

Thursday, November 3, 2016

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

File Number:	A039/14SC	Zoning	MG - General Industrial Zone/E - Employment Industrial [Waiver]
Owner(s):	DOVERHOLD INVESTMENTS LTD	Ward:	Scarborough Centre (37)
Agent:	TOM VANLE	Heritage:	Not Applicable
Property Address:	1380 BIRCHMOUNT RD	Community:	
Legal Description:	CON 1 PT LOT 31		

Notice was given and a Public Hearing was held on Thursday, November 3, 2016, as required by the Planning Act.

PURPOSE OF THE APPLICATION:

The applicant is seeking relief from the provisions of the Zoning By-law to use the existing structure for a place of worship for a temporary period of 3 years during the construction of the temple located at 733 Birchmount Road.

REQUESTED VARIANCE(S) TO THE ZONING BY-LAW:By-law No. 569-2013

1. To permit a 518.4 square metres place of worship, whereas the Zoning By-law does not permit place of worship in the E zone.
2. To permit 94 parking spaces, whereas the Zoning By-law requires a minimum total of 153 parking spaces (139 spaces for place of worship use, 9 spaces for warehouse use, and 5 spaces for office use).

By-law No 24982

3. To permit a place of worship, whereas the Zoning By-law permits places of worship as a sole use on a lot.

The Committee of Adjustment considered the written submissions relating to the application made to the Committee before its decision and oral submissions relating to the application made at the hearing. In so doing, **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 variances are not considered desirable for the appropriate development of the land.
- In the opinion of the Committee, the variances are not minor.

SIGNATURE PAGE

File Number:	A039/14SC	Zoning	MG - General Industrial Zone/E - Employment Industrial [Waiver]
Owner:	DOVERHOLD INVESTMENTS LTD	Ward:	Scarborough Centre (37)
Agent:	TOM VANLE	Heritage:	Not Applicable
Property Address:	1380 BIRCHMOUNT RD	Community:	
Legal Description:	CON 1 PT LOT 31		

David Peacock (signed)

Eden Gajraj

Hena Kabir (signed)

Sean Karmali (signed)

DATE DECISION MAILED ON: Tuesday, November 8, 2016

LAST DATE OF APPEAL TO THE ONTARIO MUNICIPAL BOARD: Wednesday, November 23, 2016

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 \$300.00, 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.