# Hamilton

#### **COMMITTEE OF ADJUSTMENT**

City Hall, 5<sup>th</sup> 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-25:114	SUBJECT	26 Autumn Leaf Road, Dundas
NO.:		PROPERTY:	
ZONE:	R1 (Low Density Residential)	ZONING BY-	Hamilton Zoning By-law 05-200
		LAW:	

**APPLICANTS:** Owner: Mathew Sewrynek and Rachelle Letain

Agent: Park Eight Inc c/o Pete VandenArend

The following variances are requested:

- 1.A minimum side yard setback of 0.7 metres shall be provided for an accessory building instead of the minimum required side yard setback of 1.2 metres.
- 2.A maximum total gross floor area of 53.4 square metres shall be provided for all buildings accessory to the Single Detached Dwelling instead of the requirement that all buildings accessory to a Single Detached Dwelling shall not exceed a maximum gross floor area of 45.0 square metres.
- 3.A maximum building height of 5.3 metres shall be provided instead of the maximum permitted building height of 4.5 metres for an accessory building.

**PURPOSE & EFFECT:** To permit the construction of a new Accessory Building within the rear and side yard of the existing Single Detached Dwelling.

Notes:

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:

#### A-25:114

DATE:	Thursday, July 17, 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 www.hamilton.ca/committeeofadjustment
- Visit Committee of Adjustment staff at 5<sup>th</sup> 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 July 15, 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 July 16, 2025

#### **FURTHER NOTIFICATION**

If you wish to be notified of future Public Hearings, if applicable, regarding A-25:114, you must submit a written request to <a href="mailton.ca">cofa@hamilton.ca</a> 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 <a href="mailton.ca">cofa@hamilton.ca</a> or by mailing the Committee of Adjustment, City of Hamilton, 71 Main Street West, 5th Floor, Hamilton, Ontario, L8P 4Y5.



Subject Lands

DATED: June 30, 2025

Justin Leung, 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 <a href="mailton.ca">cofa@hamilton.ca</a> 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 <a href="mailto:cofa@hamilton.ca">cofa@hamilton.ca</a>. 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.

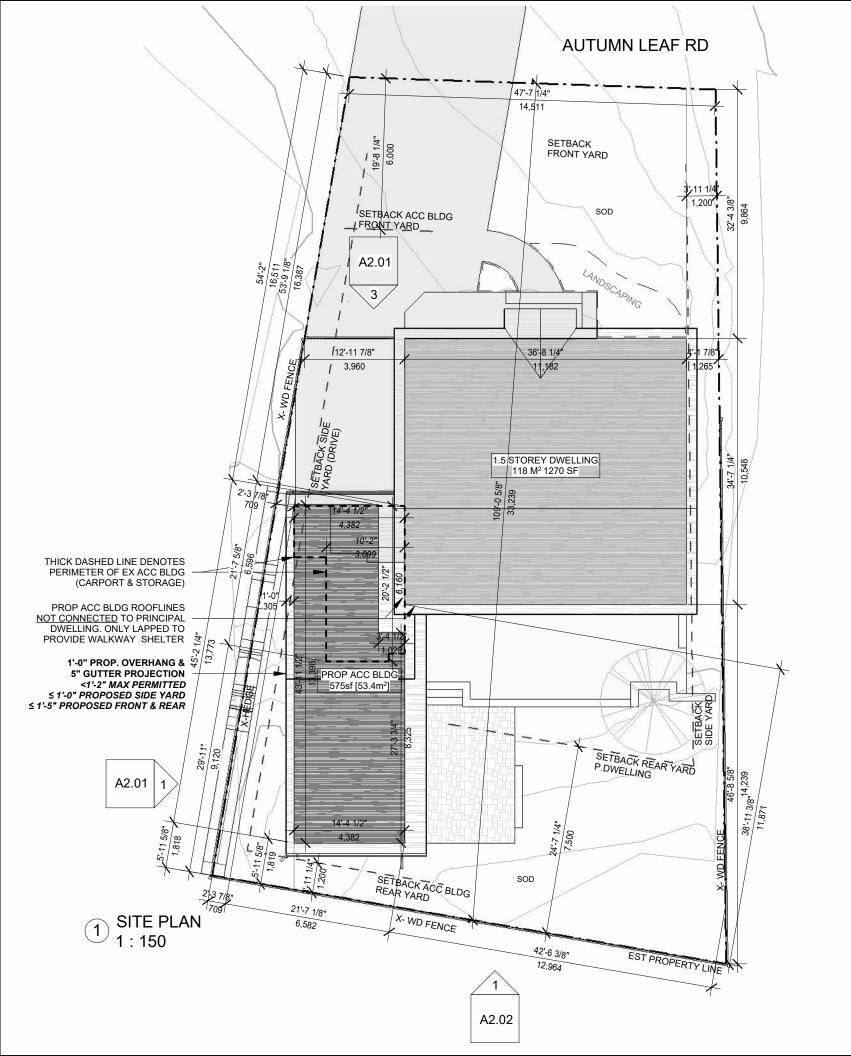
A separate registration for each person wishing to speak is required. Upon registering for a meeting, members of the public will be emailed a link for the Webex meeting one business day before the Hearing. Only those registered will be called upon to speak.

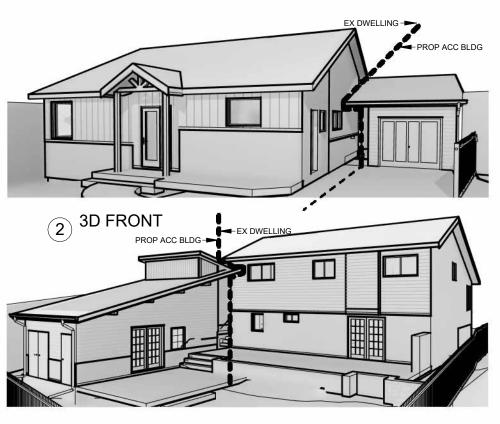
#### 2. In person Oral Submissions

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.





(3) 3D REAR

#### SITE PLAN LEGEND

EX DRIVEWAY / HARDSCAPING

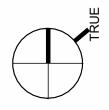
EX BUILDING

PROP. BUILDING

ZONING DESIGNATION = R1 Density	y Residential 05-20	0	
ļ	PERMITTED	PROVIDED	
LOT AREA	270m <sup>2</sup> minimum	583m <sup>2</sup> UNCHANGED	√
LOT FRONTAGE	9m minimum	14.5m UNCHANGED	1
FRONT YARD SETBACK ACC BLDG	6m	9.9m UNCHANGED	1
SIDE YARD SETBACKS	1.2m/1.2m	0.7m* /1.3m	X
REAR YARD SETBACK ACC BLDG	1.2m	1.8m	1
BUILDING HEIGHT ACC BLDG	4.5m	±5.3m [17'-6"]	X
LOT COVERAGE	30%	29.35%	1
ACC BLDG MAX SIZE	43.7m <sup>2</sup> (≤7.5% Lot)	53.4m <sup>2</sup> (9.16% Lot size)	X
≤7.5% Total Lot or ≤45m² max	45m² `	19% larger than 45m² max	

LOT COVERAGE SUMMARY:	LOT AREA: 583	m <sup>2</sup> EX UNCHANGED	
DWELLING EX BUILDING AREA:	EXISTING	PROPOSED 118 m <sup>2</sup> 118m <sup>2</sup> EX UNCHA	ANGED
CARPORT /ACCESSORY BLDC EX CARPORT & STORAGE PROPOSED ACCESSORY BLD	9.9 m <sup>2</sup>	0m <sup>2</sup> <u>53.4m<sup>2</sup></u> <b>53.4m<sup>2</sup></b>	
LOT COVERAGE DWELLING: LOT COVERAGE ACC BLDG: LOT COVERAGE TOTAL:	20.2% <u>1.69%</u> <b>21.89%</b>	20.2% EX UNCH/ <u>9.15%</u> <b>29.35%</b>	ANGED

YY/MM/DD





CARPORT /
ACCESSORY BLDG
26 AUTUMN LEAF RD, DUNDA

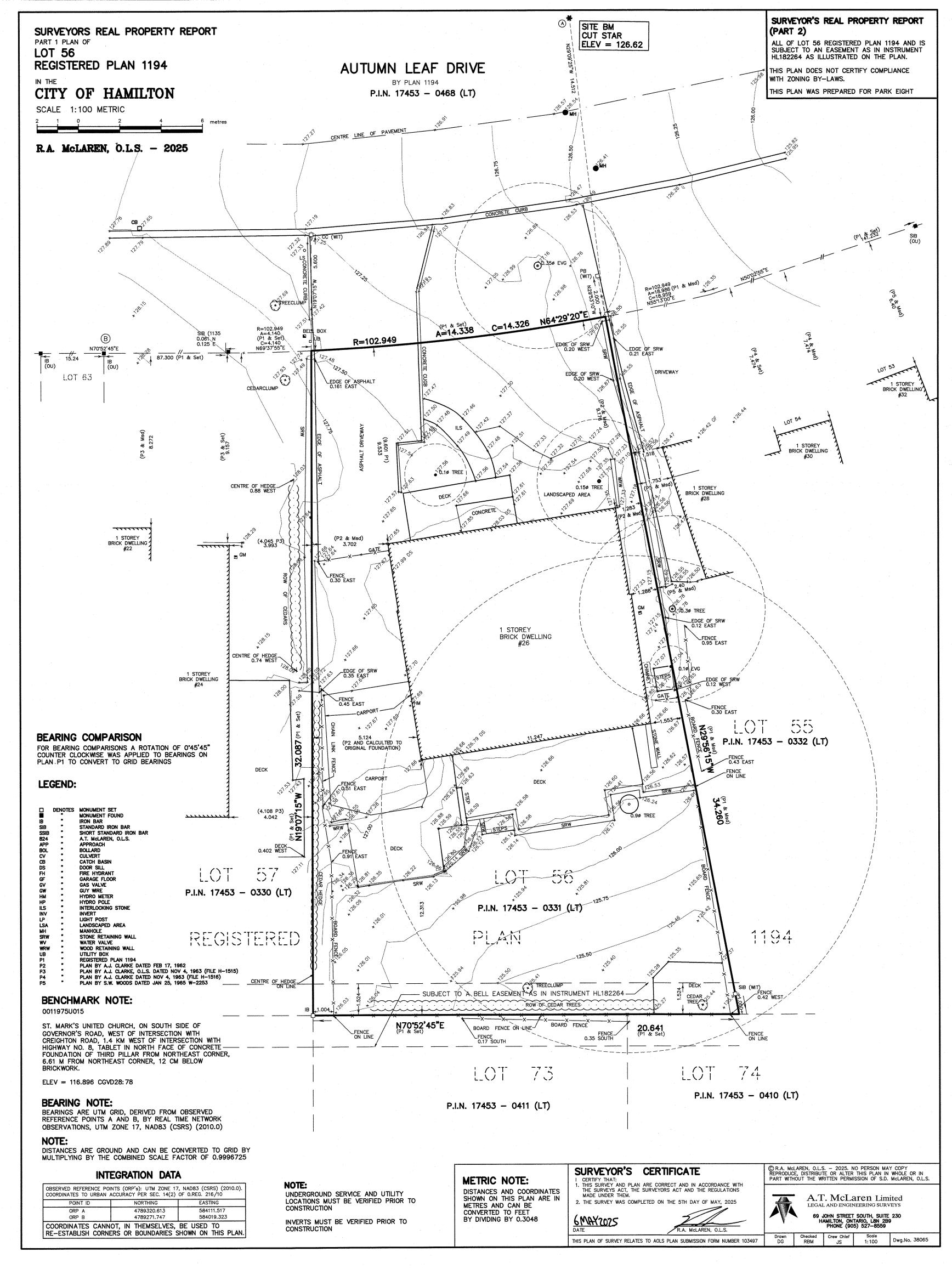
Project No. 25005
Revisions
1
Scale As indicated

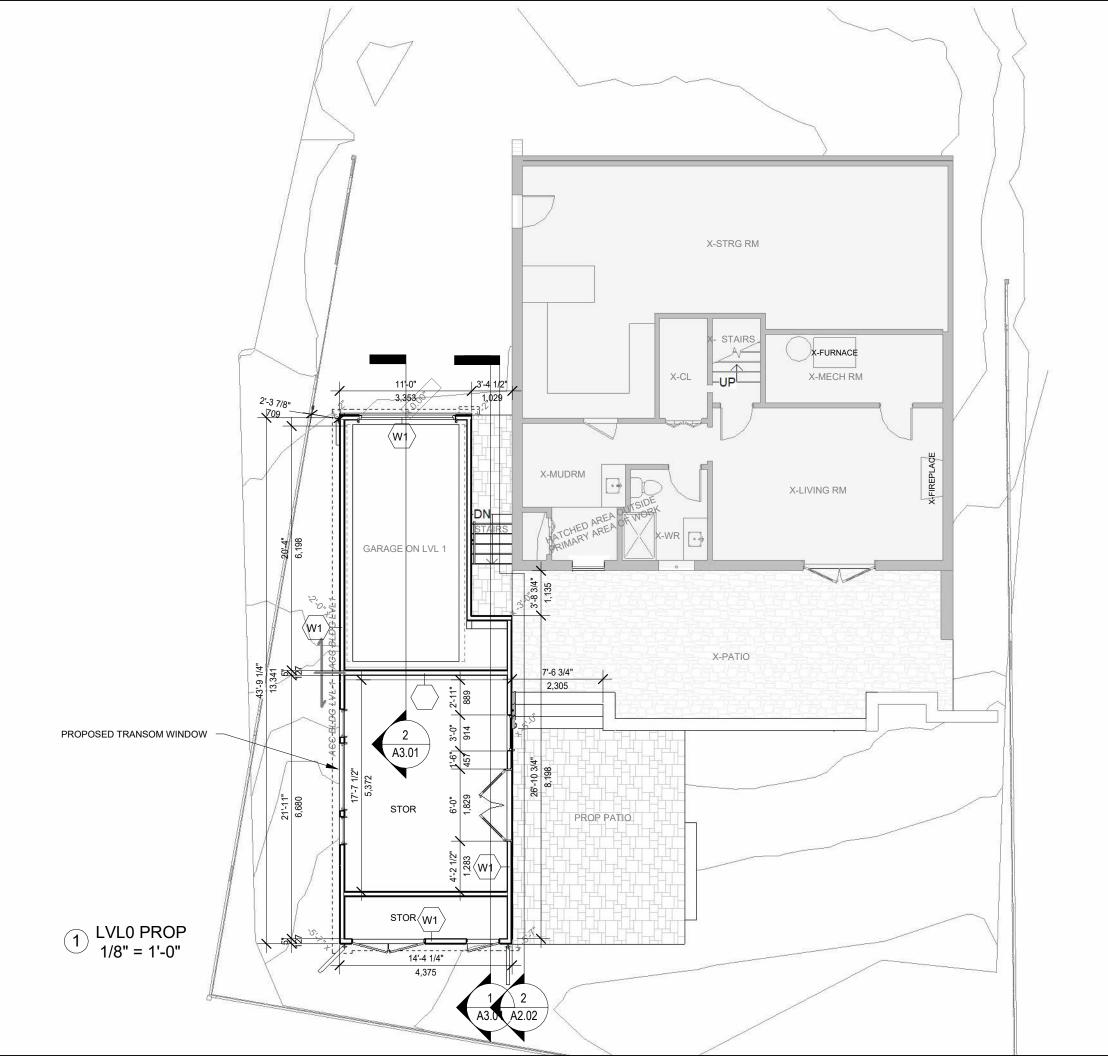
SP1.01

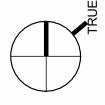
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SITE PLAN

©202







AVERAGE GRADE BASED ON A1.02

measurement sequence starts at benchmark then clockwise
(0")+(-2) Front Elev
+(-3'-0")+(-5'-0") Side Elev
+(-5'-7")+(-5'-7") Rear Elev
+(-2'-0")+(-2") Side Elev (Drive)

= -21'-6" using 8 perimeter elevation points = -2' 8-1/4" AVERAGE GRADE



CARPORT

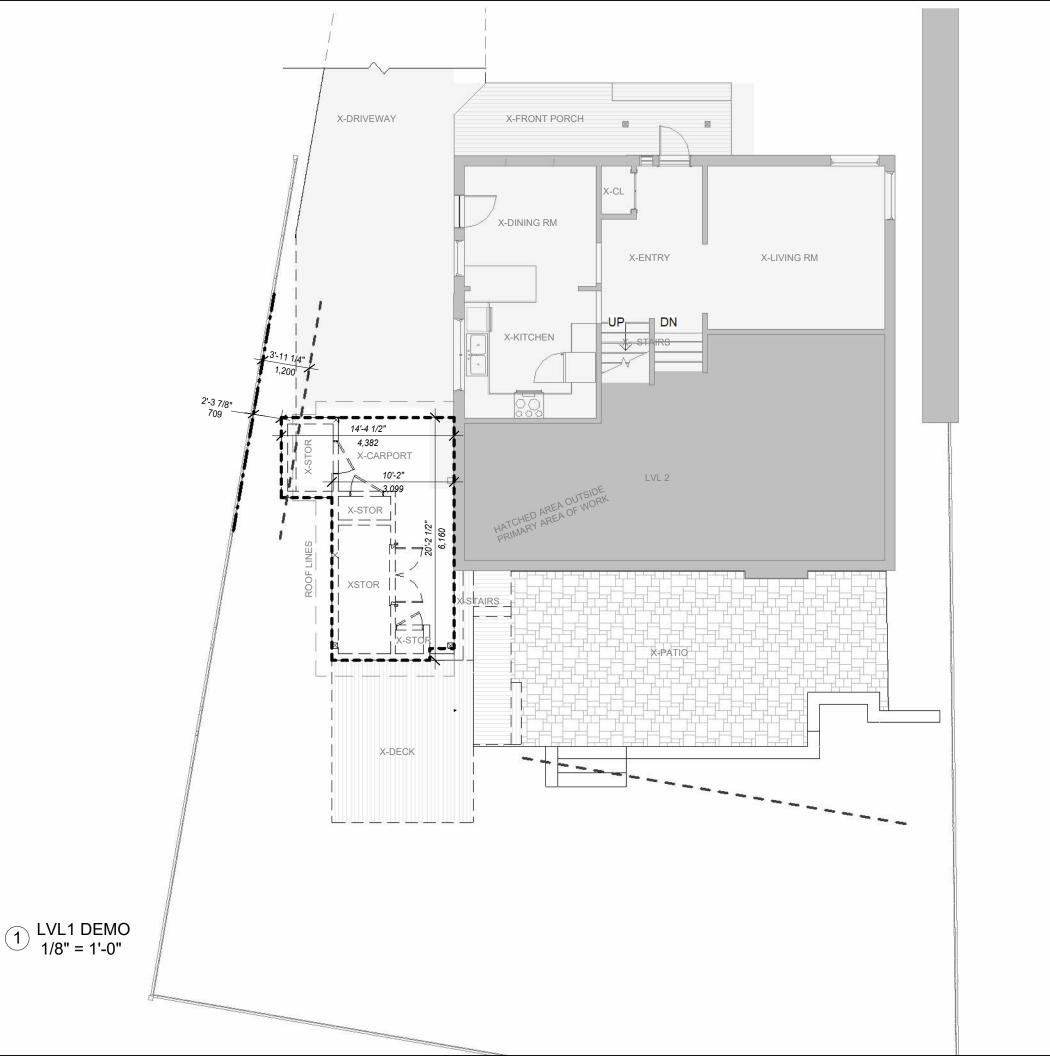
YY/MM/DD

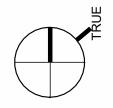
Project No.

FLOOR PLAN

A1.02

1/8" = 1'-0"



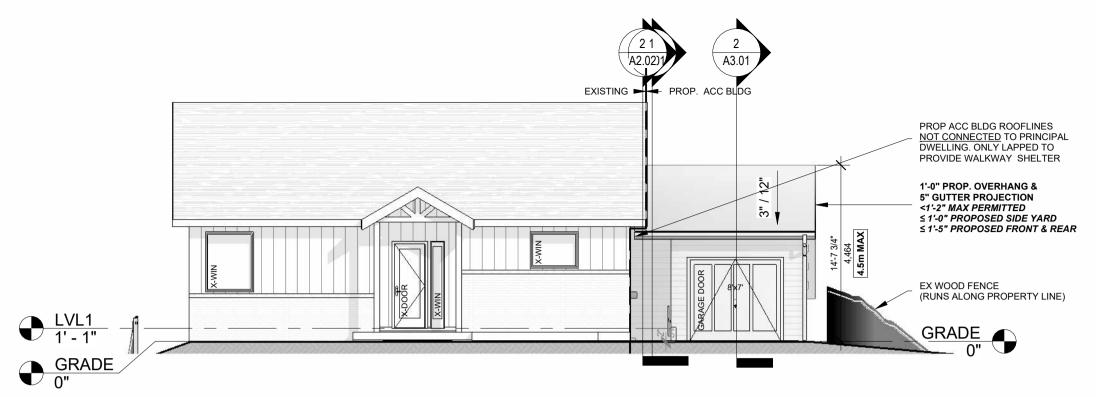


CARPORT

YY/MM/DD

**A1.11** 

FLOOR PLAN



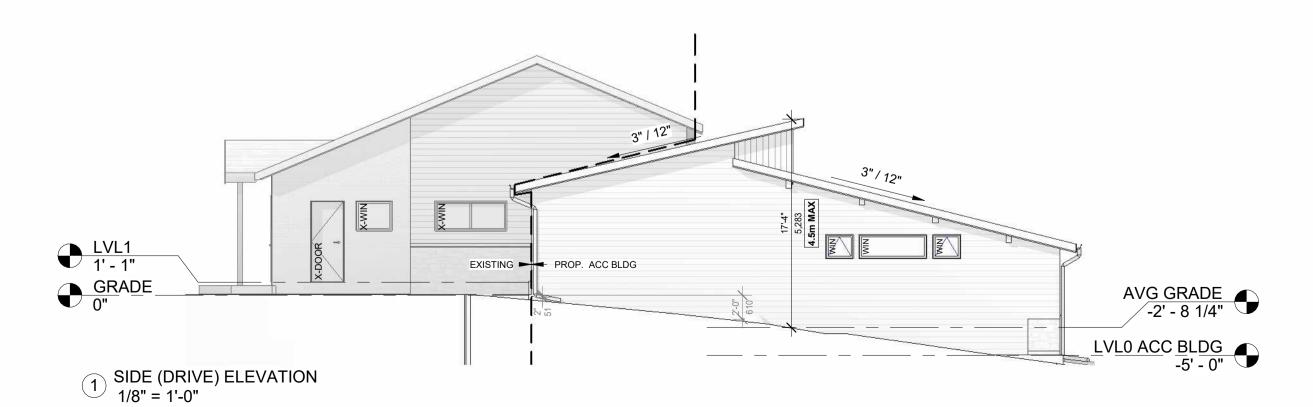
FRONT ELEVATION 1/8" = 1'-0"

Spatial Separation - Construction of Exterior Walls					
Wall	Area of EBF (m²)	L.D. (m)	L/H or H/L	Permitted Max. % of Openings	Proposed % of Openings
FRONT	9.88	9.9	N/A	%	0%
SIDE (DRIVE)	98.8	0.7	N/A	0%	0%
REAR	14.09	1.8	N/A	%	0%
SIDE	98.8	1.3	N/A	4.23%	2.38%

AVERAGE GRADE BASED ON A1.02

measurement sequence starts at benchmark then clockwise
(0")+(-2) Front Elev
+(-3'-0")+(-5'-0") Side Elev
+(-5'-7")+(-5'-7") Rear Elev
+(-2'-0")+(-2") Side Elev (Drive) YY/MM/DD

= -21'-6" using 8 perimeter elevation points = -2' 8-1/4" AVERAGE GRADE

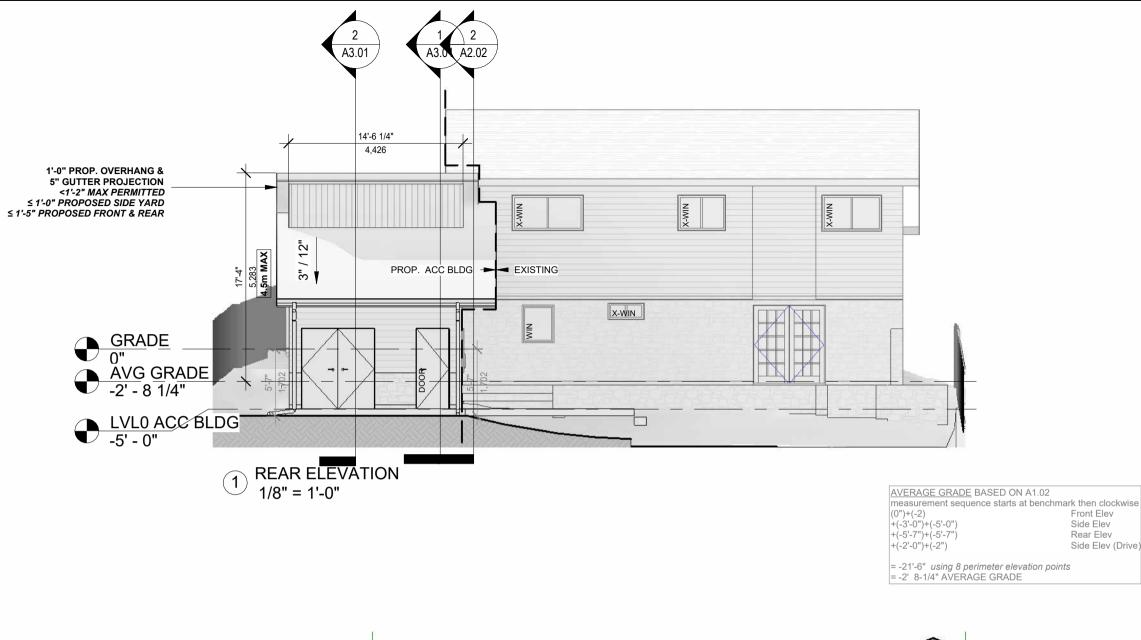




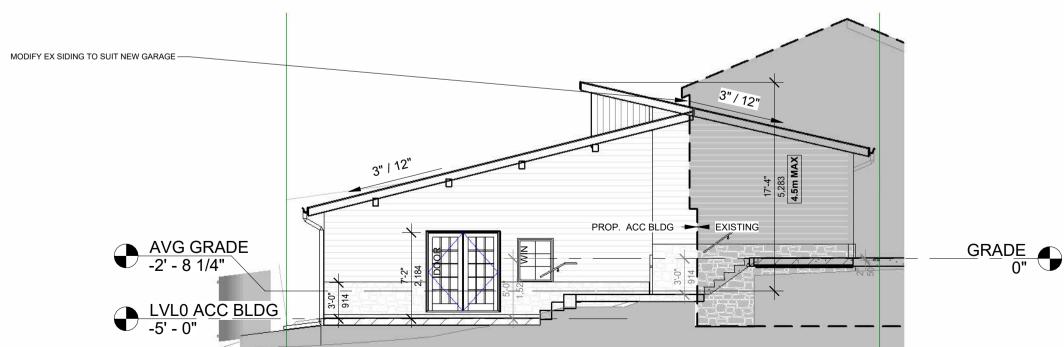
ACCESSORY BLDG 26 AUTUMN LEAF RD, DUNDAS CARPORT

**EXTERIOR ELEVATIONS** 

A2.01



YY/MM/DD



2 SIDE ELEVATION ACC BLDG 1/8" = 1'-0"

CARPORT /
ACCESSORY BLDG
26 AUTUMIN LEAF RD, DUNDAS

Project No. 2500
Revisions
1

EXTERIOR ELEVATIONS

A2.02

Sheet No.

©2

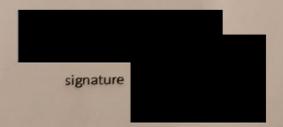
1/8" = 1'-0"

We for I fearne Mile limes are sending this letter in support of the proposed request for variance address.	address at the above noted
---	----------------------------

We have seen the proposal and drawings for Minor Variance. We have no objections to our neighbors plans and give full support for them to move forward with their proposal.

To Whom it may concern	,			
We <u>Maitlin</u> <u>Kiv</u> are sending this letter in	Icpodvicic support of the	names _	quest for variance	address
address.				

We have seen the proposal and drawings for Minor Variance. We have no objections to our neighbors plans and give full support for them to move forward with their proposal.



date June 5th 2025

address

To Whom it may concern,

address.

We Esther Manoian names

We have seen the proposal and drawings for M neighbors plans and give full support for them	Minor Variance. We have no objections to our to move forward with their proposal.
	June 5, 2025
signature	date

are sending this letter in support of the proposed request for variance at the above noted

To Whom it may concern, Lois Arsenault. We Kevin Arsenault.	names	address
are sending this letter in support of t		
address.	ne proposer - 4	

We have seen the proposal and drawings for Minor Variance. We have no objections to our neighbors plans and give full support for them to move forward with their proposal.

signature

date

June 5+ 2025.

To Whom it may	concern,		
we Steph	l Tom	,names _	address
are sending this address.	letter in support of	the proposed request fo	r variance at the above noted
We have seen the neighbors plans	ne proposal and dra and give full suppo	awings for Minor Variance ort for them to move forw	e. We have no objections to our ward with their proposal.

signature

date
05/06/2025

To Whom it may concern,	
We <u>Paul + Chris Hollingham</u> names are sending this letter in support of the propose address.	address ed request for variance at the above noted

We have seen the proposal and drawings for Minor Variance. We have no objections to our neighbors plans and give full support for them to move forward with their proposal.

signature

date June 6/35

To Whom it may concern,			
we Jennifer Spiren	names	address	
are sending this letter in support of address.	f the proposed request f	for variance at the above noted	
We have seen the proposal and dr neighbors plans and give full suppo	The second secon	And the last of th	
signature		date Iluna 12 200	

	we Barbara + Philip Wood names are sending this letter in support of the proposed reques address.	address t for variance at the above noted
	We have seen the proposal and drawings for Minor Varia neighbors plans and give full support for them to move for	
		June 12, 2025
10	signature	date

To Whom it may concern,



Committee of Adjustment

City Hall, 5<sup>th</sup> 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	<u> MAILII</u>	NG ADDRESS	
Registered				
Owners(s)				
Applicant(s)	Park Eight inc			
	care of			
	Pete VandenArend			
A ==== 1 ===				
Agent or Solicitor				
Solicitor				
	<u> </u>			
.2 Primary contact				☐ Owner
· · ······ary contact		✓ Applica	ant	☐ Agent/Solicitor
				_ 3
.3 Sign should be s	ent to			✓ Owner
•		☐ Applica	ant	☐ AgentSolicitor
.4 Request for digita	al copy of sign	✓ Yes*	□ No	
		:. 4. 6	4	
if YES, provide e	email address where sig	n is to be s	ent	
.5 All corresponden	ce may be sent by ema	il	✓ Yes*	□ No
•	,			
If Yes, a valid em	nail must be included fo	r the registe	ered owner(s) A	AND the Applicant/Agent
	nly one email address s			
	s not guarantee all corr			
•	<b>J</b>	•		
.6 Payment type		☐ In pers		Credit over phone*
		☐ Chequ	e	

#### 2. LOCATION OF SUBJECT LAND

2.1 Complete the applicable sections:

Municipal Address	26 Autumn Leaf road, Dundas		
Assessment Roll Number			
Former Municipality	Dundas		
Lot	56	Concession	
Registered Plan Number	1194	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:
	Bell duct bank along rear lot line projecting 1.525m into lot. Client has engaged call before you dig

#### 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:

Relief from;

Setbacks; Req'd Side yard 1.2m Proposed .709m [2' 3-7/8"]

Acc Bldg max size; Req'd ≤7.5% Total Lot Area or ≤45m² (for 270m² lot) Proposed 53.4m²

Height Req'd ≤4.5m Proposed 5.5m

☐ Second Dwelling Unit	Reconstruction of Existing Dwelling
------------------------	-------------------------------------

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

Lot is tapered and has a significant slope to the rear yard. We feel the partially covered rear yard access is suitable and safe.

Lot is tapered and has a significant slope to the rear yard. We feel the partially covered rear yard access is suitable and safe. Site is twice the size of minimum lot allowed. Proposed Acc Bldg size is 2% larger than allowance based on lot % and 19% larger than the 45m<sup>2</sup> Acc Bldg max size for a lot of half the size. Height is below max height from street & suitable to house style

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

9	
☐ Yes	✓ No

If yes, please provide an explanation:

N/A Ex use legal and recognized

#### 4. DESCRIPTION OF SUBJECT LAND AND SERVICING INFORMATION

4.1 Dimensions of Subject Lands:

Lot Frontage	Lot Depth	Lot Area	Width of Street
14.5m	33.239	583m²	±8.5m

(Opcomy diotain	ce from side, rear and	res on or proposed for	r the subject lands:	
Evicting:	oo nom oldo, rodi an			
Existing:  Type of Structure	Front Yard Setback	Rear Yard Setback	Side Yard Setbacks	Date of Construction
Ex Dwelling	9.9m	11.8m	1.265/ 3.96	01/01/1961
Ex Acc Bldg Carport & Storage	16.38m	9.12m	.709m / 12.96	01/01/1961
Proposed:				
Type of Structure	Front Yard Setback	Rear Yard Setback	Side Yard Setbacks	Date of Construction
Ex Dwelling	unchanged	-	-	01/01/1961
Proposed Acc Bldg	16.5m	1.819m	.709/ 12.9	
sheets if neces  Existing:  Type of Structure	Ground Floor Area	Gross Floor Area	Number of Storeys	Height
Ex Dwelling	1270sf [118m2]	3131sf [291m2]	2	
Ex Acc Bldg Carport & Storage				
	106.6st [9.9m2]	-	1	±19'-10" [6m]
<u> </u>	106.6sf [9.9m2]	-		
	106.6st [9.9m2]	-		±19'-10" [6m]
Proposed:	106.6st [9.9m2]	-		±19'-10" [6m]
	Ground Floor Area	- Gross Floor Area		±19'-10" [6m]
Proposed:		Gross Floor Area	1	±19'-10" [6m] ±11'-8" [3.5m]
Proposed: Type of Structure	Ground Floor Area		Number of Storeys	±19'-10" [6m] ±11'-8" [3.5m] Height
Proposed: Type of Structure Ex Dwelling	Ground Floor Area		Number of Storeys unchanged	±19'-10" [6m]  ±11'-8" [3.5m]  Height  unchanged

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.):
	Single detached Dwelling (unchanged)
4.9	Existing uses of abutting properties (single detached dwelling duplex, retail, factory etc.):
	Single detached Dwellings
7	HISTORY OF THE SUBJECT LAND
7.1	Date of acquisition of subject lands:
	March 18th, 2024
7.2	Previous use(s) of the subject property: (single detached dwelling duplex, retail, factory etc)
	Single detached Dwelling
7.3	Existing use(s) of the subject property: (single detached dwelling duplex, retail, factory etc)
	Single detached Dwelling
7.4	Length of time the existing uses of the subject property have continued:
	40+ 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) Neighborhoods
	Please provide an explanation of how the application conforms with the Official Plan.
	scope is scaled reasonably, fits within the community context without changing the use, occupancy or original charm of the home. osed carport improves usefulness owners while allowing for a covered safe access to the rear yard
7.6	What is the existing zoning of the subject land? R1 LOW DENSITY RESIDENTIAL
7.8	Has the owner previously applied for relief in respect of the subject property?
	(Zoning By-lawAmendment or Minor Variance)
	☐ Yes
	ii yes, piease provide tile lite humber. IN LOW DENSTHERESIDENTIAL

	☐ Yes	☑ No	
If yes, please provide	the file number:		
ADDITIONAL INFOR	RMATION		
ADDITIONAL INFOR			
	Jnits Existing: 1		

#### 11 COMPLETE APPLICATION REQUIREMENTS

1.1	All Applications	
	✓ Application Fee	Will be paid w credit card upon receipt
	✓ Site Sketch	
	✓ Complete Application form	1
	✓ Signatures Sheet	
11.4	Other Information Deemed Neces	ssary
	Cover Letter/Planning Just	tification Report
	Authorization from Counci application for Minor Varia	l or Director of Planning and Chief Planner to submit nce
	☐ Minimum Distance Separa	ation Formulae (data sheet available upon request)
	☐ Hydrogeological Assessm	ent
	Septic Assessment	
	Archeological Assessment	t
	☐ Noise Study	
	☐ Parking Study	