

Thursday, October 2, 2014

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

File Number:	A228/14SC	Zoning	CR - Commercial Residential (Waiver)
Owner(s):	1259504 ONTARIO INC	Ward:	Scarborough East (43)
Agent:	URBAN GROWTH INC		
Property Address:	4366 KINGSTON RD	Community:	West Hill Community
Legal Description:	PLAN M575 LOT 3		

Notice was given and a Public Hearing was held on Thursday, October 2, 2014, as required by the Planning Act.

PURPOSE OF THE APPLICATION:

To add a drive-through to the existing restaurant.

REQUESTED VARIANCE(S) TO THE ZONING BY-LAW:**By-law 10327**

1. To permit a drive-through facility in a CR zone.
Whereas the By-law does not permit a drive-through facility within any zone which permits residential uses.

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 **NOT** approve 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(s) is not considered desirable for the appropriate development of the land.
- In the opinion of the Committee, the variance(s) is not minor.

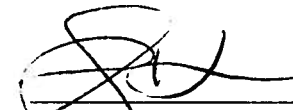
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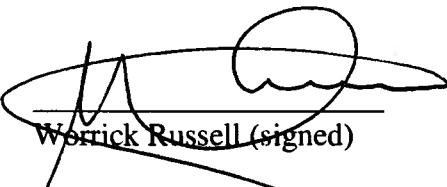
Rolf Rogde (signed)



S Gopikrishna (signed)



Sean Karmali (signed)



Werrick Russell (signed)

DATE DECISION MAILED ON: Tuesday, October 7, 2014

LAST DATE OF APPEAL TO THE ONTARIO MUNICIPAL BOARD: Wednesday, October 22, 2014

CERTIFIED TRUE COPY



Denise Rundle
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.