

Thursday, November 17, 2016

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

File Number:	A0648/16EYK	Zoning	E1.0 & M2
Owner(s):	MARMORA FREEZING CORPORATION	Ward:	York West (07)
Agent:	LEV KOGANOV	Heritage:	Not Applicable
Property Address:	50-60 MARMORA ST	Community:	
Legal Description:	CON 5 WY PT LOT 11 RP 64R5376 PART 1 RP 64R8399 PART 1		

Notice was given and a Public Hearing was held on Thursday, November 17, 2016, as required by the Planning Act.

**PURPOSE OF THE APPLICATION**

To legalize and to maintain the existing industrial building.

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

- Section 60.20.1.10.(3), By-law 569-2013 and Section 31(5), By-law 7625**  
The maximum permitted floor space index is 1 times the area of the lot.  
**Section 60.20.1.10.(3), By-law 569-2013**  
The existing building has a floor space index equal to 1.18 times the area of the lot.  
**Section 31(5), By-law 7625**  
The existing building has a floor space index equal to 1.46 times the area of the lot.
- Section 31(11)(a), By-law 7625**  
Accessory outside equipment, material or products are not permitted in the front yard.  
Garbage compactors are located in the front yard.

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**

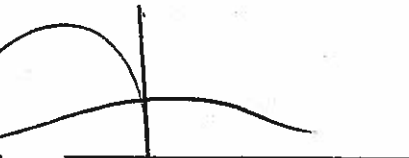
It is the decision of the Committee of Adjustment to **NOT** approve this variance application for the following reasons:


- 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.


## SIGNATURE PAGE

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Allan Smithies (signed)

  
Dominic Gulli (signed)

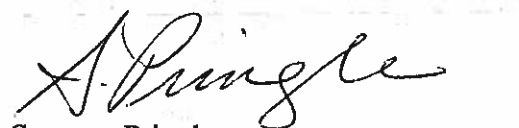
  
Edwin (Ted) Shepherd  
(signed)

  
Megan McIver (signed)

DATE DECISION MAILED ON: Friday, November 25, 2016

LAST DATE OF APPEAL TO THE ONTARIO MUNICIPAL BOARD: Wednesday, December 7, 2016

CERTIFIED TRUE COPY

  
Susanne Pringle  
Manager & Deputy Secretary Treasurer  
Etobicoke York 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](http://www.omb.gov.on.ca).