City of Mississauga Department Comments

Date Finalized: 2022-04-20

To: Committee of Adjustment

From: Committee of Adjustment Coordinator

File(s): A421.21 Ward 2

Meeting date:2022-04-28 1:00:00 PM

Consolidated Recommendation

The City recommends that the application be deferred.

Application Details

The applicant requests the Committee to approve a minor variance to allow a widened driveway with a width of 14.98m (approx. 49.15ft) whereas By-law 0225-2007, as amended, requires a maximum driveway width of 6.00m (approx. 19.69ft) in this instance

Background

Property Address: 1471 Helm Ct

Mississauga Official Plan

Character Area:Clarkson-Lorne Park NeighbourhoodDesignation:Residential Low Density I

Zoning By-law 0225-2007

Zoning: R2-4 - Residential

Other Applications: none

Site and Area Context

The subject property is located within the Clarkson-Lorne Park Neighbourhood Character Area, southeast of Clarkson Road North and the Queen Elizabeth Way. Directly abutting the subject property to the north is the Benares Historic House. The immediate neighbourhood is primarily residential, consisting of one and two-storey single detached dwellings, on large lots with

mature vegetation in the front yards. The subject property contains a one-storey detached dwelling with mature vegetation in the front yard.

The applicant is proposing a widened driveway requiring a variance for driveway width.



Comments

Planning

Section 45 of the *Planning Act* provides the Committee of Adjustment with the authority to grant relief from the requirements of a municipal zoning by-law. Approval of applications must meet the requirements set out under 45(1) and/or 45(2) (a) or (b) in the *Planning Act*.

Staff comments concerning the application are as follows:

The subject property is located within the Clarkson- Lorne Park Neighbourhood Character Area, and is designated Residential Low Density I by the Mississauga Official Plan (MOP). The Residential Low Density I designation permits detached, semi-detached and duplex dwellings.

Upon review of the photos provided by Transportation and Works staff, Planning staff note that additional variances, which cannot be supported by staff, may be required for the existing widened driveway. Furthermore, according to Zoning staff, the variance requested is incorrect. Staff recommend that the application be deferred to permit the applicant the opportunity to meet with Zoning staff to confirm the accuracy of the requested variance and determine if additional variances are required.

Comments Prepared by: Connor DiPietro, Committee of Adjustment Planner

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Appendices

Appendix 1 – Transportation and Works Comments

Enclosed for Committee's information is a photo showing the existing stone driveway area.



Comments Prepared by: John Salvino, Development Engineering Technologist

Appendix 2 – Zoning Comments

The Building Department is not in receipt of any permit applications at this time and the applicant is advised that a zoning review has not been completed. We are unable to confirm the accuracy of the requested variance(s) or determine whether additional variance(s) may be required.

The applicant is advised that a completed zoning review may identify additional instances of zoning non-compliance. The applicant may consider applying for a preliminary zoning review

application and submit working drawings for a detailed zoning review to be completed. A minimum of 6-8 weeks will be required to process a preliminary zoning review application depending on the complexity of the proposal and the detail of the information submitted.

Comments Prepared by: Brandon Eidner, Zoning Examiner

Appendix 3 – Parks, Forestry & Environment

The Park Planning Section of the Community Services Department has no objections to the minor variance application and advises as follows:

- 1. The lands adjacent of the subject property are owned by the City of Mississauga, known as Benares Museum Grounds (P-415).
- 2. Construction access from the park is not permitted.
- 3. Stockpiling of construction materials and encroachment in the adjacent park is not permitted.

Should further information be required, please contact Jim Greenfield, Park Planner, Community Services Department at 905-615-3200 ext. 8538 or via email jim.greenfield@mississauga.ca

Comments Prepared by: Jim Greenfield, Park Planner