

Kyle Knoeck, M.Sc.Pl., MCIP, RPP
Director, Zoning and Secretary-Treasurer
Committee of Adjustment
City Planning Division

416-394-8060
coa.ey@toronto.ca

Thursday, December 7, 2023

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

File Number: A0277/23EYK
Property Address: 199 THIRTIETH ST
Legal Description: PLAN 2140 LOT 64
Agent: IN TECH HOUSE DESIGN
Owner(s): VASYL BEZRUCHAK IRYNA BEZRUCHAK
Zoning: E
Ward: Etobicoke-Lakeshore (03)
Community:
Heritage: Not Applicable

Notice was given and a Public Hearing was held on Thursday, December 7, 2023, as required by the Planning Act.

PURPOSE OF THE APPLICATION:

To construct a new warehouse building. A previous Committee of Adjustment application (A0251/20EYK) approved variances relating to side yard setback and driveway width.

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

- 1. Section 60.20.40.70.(2), By-law 569-2013**
The minimum required side yard setback is 3 m.
A previous Committee of Adjustment application (A0251/20EYK) approved a side yard setback of 0.5 m from the south side lot line.
The new building will be located 0.61 m from the north and south side lot lines.
- 2. Section 60.20.40.70.(3), By-law 569-2013**
The minimum required rear yard setback is 7.5 m.
The new building will be located 1.83 m from the rear lot line.
- 3. Section 220.5.10.1.(7), By-law 569-2013**
The minimum required number of loading spaces for a warehouse with a gross floor area of 462.74 m² is one Type C loading space.
No loading spaces are proposed.

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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Donald Taylor (signed)



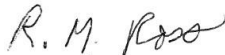
Laura Alderson (signed)



Bill Dalton (signed)



Natalija Popovic (signed)



Rick Ross (signed)

DATE DECISION MAILED ON: Friday, December 15, 2023

LAST DATE OF APPEAL: Wednesday, December 27, 2023

CERTIFIED TRUE COPY

Barbara Bartosik

Manager and Deputy Secretary-Treasurer

Appeal Information

Only the applicant, the Minister, or a specified person or public body that has an interest in the matter may appeal this decision.

All appeals must be filed by e-mail with the Deputy Secretary-Treasurer, Committee of Adjustment to coa.ey@toronto.ca and Barbara.Bartosik@toronto.ca 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 Ontario Land Tribunal (OLT) for the same matter.

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 should be submitted in accordance with the Ontario Land Tribunal (OLT) appeal instructions.

TORONTO LOCAL APPEAL BODY (TLAB) APPEAL INSTRUCTIONS

To appeal this decision to the TLAB, you must submit the following:

- A completed TLAB Notice of Appeal (Form 1).
- \$300 for each appeal filed regardless if related and submitted by the same appellant.
- Fees are payable to the **City of Toronto**. Once your appeal has been received by e-mail by the Deputy Secretary-Treasurer you will receive payment instructions.

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.

ONTARIO LAND TRIBUNAL (OLT) APPEAL INSTRUCTIONS

To appeal this decision to the OLT, you must submit the following:

- A completed OLT Appellant Form (A1).
- \$400 for each appeal type with an additional fee of \$25 for each connected appeal of the same type filed by the same appellant.
- Fees are payable by certified cheque, money order, or credit card, and must be in Canadian funds. Certified cheques and money orders should be made payable to the Minister of Finance. If you would like to pay the fee by credit card, please indicate this on the appeal form and staff will phone you to complete the transaction – do not record any credit card details on the appeal form.

To obtain a copy of Appellant Form (A1) and other information about the appeal process please visit the OLT website at <https://olt.gov.on.ca/appeals-process/>