

Wednesday, May 12, 2010

**NOTICE OF DECISION
MINOR VARIANCE/PERMISSION
(Section 45 of the Planning Act)**

File Number:	A043/10SC	Zoning	Single Family Residential (S) Zone
Owner:	ZHUO-KUN GU	Ward:	Scarborough-Agincourt (39)
Agent:	SHI-CHAO CHENG		
Property Address:	2699 KENNEDY RD	Community:	Tam O'Shanter Community
Legal Description:	PLAN 4401 PT LOT 5		

Notice was given and a Public Hearing was held on Wednesday, May 12, 2010, as required by the Planning Act.

PURPOSE OF THE APPLICATION:

The applicant is proposing to use one room in the single family dwelling as a massage therapy healing clinic. In February, 2008, the Committee of Adjustment approved a variance to permit this use for a period of two years. The owners are now requesting a permanent variance.

REQUESTED VARIANCE TO THE ZONING BY-LAW:

To permit a massage therapy healing clinic on the subject property, whereas the Zoning By-law does not permit a massage therapy healing clinic on the subject property.

IT WAS THE DECISION OF THE COMMITTEE OF ADJUSTMENT THAT:

The Minor Variance Application is Refused

It is the decision of the Committee of Adjustment to refuse this variance application for the following reasons:

- The general intent and purpose of the Official Plan is not maintained.
- The general intent and purpose of the Zoning By-law is not maintained.
- The variance is not considered desirable for the appropriate development of the land.
- In the opinion of the Committee, the variance is not minor.



City Planning Division
Gary Wright, Chief Planner and Executive Director

Committee of Adjustment
Scarborough Civic Centre
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Scarborough ON, M1P 4N7

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SIGNATURE PAGE

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Asif Khan (signed)

Prabhakar Mahant (signed)

Rick Froner (signed)

Rolf Rogde (signed)

S Gopikrishna (signed)

DATE DECISION MAILED ON: Monday, May 17, 2010

LAST DATE OF APPEAL TO THE ONTARIO MUNICIPAL BOARD: Tuesday, June 1, 2010

CERTIFIED TRUE COPY

Marilyn Stuart
Manager & Deputy Secretary Treasurer
Scarborough Panel

To appeal this decision to the Ontario Municipal Board, send a completed OMB Appellant Form (A1) to the Manager & Deputy Secretary-Treasurer, Committee of Adjustment. You must pay a filing fee of \$125.00, by certified cheque or money order, in Canadian funds, payable to the Minister of Finance. An additional reduced fee of \$25.00 is required for each connected appeal filed by the same appellant. To obtain a copy of Appellant Form (A1) and other information about the appeal process please visit the Ontario Municipal Board web site at www.omb.gov.on.ca.