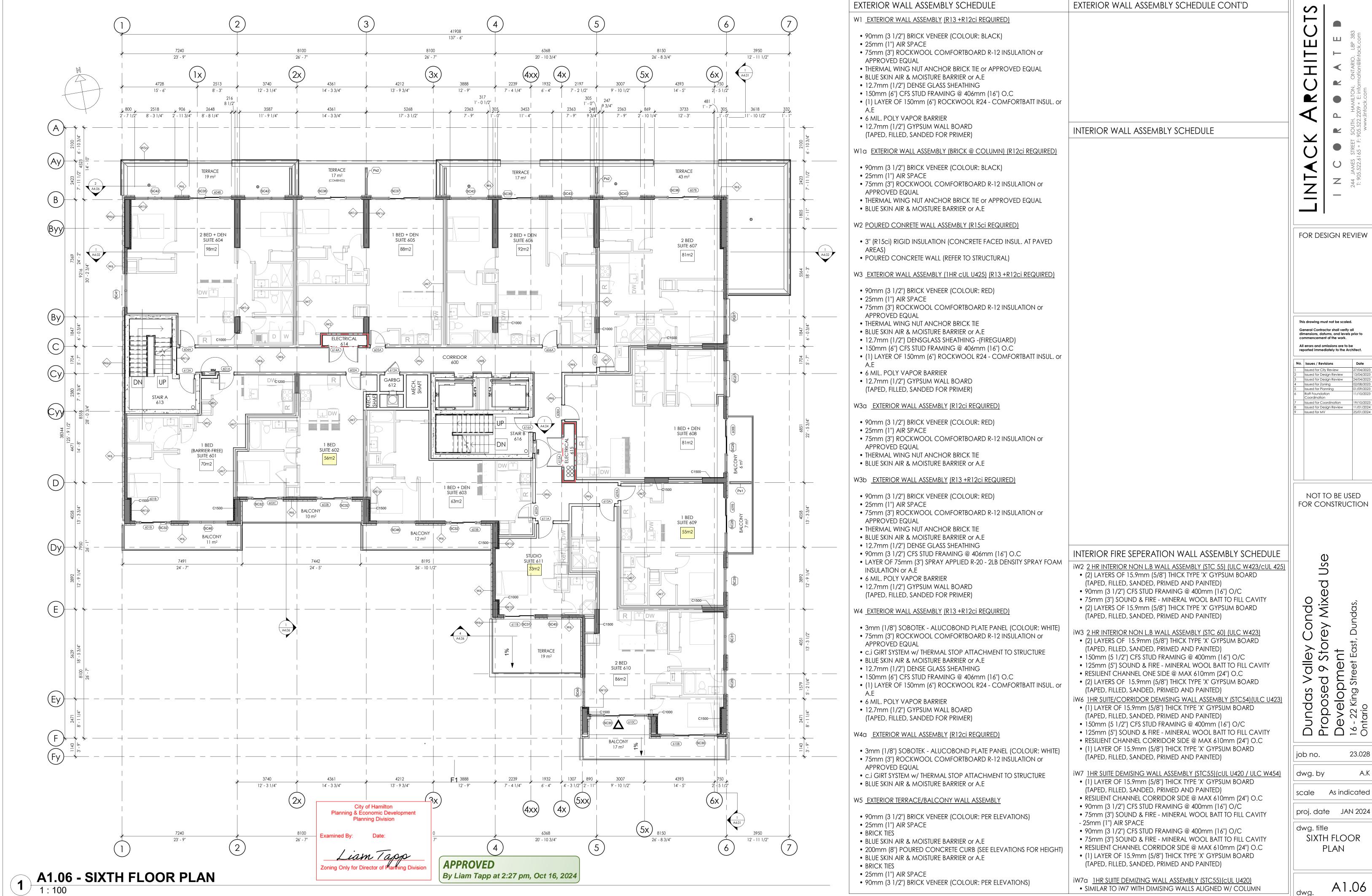




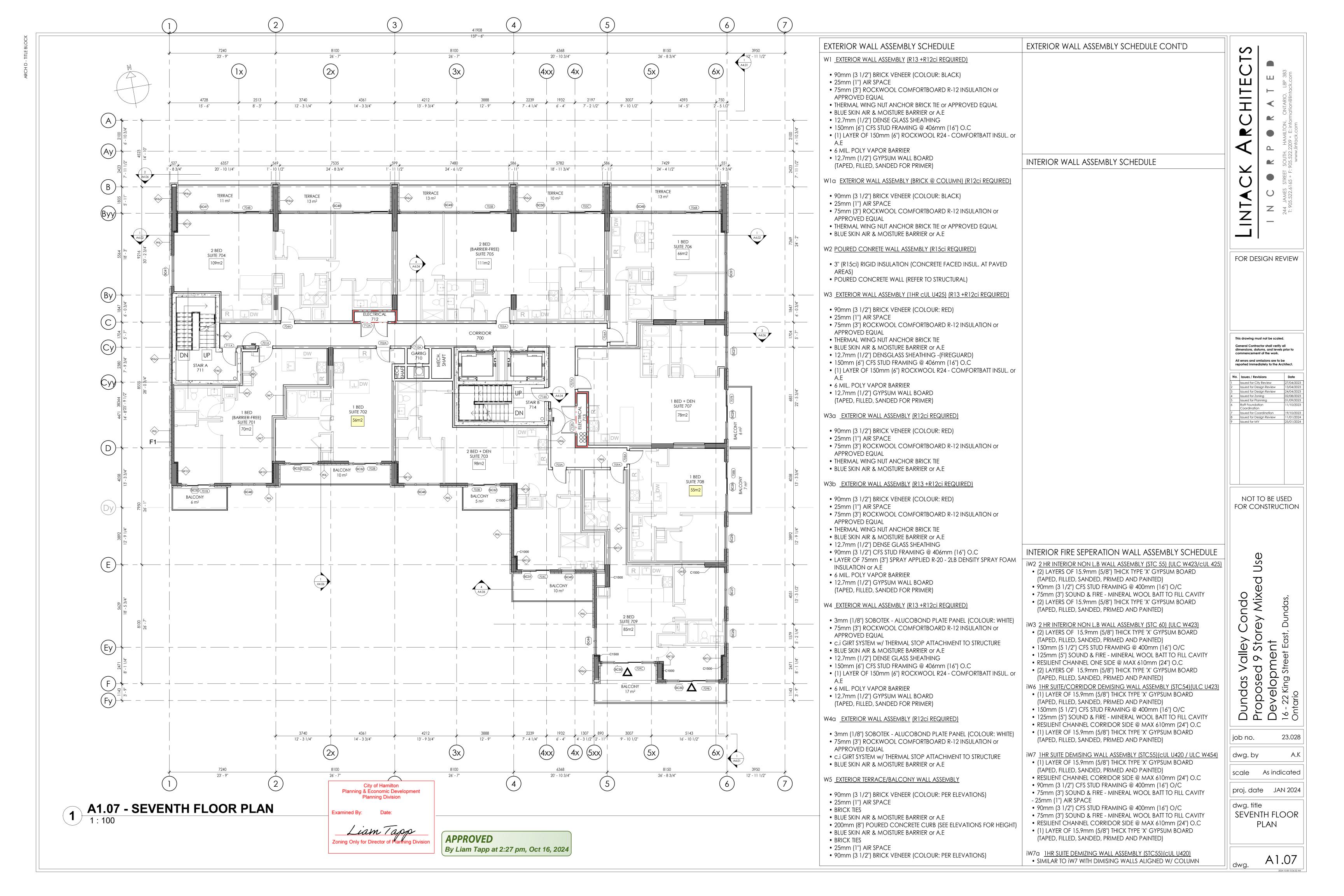


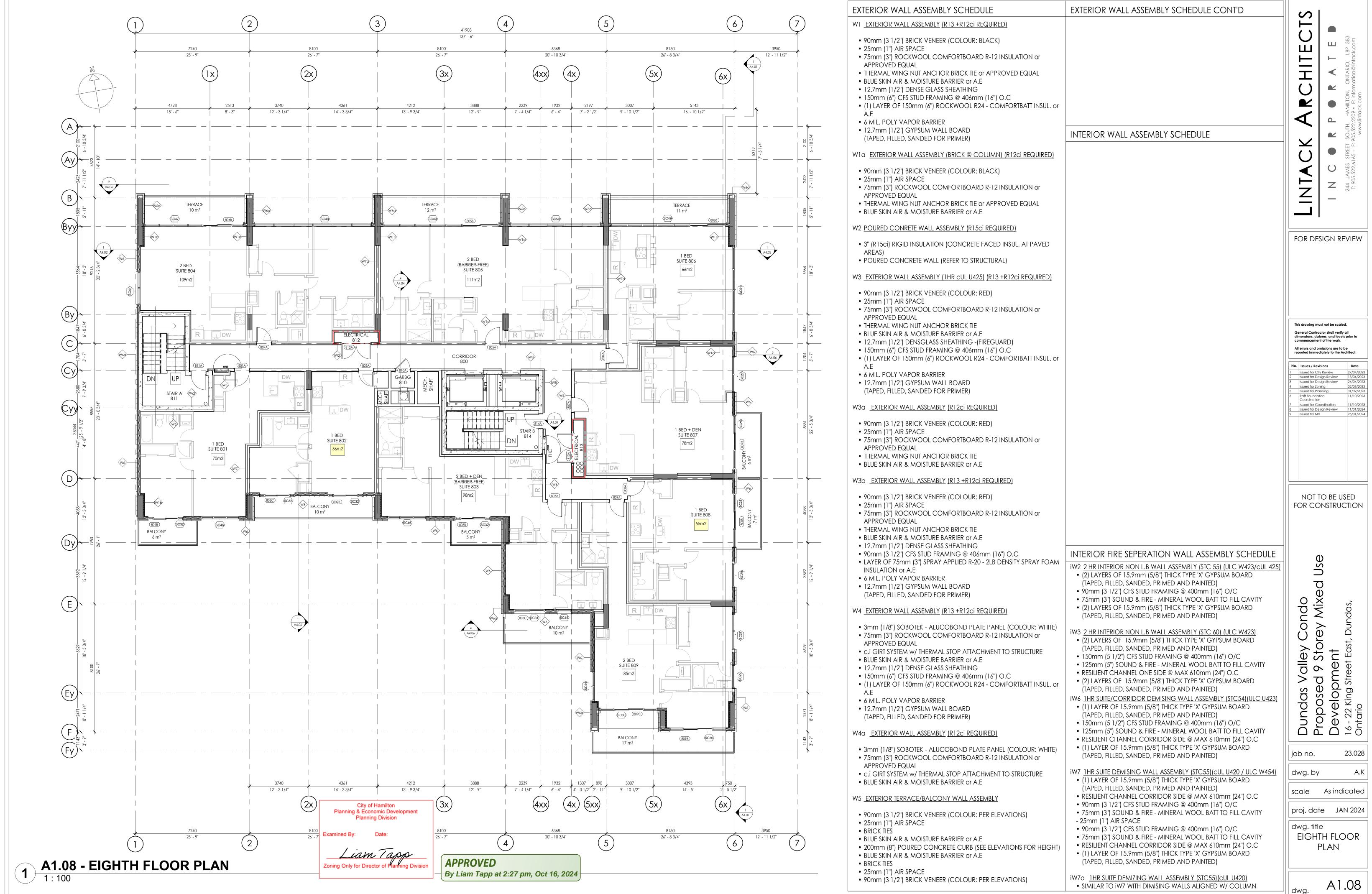


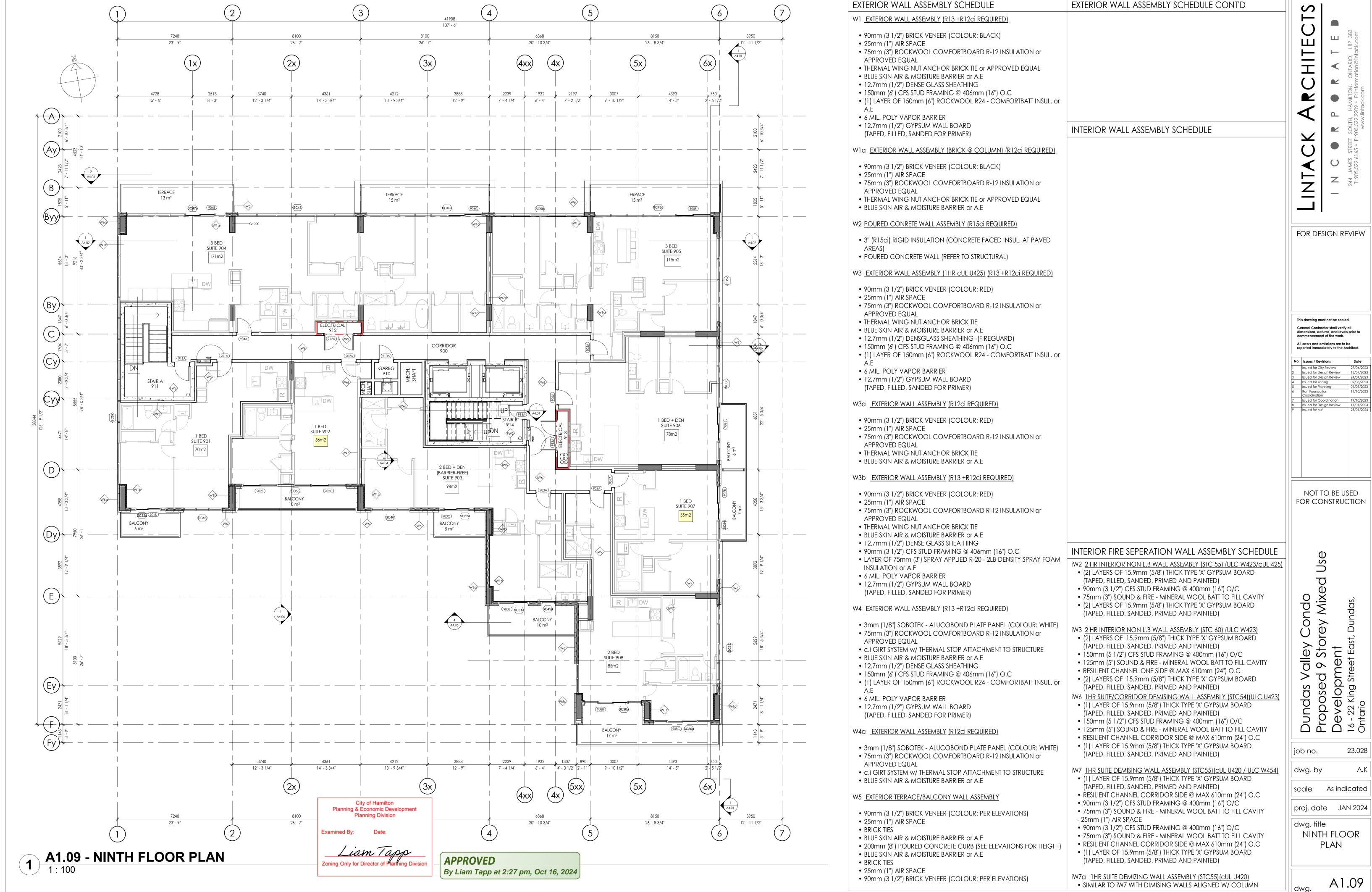
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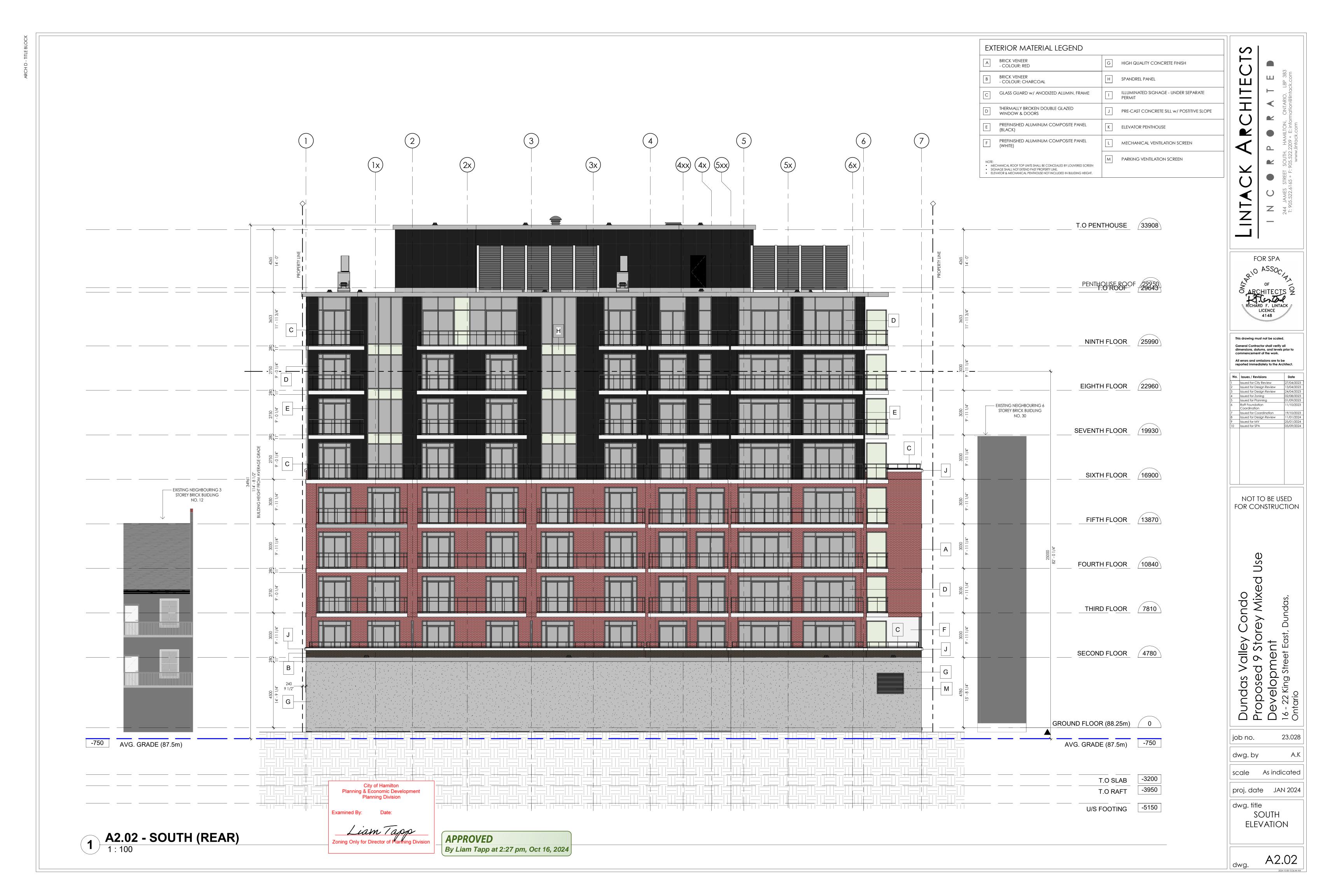
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8	Issued for Design Review	11/01/2024
9	Issued for MV	25/01/2024

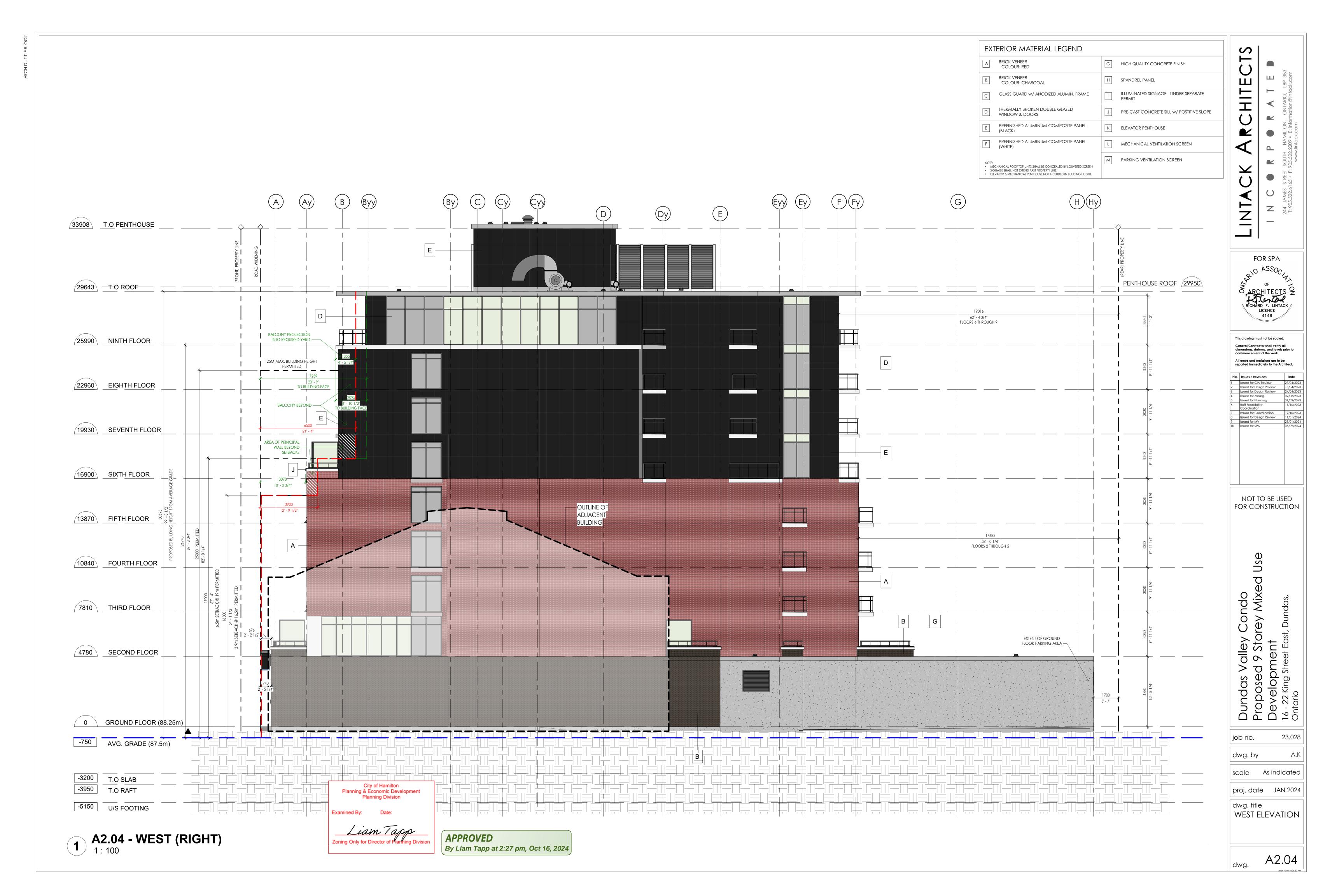








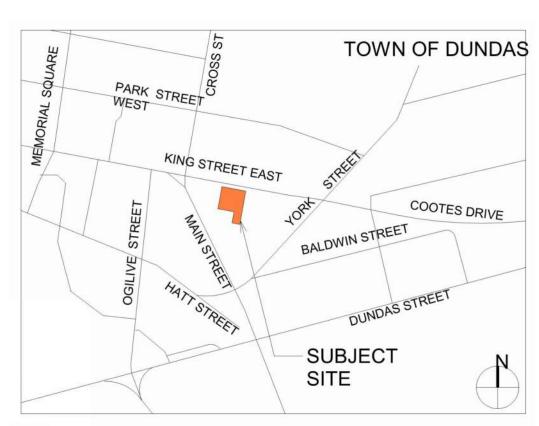




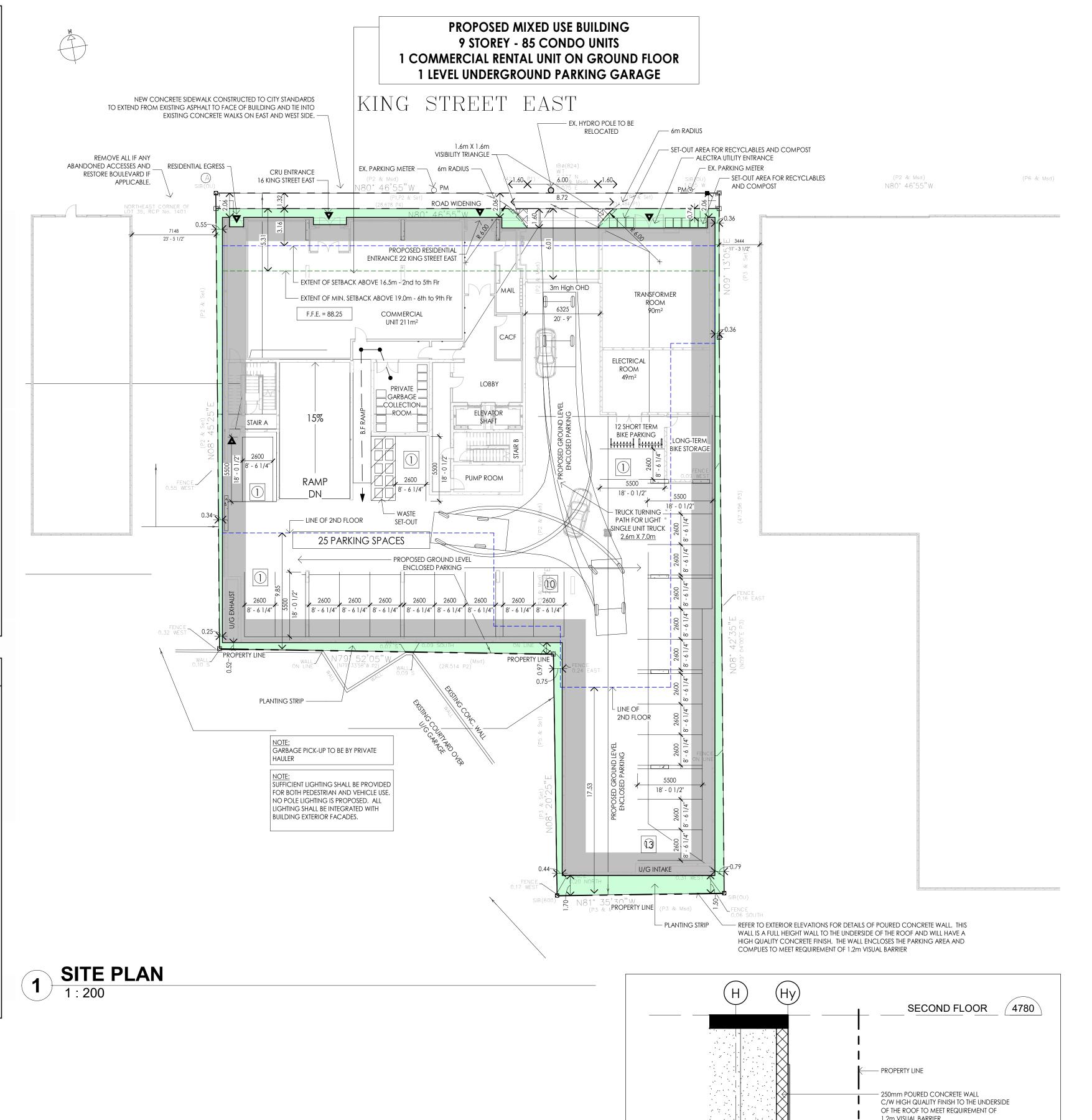
		FILE# DA-18-077
Und	dertaking	16-22 King Street East, Dundas Ontario
I, (V	Ve)	_, the owner(s) of the land, hereby undertake and agree without reservation
(a)	to comply with all the content of this pla	an and drawing and not to vary therefrom;
(b)	to perform the facilities, works or matte drawing on or before	ers mentioned in Section 41(7)(a) of The Planning Act shown on this plan and
(c)		y and at my (our) sole risk and expense, all of the facilities, works or matters id Act, shown in this plan and drawing, including removal of snow from accessing areas and walkways; and,
(d)	in the event that the Owner does not co the City may enter the land and do the r filed to obtain compliance with this plan.	omply with the plan dated, the owner agrees that required works, and further the Owner authorizes the City to use the security .
(e)	potential. Although an archeological ass that during development activities, show Ministry of Tourism, Culture and Sport (remains are encountered during constru	ice conditions, the property has been determined to be an area of archeologisessment is not required by the City of Hamilton, the proponent is cautioned uld deeply buried archeological materials be found on the property the Ontari (MTCS) should be notified immediately (416.314.7143). In the event that hur uction, the proponent should immediately contact both MTCS and the Regist Regulation Unit of the Ministry of Small Business and Consumer Services
	That the Owner agrees to include any nesale or lease for all residential units.	oise warning clauses on title and in all offers and agreements of purchase ar
(g)	That the Owner agrees to establish any Study.	y noise mitigation measures identified in the required Environmental Noise
(h)	That the Owner agrees to affix the physic or a sign at the front entrance with either	sical municipal number to the building in a manner that is visible from the street the municipal number or full address.
		e Approvals section of Growth Management, a final unit numbering list assigned to each unit on each floor of the building.
(j)	That the Owner agrees to coordinate ad	ddress with staff from the Growth Planning Section.
(k)	Box Assembly) at their own expenses (requires that the Owner/developer provide the centralized mail facility (Lock less than 100 units will require a front loading Lock Box Assembly & more the Box Assembly which will require a mail room) will be in effect for buildings common indoor or sheltered space.
	purchasers: i. That the home/business mail deliv	offers of purchase and sale, a settlement that advises the prospective very will be from a designated Centralized Mail Box. esponsible for officially notifying the purchasers of the exact Centralized Mail home sales.
Date	ed this day of _	, 20
Witr	ness (signature)	Owner(s) (signature) (seal)
vvitr	ness (print)	Owner (print)
	dress of Witness	

SITE PLAN NOTES

- ALL WORK INVOLVED IN THE CONSTRUCTION, RELOCATION, REPAIR OF MUNICIPAL SERVICES FOR THE PROJECT SHALL BE TO THE SATISFACTION OF THE DIRECTOR OF PLANNING AND CHIEF PLANNER, PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT.
- FIRE ROUTE SIGNS AND 3-WAY FIRE HYDRANTS SHALL BE ESTABLISHED TO THE SATISFACTION OF THE CITY FIRE DEPARTMENT AND AT THE EXPENSE OF THE OWNER.
- THE APPROVAL OF THIS PLAN DOES NOT EXEMPT THE OWNER'S BONDED CONTRACTOR FROM THE REQUIREMENTS TO OBTAIN THE VARIOUS PERMITS/APPROVALS NORMALLY REQUIRED TO COMPLETE A CONSTRUCTION PROJECT, SUCH AS, BUT NOT LIMITED TO THE FOLLOWING:
 - BUILDING PERMIT - SEWER AND WATER PERMITS - RELOCATION OF SERVICES - ROAD CUT PERMITS
 - APPROACH APPROVAL PERMITS - ENCROACHMENT AGREEMENTS (IF REQUIRED) - COMMITTEE ADJUSTMENT
- 4. PROPOSED SIGNAGE SHALL CONFORM TO THE CITY'S SIGN AND OTHER DEVICES BY-LAW NO.
- 5. PROPOSED FENCING SHALL CONFORM TO THE CITY'S FENCE BY-LAW NO. 10-142.
- 6. THIS PROPERTY IS INELIGIBLE FOR WEEKLY COLLECTION OF GARBAGE, RECYCLING, ORGANICS, AND LEAF AND YARD WASTE THROUGH THE CITY OF HAMILTON.
- UNION GASS, HYDRO ONE AND ALECTRA UTILITIES MAY HAVE SERVICE LINES RUNNING WITHIN THE AREA WHICH MAY BE AFFECTED BY THE DEVELOPMENT. SHOULD THE SITE PLAN IMPACT THE SERVICES IT MAY BE NECESSARY TO RELOCATE THE LINES, ANY SERVICE RELOCATION WOULD BE AT THE COST OF THE PROPERTY OWNER.
- MAINTAIN 1.20 METER SEPARATION FROM UTILITY POLES, TREES, FIRE HYDRANTS, FENCES, POLES AND DRIVEWAYS.
- MAINTAIN 1.50 METER SIDEWALK. ENSURE SIDEWALK IS CONTINUOUS AND UNOBSTRUCTED DURING CONSTRUCTION.



SITE LOCATION MAP



Site Statistics Project Address: 16-22 King Street east, Dundas, Ontario Property Legal Description: LOTS 33 & 34 & PART OF LOT 3 IN REGISTRAR'S COMPILED PLAN NO.1401 **General Zoning Information** Coning Classification: C5a (Exception 555) - Proposed Mixed Use Development 1,962.9m² (0.485ac) Road Widening Area: 56.4m² (0.0139ac) Lot Area - Road Widening: 1,906.5m² (0.471ac) Allowable 97% (1,849.31m²) Lot Coverage: Front Yard Setback: Setback @ 16.5m Height 3.9m Setback @ 19m Height 6.5m Rear Yard Setback: 1.00m Side Yard Setback: 0.16m Max Building Height Excluding Elevator: From Gnd Flr FFE 25.0m From Avg. Grade max. 8 Storevs Floor Area Break-down Building Area: BASEMENT FLOOR Minimum floor area per dwelling unit: GROUND FLOOR Studio dwelling unit = 36m² SECOND FLOOR THIRD FLOOR One bedroom unit = 46m FOURTH FLOOR FIFTH FLOOR SIXTH FLOOR SEVENTH FLOOR EIGHTH FLOOR NINTH FLOOR Allowable TOTAL GFA: COMMERICAL GFA 496.3m² ncluded in total GFA: GROUND FLOOR GLAZING: 50% of 188.6m² (along King St. W.) Residential Unit Break-down 1 BEDROOM SECOND FLOOR 1 BED+DEN 2 BEDROOM 3 BEDROOM TOTAL 1 BEDROOM THIRD FLOOR 1 BED+DEN 2 BEDROOM 3 BEDROOM 1 BEDROOM FOURTH FLOOR 1 BED+DEN 2 BEDROOM 3 BEDROOM TOTAL 1 BEDROOM FIFTH FLOOR 1 BED+DEN 2 BEDROOM 3 BEDROOM TOTAL 1 BEDROOM SIXTH FLOOR 1 BED+DEN 2 BEDROOM 2 BED+DEN STUDIO TOTAL 1 BEDROOM SEVENTH FLOOR 1 BED+DEN 2 BEDROOM 2 BED+DEN

93.9% (1,789.90m²) 4.45m ____ Y 6.63m 1.5m ___ Y 0.20m 30.393m 9 Storevs Variance Req'd 1,789.90m² 103.12m² 0 Units 0 Units 1,094.28m² 12 Units 1.045.25m² 12 Units 1,045.25m² 12 Units 1,045.25m² 12 Units 929.01m² 11 Units 854.35m² 9 Units 854.35m² 9 Units 854.35m² 8 Units TOTAL = 85 Units Variance Reg'd Proposed 8,272.19m² 91.2m² (48.3%) BARRIER FREE = 1 SUITE 4 SUITES 5 SUITES UNITS $< 60 \text{m}^2 = 2$ 3 SUITES O SUITES 12 SUITES BARRIER FREE = 2 SUITES 4 SUITES 5 SUITES UNITS < 60m $^2 = 3$ 3 SUITES O SUITES 4 SUITES BARRIER FREE = 2 SUITES 5 SUITES UNITS < 60m² = 3 3 SUITES O SUITES 12 SUITES 4 SUITES BARRIER FREE = 2 SUITES 5 SUITES UNITS < 60m² = 33 SUITES O SUITES 12 SUITES BARRIER FREE = 1 SUITES 3 SUITES 3 SUITES UNITS < $60m^2 = 3$ 2 SUITES 2 SUITES 1 SUITES 11 SUITES 4 SUITES BARRIER FREE = 2 SUITES 1 SUITES UNITS $< 60 \text{m}^2 = 2$ 3 SUITES 1 SUITES TOTAL 9 SUITES 1 BEDROOM 4 SUITES BARRIER FREE = 2 SUITES EIGHTH FLOOR 1 BED+DEN 1 SUITES UNITS < 60m $^2 = 2$ 2 BEDROOM 3 SUITES 2 BED+DEN 1 SUITES TOTAL 9 SUITES 3 SUITES BARRIER FREE = 1 SUITES 1 BEDROOM NINTH FLOOR 1 BED+DEN 1 SUITES UNITS $< 60 \text{m}^2 = 2$ 2 BEDROOM 1 SUITES 2 BED+DEN 1 SUITES 3 BEDROOM 3 SUITES TOTAL 8 SUITES Required Proposed Variance Reg'd ___ Y ____ N 3% (56.12m²) 7.3% (138.94m²) Landscaped Area (min) Parking - Residential Provided Required Variance Req'd tandard (2.6m X 5.5m) 65 (1 Space per Suite) ___ Y ____ N 6 Spaces (Suites < 60m²) Y Barrier Free (4.4m x 5.5m) Parking - Commercial Standard (2.6m X 5.5m) THIS SITE PLAN DEVELOPMENT AND ZONING INFORMATION IS BASED ON ZONING BY-LAW 3581 AND ITS AMENDMENT ZAC-12-017 BY TOWN OF DUNDAS, ONTARIO

THIS SITE PLAN IS BASED ON AND MUST BE READ IN CONJUNCTION WITH THE TOPOGRAPHICAL PLAN

OF SURVEY PREPARED BY L.G WOODS SURVEYING INC. 334 HATT ST. DUNDAS, ON - File No. 11-2558T

DATED JUL7 29th, 2011. LINTACK ARCHITECTS INC. ACCEPTS NO RESPONSIBLITY FOR THE ACCURACY OR COMPLETENESS OF THE DATA SUPPLIED AND SUCH DATA IS NOT INCLUDED UNDER SEALS OF

CERTIFICATION.

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Variance Reg'd

Variance Req'd

Proposed

FOR SPA LICENCE 4148 This drawing must not be scaled

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No. Issues / Revisions Issued for City Review ssued for Design Review Issued for Coordination
Issued for Design Review

> Š ∇ y Condo torey Mixed $\bar{\Box}$ 'alley 9 Sto > 0 Dundas Proposed Develop

23.028 job no. A.K dwg. by

As indicated scale proj. date JAN 2024

dwg. title SITE PLAN

1.2m VISUAL BARRIER. 1500 MIN. GROUND FLOOR (88.25m) 0

2 SECTION @ VISUAL BARRIER
1:50

EXTERIOR WALL ASSEMBLY SCHEDULE

W1 EXTERIOR WALL ASSEMBLY (R13 +R12ci REQUIRED)

- 90mm (3 1/2") BRICK VENEER (COLOUR: BLACK)
- 25mm (1") AIR SPACE
- 75mm (3") ROCKWOOL COMFORTBOARD R-12 INSULATION or APPROVED EQUAL
- THERMAL WING NUT ANCHOR BRICK TIE or APPROVED EQUAL
- BLUE SKIN AIR & MOISTURE BARRIER or A.E.
- 12.7mm (1/2") DENSE GLASS SHEATHING
- 150mm (6") CFS STUD FRAMING @ 406mm (16") O.C
- (1) LAYER OF 150mm (6") ROCKWOOL R24 COMFORTBATT INSUL. or
- 6 MIL. POLY VAPOR BARRIER • 12.7mm (1/2") GYPSUM WALL BOARD

W1a EXTERIOR WALL ASSEMBLY (BRICK @ COLUMN) (R12ci REQUIRED)

- 90mm (3 1/2") BRICK VENEER (COLOUR: BLACK)
- 25mm (1") AIR SPACE
- 75mm (3") ROCKWOOL COMFORTBOARD R-12 INSULATION or APPROVED EQUAL
- THERMAL WING NUT ANCHOR BRICK TIE or APPROVED EQUAL BLUE SKIN AIR & MOISTURE BARRIER or A.E

W2 POURED CONRETE WALL ASSEMBLY (R15ci REQUIRED)

- 3" (R15ci) RIGID INSULATION (CONCRETE FACED INSUL. AT PAVED
- POURED CONCRETE WALL (REFER TO STRUCTURAL)

W3 EXTERIOR WALL ASSEMBLY (1HR cul U425) (R13 +R12ci REQUIRED)

- 90mm (3 1/2") BRICK VENEER (COLOUR: RED)
- 25mm (1") AIR SPACE
- 75mm (3") ROCKWOOL COMFORTBOARD R-12 INSULATION or APPROVED EQUAL
- THERMAL WING NUT ANCHOR BRICK TIE
- BLUE SKIN AIR & MOISTURE BARRIER or A.E
- 12.7mm (1/2") DENSGLASS SHEATHING -(FIREGUARD)
- 150mm (6") CFS STUD FRAMING @ 406mm (16") O.C • (1) LAYER OF 150mm (6") ROCKWOOL R24 - COMFORTBATT INSUL. or
- 6 MIL. POLY VAPOR BARRIER
- 12.7mm (1/2") GYPSUM WALL BOARD (TAPED, FILLED, SANDED FOR PRIMER)

W3a EXTERIOR WALL ASSEMBLY (R12ci REQUIRED)

- 90mm (3 1/2") BRICK VENEER (COLOUR: RED)
- 25mm (1") AIR SPACE
- 75mm (3") ROCKWOOL COMFORTBOARD R-12 INSULATION or APPROVED EQUAL
- THERMAL WING NUT ANCHOR BRICK TIE

W3b EXTERIOR WALL ASSEMBLY (R13 +R12ci REQUIRED)

- 90mm (3 1/2") BRICK VENEER (COLOUR: RED)
- 25mm (1") AIR SPACE • 75mm (3") ROCKWOOL COMFORTBOARD R-12 INSULATION or
- APPROVED EQUAL
- THERMAL WING NUT ANCHOR BRICK TIE
- BLUE SKIN AIR & MOISTURE BARRIER or A.E • 12.7mm (1/2") DENSE GLASS SHEATHING
- 90mm (3 1/2") CFS STUD FRAMING @ 406mm (16") O.C • LAYER OF 75mm (3") SPRAY APPLIED R-20 - 2LB DENSITY SPRAY FOAM
- INSULATION or A.E 6 MIL. POLY VAPOR BARRIER
- 12.7mm (1/2") GYPSUM WALL BOARD (TAPED, FILLED, SANDED FOR PRIMER)

W4 EXTERIOR WALL ASSEMBLY (R13 +R12ci REQUIRED)

- 3mm (1/8") SOBOTEK ALUCOBOND PLATE PANEL (COLOUR: WHITE) • 75mm (3") ROCKWOOL COMFORTBOARD R-12 INSULATION or
- APPROVED EQUAL
- c.i GIRT SYSTEM w/ THERMAL STOP ATTACHMENT TO STRUCTURE
- BLUE SKIN AIR & MOISTURE BARRIER or A.E.
- 150mm (6") CFS STUD FRAMING @ 406mm (16") O.C
- (1) LAYER OF 150mm (6") ROCKWOOL R24 COMFORTBATT INSUL. or
- 6 MIL. POLY VAPOR BARRIER
- 12.7mm (1/2") GYPSUM WALL BOARD (TAPED, FILLED, SANDED FOR PRIMER)

W4a EXTERIOR WALL ASSEMBLY (R12ci REQUIRED)

- 3mm (1/8") SOBOTEK ALUCOBOND PLATE PANEL (COLOUR: WHITE) • 75mm (3") ROCKWOOL COMFORTBOARD R-12 INSULATION or
- c.i GIRT SYSTEM w/ THERMAL STOP ATTACHMENT TO STRUCTURE
- BLUE SKIN AIR & MOISTURE BARRIER or A.E

W5 EXTERIOR TERRACE/BALCONY WALL ASSEMBLY

- 90mm (3 1/2") BRICK VENEER (COLOUR: PER ELEVATIONS)
- 25mm (1") AIR SPACE
- BLUE SKIN AIR & MOISTURE BARRIER or A.E.
- 200mm (8") POURED CONCRETE CURB (SEE ELEVATIONS FOR HEIGHT)
- BLUE SKIN AIR & MOISTURE BARRIER or A.E.
- 25mm (1") AIR SPACE
- 90mm (3 1/2") BRICK VENEER (COLOUR: PER ELEVATIONS)

INTERIOR WALL ASSEMBLY SCHEDULE

EXTERIOR WALL ASSEMBLY SCHEDULE CONT'D

FOR DESIGN REVIEW

This drawing must not be scaled General Contractor shall verify all dimensions, datums, and levels prior to commencement of the work.

All errors and omissions are to be reported immediately to the Architect

2 Issued for Design Review 13/04 3 Issued for Design Review 24/04 4 Issued for Zoning 02/08 5 Issued for Planning 01/05 6 Raft Foundation 11/10 Coordination 19/10 7 Issued for Coordination 19/10 8 Issued for Design Review 11/01	No.	Issues / Revisions	Date
3 Issued for Design Review 24/04 4 Issued for Zoning 02/08 5 Issued for Planning 01/05 6 Raft Foundation Coordination 11/10 7 Issued for Coordination 19/10 8 Issued for Design Review 11/01	1	Issued for City Review	27/04/20
4 Issued for Zoning 02/08 5 Issued for Planning 01/09 6 Raft Foundation 11/10 Coordination 19/10 7 Issued for Coordination 19/10 8 Issued for Design Review 11/01	2	Issued for Design Review	13/04/20
5 Issued for Planning 01/09 6 Raft Foundation Coordination 11/10 7 Issued for Coordination 19/10 8 Issued for Design Review 11/01	3	Issued for Design Review	24/04/20
6 Raft Foundation 11/10 Coordination 11/10 7 Issued for Coordination 19/10 8 Issued for Design Review 11/01	4	Issued for Zoning	02/08/20
Coordination 19/10	5	Issued for Planning	01/09/20
8 Issued for Design Review 11/01	6		11/10/20
,	7	Issued for Coordination	19/10/20
9 Issued for MV 25/01	8	Issued for Design Review	11/01/20
	9	Issued for MV	25/01/20

NOT TO BE USED

FOR CONSTRUCTION

eq y Condo orey Mixe alley 9 Sto

• 125mm (5") SOUND & FIRE - MINERAL WOOL BATT TO FILL CAVITY • RESILIENT CHANNEL ONE SIDE @ MAX 610mm (24") O.C • (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD

INTERIOR FIRE SEPERATION WALL ASSEMBLY SCHEDULE

• (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD

• 75mm (3") SOUND & FIRE - MINERAL WOOL BATT TO FILL CAVITY • (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD

W3 2 HR INTERIOR NON L.B WALL ASSEMBLY (STC 60) (ULC W423)

• (2) LAYERS OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD

• 150mm (5 1/2") CFS STUD FRAMING @ 400mm (16") O/C

(TAPED, FILLED, SANDED, PRIMED AND PAINTED)

(TAPED, FILLED, SANDED, PRIMED AND PAINTED)

(TAPED, FILLED, SANDED, PRIMED AND PAINTED)

• 90mm (3 1/2") CFS STUD FRAMING @ 400mm (16") O/C

iW2 2 HR INTERIOR NON L.B WALL ASSEMBLY (STC 55) (ULC W423/cUL 425)

(TAPED, FILLED, SANDED, PRIMED AND PAINTED) iW6 1HR SUITE/CORRIDOR DEMISING WALL ASSEMBLY (STC54) (ULC U423)

• (1) LAYER OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD (TAPED, FILLED, SANDED, PRIMED AND PAINTED)

• 150mm (5 1/2") CFS STUD FRAMING @ 400mm (16") O/C • 125mm (5") SOUND & FIRE - MINERAL WOOL BATT TO FILL CAVITY

 RESILIENT CHANNEL CORRIDOR SIDE @ MAX 610mm (24") O.C • (1) LAYER OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD (TAPED, FILLED, SANDED, PRIMED AND PAINTED)

iW7 1HR SUITE DEMISING WALL ASSEMBLY (STC55) (CUL U420 / ULC W454)

• (1) LAYER OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD (TAPED, FILLED, SANDED, PRIMED AND PAINTED)

• RESILIENT CHANNEL CORRIDOR SIDE @ MAX 610mm (24") O.C • 90mm (3 1/2") CFS STUD FRAMING @ 400mm (16") O/C • 75mm (3") SOUND & FIRE - MINERAL WOOL BATT TO FILL CAVITY

- 25mm (1") AIR SPACE • 90mm (3 1/2") CFS STUD FRAMING @ 400mm (16") O/C

• 75mm (3") SOUND & FIRE - MINERAL WOOL BATT TO FILL CAVITY RESILIENT CHANNEL CORRIDOR SIDE @ MAX 610mm (24") O.C • (1) LAYER OF 15.9mm (5/8") THICK TYPE 'X' GYPSUM BOARD

iW7a 1HR SUITE DEMIZING WALL ASSEMBLY (STC55)(cUL U420) SIMILAR TO IW7 WITH DIMISING WALLS ALIGNED W/ COLUMN

(TAPED, FILLED, SANDED, PRIMED AND PAINTED)

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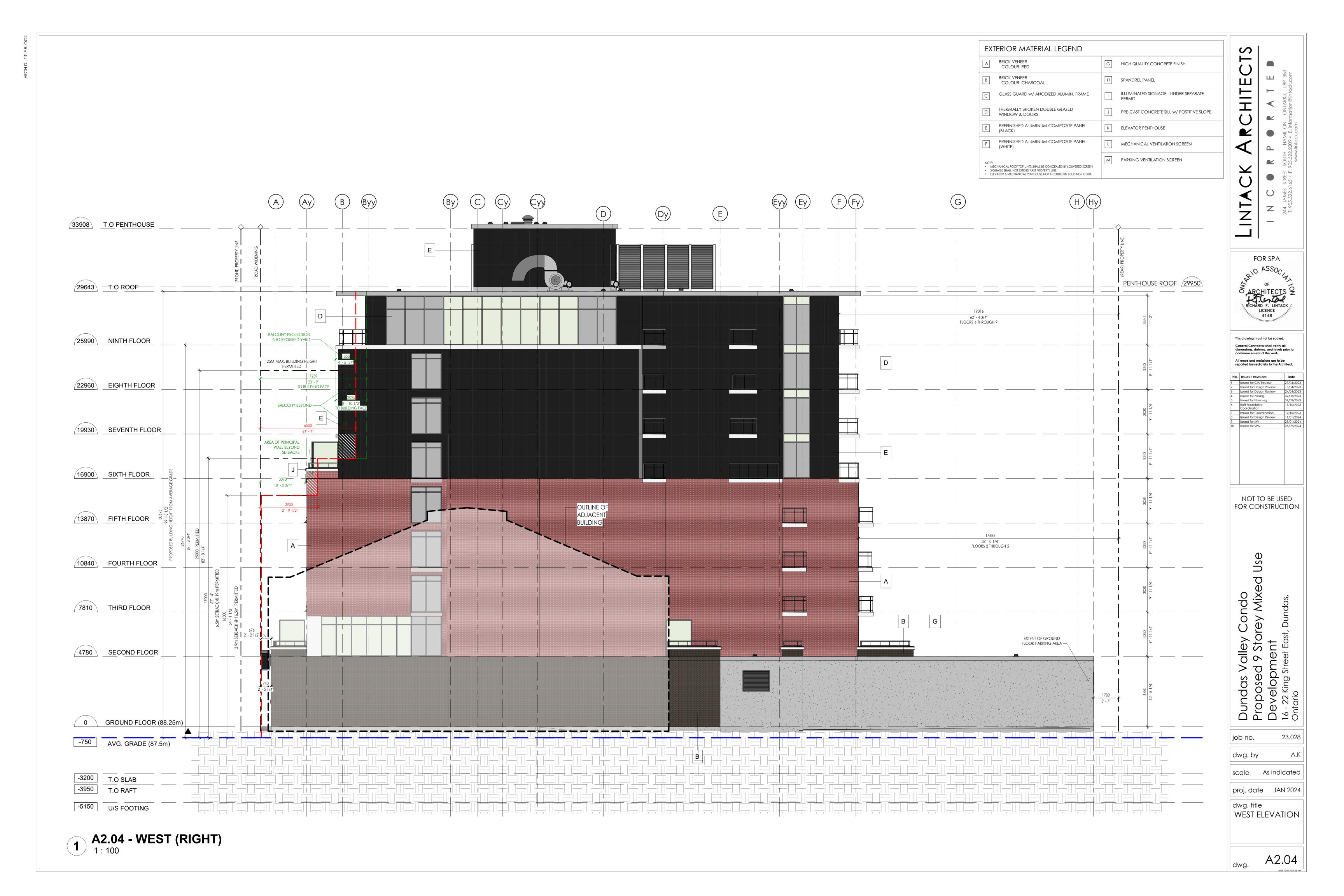
dwg. by As indicated

proj. date JAN 2024

dwg. title GROUND FLOOR PLAN









City of Hamilton
City Hall, 71 Main Street West
Hamilton, Ontario
Canada L8P 4Y5
www.hamilton.ca

Planning Division, Planning and Economic Development Department
Physical Address: 71 Main Street West
Phone: 905.526-2424 ext. 4168 Fax: 905.546-4202
Jana.Kelemen@hamilton.ca

08 June 2023 DA-18-077

Chamberlain Architect Services Limited Adrian Mauro 5096 South Service Road, Suite 103 Burlington, ON L7L 5H4

Re: CHANGES TO LAPSING PROVISIONS FOR CONDITIONAL SITE PLAN

APPROVAL

Site Plan Control Application by MIR Developments for lands located at 16-

22 King Street E, Dundas (Ward 13)

I am writing to you regarding your Conditional Site Plan Approval application and recent changes to the Approval Limitations condition in your approval.

Effective May 24, 2023 as per council direction the City of Hamilton will no longer be lapsing Conditional Site Plan Approvals. As a result, requests for extension, extension letters, and re-applications for lapsed conditionally approved site plans and the collection for fees for these will not be required.

The new Approval Limitation condition is as follows:

That in the event there has been no submissions made to clear conditions for a period of two (2) years the approval shall be considered inactive. To reactive the approval a notice to the Manager of Heritage and Urban Design shall be provided with a description of any changes to the proposed development and payment of a second Site Plan Control Full Application Clearing of Conditions Fee (fee determined based on fee schedule in effect at the time of notice). The applicant is responsible to monitor when submissions have been made to ensure that the application remains active.

Recognizing that applicants have received extensions to Conditional Site Approval without making submissions to clear conditions, the start date of the last approved extension or reapplication can serve as a submission to clear conditions for the purpose of determining when their approval shall become inactive as per the new Approval Limitation condition.

You are encouraged to review the status of your conditional approval to determine the date of the most recent submission to clear conditions, extension, or reapplication to determine when your approval will be considered inactive and to make any submissions required to keep your approval active. Complete and coordinated submission packages are encouraged. The current Site Plan Control Full Application Clearing of Conditions Fee is \$16,930.

If you have any questions regarding your file, please contact Esha Pavan at (905)546-2424 ext. 1286 or myself at ext. 4168.

Yours truly,

Jana Kelemen,

frun lutref

Manager of Heritage and Urban Design

cc: Steve Robichaud, Director of Planning and Chief Planner Ken Coit, Director Heritage and Urban Design

A. J. Lakatos Planning Consultant

Land Use Planning and Design www.andrewjlakatos.com



Land Use Planning . Site Planning . Urban Pesign . Landscape Pesign

December 4, 2024

City of Hamilton
Committee of Adjustment
Planning and Economic Development Department
71 Main Street West, 5th Floor
Hamilton, ON L8P 4Y5

ATTENTION: Secretary-Treasurer, Committee of Adjustment

RE: 16 - 22 King Street East, Hamilton (Dundas), Minor Variance Application

A.J. Lakatos Planning Consultant has been retained by the MIR Developments Inc., owner of lands municipally known as 16-22 King Street East, Hamilton (Dundas), to submit a Minor Variance Application to facilitate the construction of an nine(9) storey mixed use commercial and residential development containing a commercial use on the ground floor and eighty-five (85) residential units above (see attached Completed Application, Zoning Compliance Review dated October 31, 2021, Site Plan and Architectural Building drawings).

Subsequent to the site-specific zoning for the subject lands passed by City Council on November 6, 2013, MIR Developments and their agent at the time met with City of Hamilton Senior Planning Staff on March 20, 2023 to discuss adding additional dwelling units within the building by adding a storey to the proposed building. At the conclusion of that meeting Senior Planning Staff advised that they support additional housing/dwelling units in the Community Node of downtown Dundas as this area is intended to accommodate residential intensification as stated in the Urban Hamilton Official Plan, adopted by City Council in 2009. However, Staff advised that amendments (via a minor variance application) to the current site-specific zoning passed on October 23, 2013 as Zoning By-law 13-261, now consolidated in Zoning By-law 05-200 as C5a-555, would be necessary.

Urban Hamilton Official Plan

The lands are within the Urban Boundary and are designated 'Mixed Use Medium Density' Residential in the Hamilton Urban Official Plan (UHOP). The designation permits mixed use commercial/residential building/development to a maximum of six(6) storey and allow additional height up to twelve storeys without an Official Plan Amendment.

The proposed nine(9) storey mixed use commercial and residential development is permitted within the designation and meets the general intent of the Official Plan.

Site Plan Control Application DA-18-077

A Site Plan Control Application (DA-18-077) by MIR Developments Inc. (applicant/owner) was approved on October 2, 2024 and is an active application in good standing (See attached letter).

The applicant/owner and their agents have been corresponding with Planning Staff regarding the nature and extent of the relief requested as it relates to the City's conditional Site Plan Control approval. The approval has been structured to allow the applicant/owner to participate in a Concurrent Site Plan/Building Permit Review Process.

As part of the <u>concurrent permit process</u> the applicant/owner is required to receive final approval of minor variances to Hamilton Zoning By-law 05-200 needed to construction the proposed nine(9) storey mixed use commercial and residential development.

Hamilton Zoning By-law 05-200

The proposed "Dwelling Units in conjunction with a Commercial Use" is permitted in the C5a, 555 zone. The specific commercial use(s) have yet to be determined but shall conform to the permitted use(s) listed in Section 10.5a 1, 10.5a.1.1 and 10.5a.2 of Hamilton Zoning By-law 05-200.

Nature and Extent of Request/Application

The proposed development has been reviewed and compared to the standards of the C5a, 555 zone (see attached October 31, 2024 Zoning Compliance Review). The following variances to C5a, 555 zone of Hamilton Zoning By-law 05-200 are necessary to allow the construction of the proposed development:-

- 1. A maximum building height of 30.5 metres shall be permitted instead of the maximum building height of 25.0 metres.
- 2. A front yard setback of 3.0 metres shall be permitted for the portion of a building exceeding 16.5 metres in height instead of the minimum required front yard setback of 3.9 metres for the portion of a building exceeding 16.5 metres in height.
- 3. A maximum gross floor area of 8,273.0 square metres and a minimum of 2.5% gross floor area used for commercial purposes shall be permitted instead a required total gross floor area of 7,623.0 square metres and a minimum of 6.0% gross floor area used for commercial purposes.
- 4. A Minimum 48% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors shall be permitted instead of the minimum required 50% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors.

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

The requested relief is necessary to facilitate the development of the site in accordance with Site Plan Application DA-18-077 submitted to the City and conditionally approved on <u>October 2, 2018</u> and further reviewed by Zoning and Planning Staff on October 23, 2024 and October 31, 2024, respectively. <u>Planning Staff</u> have indicated that they are generally supportive of the variances requested.

1. With respect to the requested height increase the City of Hamilton Urban Official Plan OP allows additional building height within the 'Mixed Use Medium Density' Residential designation up to twelve storeys without an Official Plan Amendment. The requested increase in height is needed to provide one(1) additional floor within the building to accommodate much needed additional housing/dwelling units in the City of Hamilton.

Notwithstanding the additional building height requested the bulk of the proposed building remains within the current height limitation of eight(8) storeys, 25.0 metres and is progressively stepped back from the front lot line/street line (i.e. 7.239 metres to main wall of building at the 9th floor) and substantially setback for the rear lot line (i.e. 19.01 metres) which minimizes the height appearance from the street and the adjacent property to the south.

- 2. With respect to the requested front yard setback of 3.0 metres instead of 3.9 metre for the portion of a building exceeding 16.5 metres in height, the variance is necessary to achieve the proposed floor plate areas and the projecting structural elements of the building's front façade design. However, its should be noted that the building is progressively stepped back from the front lot line/street line from floors 2 to 9.
- 3. With respect to the proposed additional gross floor area the additional floor area is attributed to the added ninth floor units and proposed varied unit sizes. The additional floor area will accommodate much needed additional housing/dwelling units in the City of Hamilton and allow a varied mix of unit sizes to accommodate a range of household sizes and income levels.

With respect to the reduction in the percentage of commercial gross floor area to 2.5% whereas 6.0% is required (as originally proposed during the 2013 rezone) is attributed to the need for a large ground floor transformer/electrical room located with the ground floor of the building along the frontage of the property as required by the local utility company (Alectra). This room not only provide service to the proposed building but also serves other local needs (i.e. high voltage feeders) at the developer's expense. The reduction is further needed to provide a vehicular access/egress entrance to street frontage of the property which is the only means of access to a public right-of-way (i.e. King Street East). Albiet reduced the proposed commercial floor area and ground floor design maintains the function and ensuring the continued vibrancy of the pedestrian realm all the street.

4. With respect to minimum required ground floor glazing of the front façade to be composed of windows and doors along the ground floor façade of the building 48% is proposed whereas 50% is required. The minimum percentage cannot be achieved due the necessity to provide the above-mentioned large transformer room on the ground floor fronting the street while also providing a vehicular access/egress garage door to the enclosed parking garage to the municipal road that is located along the frontage of the building. It should be noted that a parking garage door albeit "a door" does not count towards the required percentage as per the zoning by-law interpretation.

Although 48.0% the ground floor façade is composed of windows and doors whereas 50% is required, which includes a commercial unit with glazed windows and doors facing King Street, the ground floor façade is inviting and creates a human scale environment that separates the base of the building from the higher portion of the building.

In conclusion, the proposed minor variances conform to the general intent and purposed of the Official Plan and Zoning By-law, are desirable and appropriate for the development of the land and are minor in nature.

Should you have any questions, please contact Joe Lakatos at 519-829-6153. Your assistance with this request is greatly appreciated.

Respectfully submitted,

A.J. Lakatos, BLA, MCIP, RPP

Joe Jakolo

Cell: 519.821.6153



PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

Planning Division 71 Main Street West, 5th Floor Hamilton, Ontario, Canada, L8P 4Y5 Phone: 905.546.2424 x 2719

Email: ZoningInquiry@hamilton.ca

October 31, 2024 FILE: ALR FOLDER: 02 ALR

FOLDER: 02 ALR
ATTENTION OF: Liam Tapp
TELEPHONE NO: (905) 546-2424
EXTENSION: 6884

MIR Developments Inc. c/o AJ Lakatos Planning Consultant 16-22 King Street East Hamilton ON, L9H 1B0

Re: ZONING COMPLIANCE REVIEW IN SUPPORT OF A MINOR VARIANCE

Present Zoning: C5a, 555 Zone

Address: 16-22 King Street East, Dundas

A Zoning Compliance Review in support of a Minor Variance has been completed and the following comments are provided.

COMMENTS:

- 1. The applicant proposes to construct a nine-storey Mixed-Use building containing commercial uses on the ground floor and 85 residential units above.
- 2. Be advised, Zoning By-Law Amendment 24-051 and 24-052 was passed on April 10, 2024 to amend Section 1: Administration, Section 3: Definitions, Section 4: General Provisions, Section 5: Parking regulations and Section 15: Residential Zones under Hamilton Zoning By-Law 05-200.

Notwithstanding the above, the proposed development has been Conditionally Approved through Site Plan application DA-18-077 on October 2, 2018 and remains an active Site Plan application. As per Section 1.12 of Hamilton Zoning By-law No. 05-200, as it read on April 9, 2024, shall apply to all zones within Hamilton Zoning By-law No. 05-200, and to a complete application for minor variance, site specific zoning, site plan, consent, plan of subdivision or plan of condominium, or a complete building permit application received prior to April 10, 2024, provided that the proposed development complies with the provisions of the applicable former Zoning By-law as it read immediately prior to the passing of the following By-laws:

Commercial and Mixed-Use Zoning By-law No. 17-240 Downtown Zoning By-law No. 18-114 Low Density Residential By-law No. 22-197 Low Density Residential By-law Nos. 24-051 & 24-052

As such, the proposed development has been reviewed against the requirements of Zoning Bylaw 05-200 in force and effect on the date Site Plan application DA-18-077 was Conditionally Approved.

3. The proposed Mixed-Use building is permitted within the existing C5a Zone and is defined under Hamilton Zoning By-law 05-200 as follows:

"Dwelling Unit, Mixed Use" - Shall mean a room or suite of rooms used or intend ed to be used by one or more persons living together as one household, in which cooking and sanitary facilities

are provided for the exclusive use of the household, and to which an independent entrance is provided from outside the building or from a common interior hallway, vestibule, or stairway and shall be located in the same building as a commercial use permitted in the zone.

- 4. This is an interior lot. Based on front lot line as defined, the lot line adjacent to King Street East is considered the front lot line for the proposed development.
- 5. Please note, as per the Notice of Passing submitted with the Zoning Compliance Review application, as well as through discussion with the applicant, there is a discrepancy between Zoning By-law Amendment 13-261 under the Former Dundas Zoning By-law 3581-86 and Zoning By-law Amendment 17-240, Schedule C Special Exception 555 under Hamilton Zoning By-law 05-200. In particular, the use of the terminology "Maximum" was used on the Notice of Passing in relation to Front Yard, Side Yard and Rear Yard Setbacks, whereas the Zoning By-law in force and effect requires a Minimum Setback to all yards.

As per further review of Planning Report PED131664 and discussions with Planning Staff, it has been determined that the original intent of these Setback requirements was to maintain a minimum so as to create a "more inviting pedestrian environment that is indicative of traditional "Main Street" commercial thoroughfares..." and to "reflect compact design of the building and to implement urban design and pedestrian-oriented principles in the overall design." Furthermore, the wording of a "maximum" setback has been deemed an administrative error included within the Notice of Passing and that the Final and Binding Zoning By-law Amendment 13-261 remains accurate to what was proposed at the time the By-law was enacted. Please contact Planning if there is any further questions or concerns relating to this discrepancy.

In addition to the above, it is noted that the current Site Plan proposed would not benefit from a "maximum" setback as the building complies with Front Yard, Side Yard and Rear yard requirements; note however that the portion of the building located between 16.5 metres and 19.0 metres in height does not comply with the minimum setback requirements.

6. Further to comment #5, there is an additional discrepancy between Zoning By-law Amendment 13-261 and Zoning By-law Amendment 17-240 as it relates to Ground Floor Façade requirements. In particular, the wording has been altered from its original verbiage as indicated below:

Zoning By-law Amendment 13-261:

(iv) A minimum of 50 percent of the area of the ground floor facade along the King Street West lot line shall be composed of windows and doors.

Special Exception 555:

viii) Ground Floor Façade Glazing A Minimum 50% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors.

It is noted the inclusion of the term "Ground Floor Façade Glazing" is an alteration from the original By-law form, however the requirement under Section 13-261 and 17-240 is compatible with the original intent of the Zoning By-law Amendment. As per Planning Report PED131664, justification provided for the Ground Floor Façade includes the verbiage "Minimum Glazing Along Front Lot Line" as well as general design elements which state:

"The intent and purpose of providing for a minimum glazing is to ensure that the commercial units along King Street West have a consistent glazing along the front face of the building, and to prevent blank walls."

Furthermore, the ground floor containing a commercial use is intended to be public facing, inviting and creates a human scale environment that separates the higher portions of the building from the base. Under the Dundas Secondary Plan Urban Design Guidelines, it is noted under "Building Materials" that:

"Due to existing built form materials on the street, acceptable exterior/ façade materials are: solid brick, cut limestone, stucco, wood siding, glass, ceramic tiles or tasteful combinations of them."

As such, this division has made the interpretation that for the purposes of this development, Façade Glazing has been considered as the overall visual appearance of the building as it relates to the combination of windows and doors along the façade facing the street. Note, doors do not necessarily need to be comprised of glass or similar material to be considered towards the calculation for Ground Floor Façade Glazing, however both Windows and Doors are still required to maintain a minimum of 50% of the Ground Floor Façade facing the street. Be advised this shall not include garage doors to parking areas or other similar features.

- 7. As per the review chart below, the following Variances are recommended should alteration of the proposed development not be possible:
 - i. A maximum building height of 30.5 metres shall be permitted instead of the maximum building height of 25.0 metres;
 - ii. A front yard setback of 3.0 metres shall be permitted for the portion of a building exceeding 16.5 metres in height instead of the minimum required front yard setback of 3.9 metres for the portion of a building exceeding 16.5 metres in height;
 - iii. A maximum gross floor area of 8,273 square metres and a minimum of 2.5% gross floor area used for commercial purposes shall be permitted instead a required total gross floor area of 7,623 square metres and a minimum of 6.0% gross floor area used for commercial purposes;
 - iv. A Minimum 48% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors shall be permitted instead of the minimum required 50% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors;

In addition to the recommended variances, it is also noted that the Barrier Free Parking Space dimensions do not comply with the minimum parking space sizes required under Section 5.2 f). Please note, should compliance not be possible, a variance may be required to permit the parking space sizes as proposed.

- 8. Construction of the proposed development is subject to the issuance of a building permit. Be advised that Ontario Building Code regulations may require specific setback and construction types.
- 9. All new signs proposed for this development must comply with the regulations contained within the Sign By-law 10-197.

- 10. All new fences proposed for this development must comply with the regulations contained within the Fence By-law 10-142.
- 11. The designer shall ensure that the fire access route conforms to the Ontario Building Code.
- 12. The proposed development has been reviewed and compared to the regulations of the C5a, 555 zone in the following chart;

	Required By By-Law	Provided	Conforming/ Non- Conforming
Restriction of Uses within a Building [Section 10.5a.1.1(i) of Hamilton Zoning By-law 05-200]	The finished floor elevation of any dwelling unit shall be a minimum of 0.9m above grade; and	Dwelling units indicated above first floor at 4.78 metres	Conforms
	2. Notwithstanding 10.5.1.1.(i)(1), a maximum of one (1) dwelling unit shall be permitted in a basement or cellar.	Applicant to note	
Front Yard [Schedule C 555. A) i) of Hamilton Zoning By-law 05-200]	0.0 metres;	0.74 metres	Conforms
	3.9 metres for the front principal wall of the building 16.5 metres and above in height; and,	3.07 metres at 16.5 metres in height	Does not Comply
	6.5 metres for the front principal wall of the building 19.0 metres and above in height.	7.239 metres at 19.0 metres	Conforms
Minimum Side Yard [Schedule C 555. A) ii) of Hamilton Zoning By-law 05- 200]	0.15 metres	0.25 metres	Conforms
Minimum Rear Yard [Schedule C 555. A) iii) of Hamilton Zoning By-law 05- 200]	1.0 metres	1.5 metres	Conforms
Maximum Height [Schedule C 555. A) iv) of Hamilton Zoning By-law 05- 200]	25.0 metres	30.393 metres	Does not Comply
Maximum Lot Coverage [Schedule C 555. A) v) of Hamilton Zoning By-law 05- 200]	97 percent	93.88%	Conforms

	Required By By-Law	Provided	Conforming/ Non- Conforming
Landscaped Area [Schedule C 555. A) vi) of Hamilton Zoning By-law 05- 200]	3.0 percent	7.3%	Conforms
Total Gross Floor Area [Schedule C 555. A) vii) of Hamilton Zoning By-law 05- 200]	The total gross floor area of all buildings on a site shall not exceed 7,623 square metres, provided that a minimum of 6.0 percent of the gross floor area shall be used for commercial urposes.	8,272.19 m ² with 2.55% for Commercial Use	Does not Comply
Ground Floor Façade Glazing [Schedule C 555. A) viii) of Hamilton Zoning By-law 05- 200]	A Minimum 50% of the area of the ground floor façade along the King Street West lot line shall be composed of windows and doors.	48.3%	Does not Comply
Maximum Gross Floor Area for each Office Building [Section 10.5a.3(f) of Hamilton Zoning By- law 05-200]	10,000.0m²	Not Proposed	N/A
Maximum Gross Floor Area for Microbrewery [Section 10.5a.3(g) of Hamilton Zoning By-law 05-200]	700.0m²	Not Proposed	N/A
Built Form for New Development [Section 10.5a.3(h) of Hamilton Zoning By-law 05-200]	In the case of new buildings constructed after the effective date of this By-law or additions to buildings existing as of the effective date of this By-law: i) Rooftop mechanical equipment shall be located and/or screened from view of any abutting street.	Mechanical penthouse provided	Conforms
	ii) For an interior lot or a through lot the minimum width of the ground floor façade facing the front lot line shall be greater than or equal to 75% of the measurement of the front lot line.	41.915 m façade width provided Note: Minimum Façade length 75% of 42.825m = 32.13m minimum frontage	Conforms (See Calculation of Section 10.5.3(g) (iv) Below)

	Required By By-Law	Provided	Conforming/ Non- Conforming
	iii) For a corner lot the minimum combined width of the ground floor façade facing the front lot line and flankage lot line shall be greater than or equal to 50% of the measurement of all lot lines abutting a street.	Interior lot	N/A
	iv) In addition to Section 10.5.3.(g)(i)(ii) and (iii), the minimum width of the ground floor façade facing the front and flankage lot lines shall exclude access	41.915 m façade width provided	Conforms
	driveways and any required yard within a lot line abutting a street.	Note: Façade Exclusions	
	a second anathing a chock	Minimum Façade width = 32.13m	
		Access Driveway and Minimum Required Yard Exclusions = 6.5m	
		Minimum Façade Requirement with Exclusions = 25.63 m	
	vi) No parking, stacking lanes, or aisles shall be located between the required building façade and the front lot line and flankage lot line.	No parking or stacking lanes provided between the building façade and the front lot line	Conforms
	1. Section 10.5.3g)vi) shall not apply for any portion of a building that exceeds the requirement of Section 10.5.3g) ii) and iii).		
	vii) A minimum of one principal entrance shall be provided:	Principal entrances provided within the ground floor façade closest to the street line,	Conforms
	with the ground floor façade that is setback is closest to a street; and,	provided with direct access from the public sidewalk	
	2. Shall be accessible from the building façade with direct access from the public sidewalk.		
	viii) A walkway shall be permitted in a Planting Strip where required by the By- law.	Applicant to note	•
Planting Strip Requirements [Section 10.5a.3(i) of Hamilton Zoning By- law 05-200]	Where a property lot line abuts a property lot line within a Residential Zone or an Institutional Zone and not a Laneway, a minimum 1.5m wide Planting Strip shall be provided and	1.5 metres provided	Conforms

	Required By By-Law	Provided	Conforming/ Non- Conforming
	maintained.		
Visual Barrier Requirements [Section 10.5a.3(j) of Hamilton Zoning By- law 05-200]	A visual barrier shall be required along any lot line abutting a Residential Zone, or Institutional Zone, Downtown (D5) Zone in accordance with the requirements of Section 4.19 of this Bylaw.	Applicant has indicated Planting Strip to be provided which contains plantings and other features that meet the requirements of Section 4.19	Conforms
Outdoor Storage [Section 10.5a.3(k) of Hamilton Zoning	i) No outdoor storage of goods, materials, or equipment shall be permitted; and,	Does not appear to be provided	N/A
By-law 05-200]	ii) Notwithstanding Section 10.5.3k)i), the display of goods or materials for retail purposes accessory to a Retail use shall only be permitted in a front or flankage yard.		
Minimum Amenity Area for Dwelling Unit, Mixed Use	On a lot containing 10 dwelling units or more, the following Minimum Amenity Area requirements be provided:	1,134 m ² provided Calculation	Conforms
[Section 10.5a.3(I) of Hamilton Zoning By- law 05-200]	i) An area of 4.0 square metres for each dwelling unit less than or equal to 50 square metres of gross floor area; and,	1 unit x 4.0 = 4.0m ² required	
	ii) An area of 6.0 square metres for each dwelling unit greater than 50	1,134 m ² provided	Conforms
	square metres of gross floor area.	Calculation	
		84 units x 6.0 = 504 m ²	
		504 m ² + 4.0m ² = 508 m ² required	
	iii) In addition to the definition of Amenity Area in Section 3: Definitions, an Amenity Area located outdoors shall be unobstructed and shall be at or above the surface, and exposed to light and air.	Balconies provided as amenity area	Conforms
	Parking		
	In accordance with section 5 of Hamilto	n Zoning By-law 05-200	
Location (All Uses) [as per Schedule C 555. and section	i) Required parking facilities shall be located on the same lot as the use requiring the parking.	Required parking provided on the same lot as the use requiring it	Conforms

	Required By By-Law	Provided	Conforming/ Non- Conforming
5.1(a) of Hamilton Zoning By-law 05- 200]	v) Unless otherwise regulated in this By-law, parking spaces and aisles, giving direct access to abutting parking spaces, excluding driveways extending directly from the street, shall be subject to the following:	At grade parking provided is located within building	Conforms
	a) Shall not be located within 3.0 metres of a street line,		
	No parking space or part thereof shall be located, and no land shall be used for the temporary parking or storage of any vehicle at a distance of less than:		
	A. 0.0 metres from the front lot line;		
	B. 0.16 metres from the westerly side lot line;		
	C. 1.08 metres from the rear lot line;		
	D. 0.19 metres from the easterly lot line; and,		
	E. 3.0 metres from any public thoroughfare for only parking located atgrade. (SE 555.)		
	b) Shall provide a 3.0 metre wide planting strip being required and permanently maintained between the street line and the said parking spaces or aisle, except for that portion of a lot line abutting the Red Hill Valley Parkway and the Lincoln Alexander Parkway; and,		
	c) Where a Planting Strip is provided, as per b) above, any architectural wall or feature within the Planting Strip shall be limited to a maximum height of 0.6 metres.		
Parking space size [as per section 5.2 and Schedule C 555. of Hamilton Zoning By-law 05-200]	a) Where a parking lot is situated on a lot which abuts a Residential Zone, Settlement Residential (S1) Zone, Downtown (D5), or Downtown (D6) Zone, the following shall be provided and maintained along that portion of the lot line that abuts a Residential Zone, Settlement Residential (S1) Zone, Downtown (D5) Zone, or Downtown	Does not abut specified Zones and is located within proposed building	N/A

Required By By-Law	Provided	Conforming/ Non- Conforming
(D6) Zone:		Gomoning
i) A minimum 1.5 metre wide landscape strip which shall contain a visual barrier in accordance with Section 4.19 of this By-law.		
b) Unless permitted by another regulation in this By-law, parking space sizes shall be:	2.6m x 5.5m	Conforms
i) A minimum parking space size dimension of 2.6 metres by 5.5 metres shall be provided (SE 555.)		
c) All required parking shall be provided as follows:	Ingress and egress provided via access driveway on the lot	Conforms
i) With adequate means of ingress and egress to and from the street or laneway without the necessity of moving any other motor vehicle;		
ii) Shall be arranged so as to not interfere with normal public use of the street or laneway;		
iii) Shall be accessed by means of an access driveway:		
1. Located on the lot; or,		
2. Located party on the lot in the case of a mutual driveway; or,		
3. By means of a Right-of-Way.		
iv) Any parking lot shall provide for ingress and egress of vehicles to and front a street in a forward motion only.		
ii) Parking Lots in All Zones, except the Rural Classification Zones	Parking area located inside building and has been	Conforms
a) Shall be designed and maintained with stable surfaces such as asphalt, concrete or other hard-surfaced material;	confirmed by the applicant to be concrete	
f) A minimum barrier free parking space size dimension of 4.4 metres by 5.5 metres shall be provided (SE 555.)	4.4m x 5.5m provided Barrier Free spaces indicated to be 2.6 m with a 1.8 m unobstructed access aisle and a length of 5.5 metres	Conforms

	Required By By-Law	Provided	Conforming/ Non- Conforming
	i) 90 degree parking angle	Provided	Conforms
	6.0m aisle width		
Location of Loading Facilities [as per section 5.2.1	The location of loading doors and associated loading facilities shall be subject to the following:	Loading area and garbage pick up located within building	Conforms
of Hamilton Zoning By-law 05-200]	a) Shall not be permitted within a Front Yard;		
	b) Shall not be permitted in any yard abutting a street, except where screened from view by a Visual Barrier in accordance with Section 4.19 of this Bylaw; and,		
	c) Shall not be permitted in a required yard abutting a Residential Zone or an Institutional Zone and shall be screened from view by a Visual Barrier in accordance with Section 4.19 of this Bylaw.		
Required barrier	50-100 parking spaces required	2 provided	Conforms
free parking [as per section 5.5 of	Minimum 4% of the total number of required parking spaces;		
Hamilton Zoning by- law 05-200]	4% of 71 = 2.84 spaces		
	Therefore 2 spaces required		
Parking Required	Dwelling Units in a C5a Zone minimum parking requirement	71 spaces provided	Conforms
[as per Schedule C 555. of Hamilton Zoning By-law 05- 200]	 A. 0.3 parking space per dwelling unit 60 square metres or less; and, B. 1.0 parking space per dwelling unit more than 60 square metres. 		
	65 units less than 60 m²		
	20 x 0.3 = 6		
	20 Units greater than 60 m ²		
	65 x 1 = 65		
	Total required parking spaces = 71		
	Note: As per Special Exception 555.		

	Required By By-Law	Provided	Conforming/ Non- Conforming
	The entirety of Section 5.6 c) has been notwithstood. As such, only parking requirements shall apply to the Dwelling Units		
Bike parking location [as per section 5.7 a)	Long term bicycle parking space shall be located in a secure enclosed bicycle parking area	Long term bicycle parking is provided in the underground parking area	Conforms
of Hamilton Zoning By-law 05-200]	Short-term Bicycle Parking Space shall be located within a bicycle parking area at grade.	Short term bicycle parking is provided at grade	Conforms
Required Short Term Bike Parking [as per section 5.7 c) of Hamilton Zoning By-law 05-200]	Multiple dwelling 5 spaces Note: As per Section 5.7 d) Notwithstanding Section c) above, for any Office, Personal Services, Restaurant, or Retail use less than 450.0 square metres no short-term bicycle parking space(s) shall be required.	12 provided	Conforms
Required Long Term Bike Parking [as per section 5.7 e) of Hamilton Zoning By-law 05-200]	Not Required within a C5a Zone	Bike Room Provided	N/A

Yours truly

For the manager of Zoning And Committee of Adjustment

ACKNOWLEDGEMENT CLAUSE (FOR ZONING COMPLIANCE REVIEW APPLICATIONS IN SUPPORT OF A ZONING BY-LAW AMENDMENT, SITE PLAN, OR MINOR VARIANCE APPLICATION)

I/We hereby acknowledge and understand the above noted comments and further acknowledge that the supporting documentation submitted with this Zoning Compliance Review application has not been changed or modified between the date of this letter and the date of application for the subsequent Zoning By-law Amendment, Site Plan, or Minor Variance application.

If the supporting documentation has been changed or modified, a new application for Zoning Compliance Review may be required prior to acceptance of a formal application for Zoning By-law Amendment, Site Plan, or Minor Variance application.

Owner	Owner Signature	Date
Applicant (I have the authority to bind the Owner)	Applicant Signature	Date
Agent (I have the authority to bind the Owner)	Agent Signature	Date



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)	MIR Developments Inc.			
Applicant(s)	MIR Developments Inc. c/o Reza Soufian mirdevelopmentinc@gmail. com			
Agent or Solicitor	AJ Lakatos Planning Consultant c/o Joe Lakatos jlakatos@andrewjlakatos. com	3		
.2 Primary contact		☐ Applica	nt	☐ Owner ☑ Agent/Solicitor
.3 Sign should be	sent to	☐ Applica	nt	☑ Owner☐ AgentSolicitor
.4 Request for digi	ital copy of sign	☐ Yes*	☑ No	
If YES, provide	email address where sig	n is to be s	ent	
.5 All corresponde	nce may be sent by emai	il	☑ Yes*	□ No
(if applicable). C	mail must be included for Only one email address s es not guarantee all corr	ubmitted wi	Il result in the	•
.6 Payment type		☐ In pers ☐ Cheque		X Credit over phone*
			"iviust pi	rovide number above

2. LOCATION OF SUBJECT LAND

2.1 Complete the applicable sections:

Municipal Address	16-22 King Street Eas	st	
Assessment Roll Number			
Former Municipality	Town of Dundas		
Lot	PT Lot 3 and Lot 33 & 34	Concession	
Registered Plan Number	1401, City of Hamilton	Lot(s)	
Reference Plan Number (s)		Part(s)	

2.2 Are there any easements or restrictive covenants affecting the subject lar	ect land?	affecting the	covenants	or restrictive	v easements	Are there any	2.2
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☐ 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:

See attached submission letter dated December 4, 2024.

☐ Second Dwelling Unit

☐ Reconstruction of Existing Dwelling

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

See attached submission letter dated December 4, 2024.

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
42.82 m	47.30 m max.		unknown

Existing:				
Type of Structure	Front Yard Setback	Rear Yard Setback	Side Yard Setbacks	Date of Construction
Vacant Land				
Proposed:				
Type of Structure	Front Yard Setback	Rear Yard Setback	Side Yard Setbacks	Date of Construction
Multiple Dwelling/Commercial	0.74 m minimum	0.50 minimum	westerly 0.25 m, easterly 0.36 m	
Existing: Type of Structure	Ground Floor Area	C Fl A		
Vacant Land	Cloured Floor Area	Gross Floor Area	Number of Storeys	Height
Vacant Land Proposed:				
Vacant Land	Ground Floor Area	Gross Floor Area Gross Floor Area 8,272.19 S.M.	Number of Storeys Number of Storeys nine(9)	Height Height 30.50 m
Vacant Land Proposed: Type of Structure Multiple Dwelling/Commercial 4.4 Type of water s ☑ publicly ow ☐ privately ov	Ground Floor Area	Gross Floor Area 8,272.19 S.M. priate box) bed water system adividual well	Number of Storeys	Height 30.50 m

4.2

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 ☐ municipal road, seasonally maintained ☐ municipal road, maintained all year ☐ Tight of way ☐ other public road
4.8	Proposed use(s) of the subject property (single detached dwelling duplex, retail, factory etc.):
	Proposed Mixed Use Development consisting of ground floor commercial space and 85 residential units above
4.9	Existing uses of abutting properties (single detached dwelling duplex, retail, factory etc.): Mixed-Use Commercial/Residential to the north, Multiple Residential/Retirement Home to south, Multiple Residential to east, Mixed-Use Commercial/Residential to west
7	HISTORY OF THE SUBJECT LAND
7.1	Date of acquisition of subject lands: November 2010
7.2	Previous use(s) of the subject property: (single detached dwelling duplex, retail, factory etc) Dairy Queen Restaurant (16 King Street East) & Automobile Sales Establishment(22 King Street East)
7.3	Existing use(s) of the subject property: (single detached dwelling duplex, retail, factory etc) Vacant Land
7.4	Length of time the existing uses of the subject property have continued: Vacant Land
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) Mixed Use - Medium Density
	Please provide an explanation of how the application conforms with the Official Plan. Designation permits mixed use commercial/residential building/development to a maximum of six(6) storey and allow additional height up to twelve storeys without an Official Plan Amendment.
Wha	at is the existing zoning of the subject land? C5a, 555
7.8	Has the owner previously applied for relief in respect of the subject property? (Zoning By-law Amendment or Minor Variance)
	\checkmark Yes \square NoIf yes, please provide the file number:ZAC-12-017
	11 Jos, piedeo provide the me named.

Planning Act?	☐ Yes	☑ No	
If yes, please provide the file num	ber:		
ADDITIONAL INFORMATION			
Number of Dwelling Units Existing	g: <u>0</u>		
Number of Dwelling Units Propos	sed: <u>85</u>		
Additional Information (please include separate sheet if needed):			
See Site Plan, Building Elevations and Floor Plans submitted with the Application.			

COMPLETE APPLICATION REQUIREMENTS 11.1 **All Applications** ✓ Application Fee Site Sketch ✓ Complete Application form Signatures Sheet 11.4 Other Information Deemed Necessary X 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