

Wednesday, September 18, 2019

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

**File Number:** A0214/19SC  
**Property Address:** 38 MUNSON CRES  
Legal Description: PLAN 6015 LOT 154  
Agent: CORICH INTERNATIONAL INC  
Owner(s): SHAODAN LIN  
Zoning: Single Family (S) & Residential Detached (RD) Zone [ZR]  
Ward: Scarborough Centre (21)  
Community: Bendale Community  
Heritage: Not Applicable

Notice was given and a Public Hearing was held on Wednesday, September 18, 2019, as required by the Planning Act.

**PURPOSE OF THE APPLICATION:**

To enclose a portion of the existing carport for living space, and to construct an open porch at the rear of house.

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

By-law No. 569-2013:

- 1) The proposed north side yard setback is 1.1 m  
Whereas the minimum required side yard setback is 1.2 m

By-law No. 569-2013 & By-law No. 9350:

- 2) The proposed parking space is located in the front yard  
Whereas a parking space may not be in a front yard or a side yard abutting a street.

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**

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**Table 1, Panel Member Digital Signatures**

 _____ Amy Emm	 _____ Hena Kabir	 _____ Anne McCauley
 _____ Gary McKay	 _____ Muhammad Saeed	

DATE DECISION MAILED ON: Tuesday, September 24, 2019

LAST DATE OF APPEAL: Tuesday, October 8, 2019

CERTIFIED TRUE COPY



Andre Robichaud  
Manager & Deputy Secretary Treasurer  
Scarborough Panel

## Appeal Information

All appeals must be filed with the Deputy Secretary-Treasurer, Committee of Adjustment by the last date of appeal as shown on the signature page.

Your appeal to the **Toronto Local Appeal Body (TLAB)** should be submitted in accordance with the instructions below unless there is a related appeal\* to the Local Planning Appeal Tribunal (LPAT) for the same matter.

### **TORONTO LOCAL APPEAL BODY (TLAB) APPEAL INSTRUCTIONS**

To appeal this decision to the TLAB you need the following:

- a completed TLAB Notice of Appeal (Form 1) in **digital format** on a CD/DVD or USB stick; and
- \$300 for each appeal filed regardless if related and submitted by the same appellant.
- Fees are payable to the **City of Toronto** by cash, certified cheque or money order (Canadian funds).

To obtain a copy of the Notice of Appeal Form (Form 1) and other information about the appeal process please visit the TLAB website at [www.toronto.ca/tlab](http://www.toronto.ca/tlab).

### **LOCAL PLANNING APPEAL TRIBUNAL (LPAT) INSTRUCTIONS**

To appeal this decision to the LPAT you need the following:

- a completed LPAT Appellant Form (A1) in digital format on a USB stick and in paper format; and
- \$300 with an additional reduced fee of \$25 for each connected appeal filed by the same appellant.
- Fees are payable to the Minister of Finance by certified cheque or money order (Canadian funds).

To obtain a copy of Appellant Form (A1) and other information about the appeal process please visit the Environmental & Lands Tribunals Ontario (ELTO) website at <http://elto.gov.on.ca/tribunals/lpat/forms/>.

\*A **related appeal** is another planning application appeal affecting the same property. To learn if there is a related appeal, search community planning applications status in the Application Information Centre and contact the assigned planner if necessary. If there is a related appeal, your appeal to the **Local Planning Appeal Tribunal (LPAT)** should be submitted in accordance with the instructions above.