City of Mississauga Department Comments

Date Finalized: 2023-01-25 File(s): A740.22

To: Committee of Adjustment Ward: 6

From: Committee of Adjustment Coordinator

Meeting date:2023-02-02

3:00:00 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 an existing driveway with a width of 10.60m (approx. 34.78ft) whereas By-law 0225-2007, as amended, permits a maximum driveway width of 5.20m (approx. 17.06ft) in this instance.

Background

Property Address: 734 Woburn Woods Lane

Mississauga Official Plan

Character Area: Creditview Neighbourhood
Designation: Residential Low Density II

Zoning By-law 0225-2007

Zoning: RM2-2 - Residential

Other Applications: None

Site and Area Context

The subject property is located north-west of the Rathburn Road West and Mavis Road intersection in the Creditview neighbourhood. It currently contains a two-storey detached dwelling with an attached garage and abuts Wakefield Common to the side and rear. Woburn Woods Lane consists exclusively of detached dwellings with lot frontages averaging +/- 12m to

13m (39.4ft to 42.7ft). The larger area context is residential, consisting of detached dwellings on similar or smaller size lots as well as semi-detached dwellings.

The applicant is proposing a modified 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 of the four tests to this minor variance request are as follows:

The subject property is located in the Creditview Neighbourhood Character Area and is designated Residential Low Density II in Schedule 10 of the Mississauga Official Plan (MOP). Section 9.1 of the MOP states that driveway widths and associated setbacks should respect the identity and character of the surrounding context.

Planning staff are unable to support the driveway as requested, as in the opinion of staff it represents a significant amount of hardscaping and would facilitate the parking of three vehicles across, contrary to the intent of the zoning by-law. Staff have been in communication with the applicant about revising the proposal, however at the time of this report Planning staff are not in receipt of a formal resubmission and are therefore unable to provide comments on the discussed revisions.

Planning staff therefore recommend that the application be deferred in order to allow the applicant to complete a formal resubmission of the revised drawings.

Comments Prepared by: Alexander Davies, Committee of Adjustment Planner

Appendices

Appendix 1 – Transportation and Works Comments

This department notes that with regard to the widened driveway within the municipal boulevard (the area between the municipal curb and property line) we would request that this area be reinstated with topsoil and sod should the application be modified to reflect a smaller driveway width within the subject property or if the application is not supported by the Committee.





Comments Prepared by: Tony Iacobucci, Development Engineering Technologist

Appendix 2 – Zoning Comments

In the absence of a Development application we are unable to confirm the accuracy of the information provided, or determine whether additional variance(s) may be required. It should be noted that a zoning review has NOT been completed. The applicant is advised that should they choose to proceed without zoning verification, a full zoning review may result in further variances being required in the future.

For scope of work that does not require Site Plan Approval/Building Permit/Zoning Certificate of Occupancy Permit, the applicant may consider applying for a Preliminary Zoning Review application. A detailed site plan drawing and architectural plans are required for a detailed zoning review to be completed. A minimum of 6-8 weeks is required depending on the complexity of the proposal and the quality of information submitted.

Comments Prepared by: Amy Campbell, Planner-in-Training

Appendix 3 – Parks, Forestry & Environment

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

Should the application be approved, Community Services provides the following notes:

The lands to the rear of the property are owned by the City of Mississauga, identified as Wakefield Common (P-200) and zoned OS1 – Open Space – Community Park.

- 1. If future construction is required, access from the adjacent park/greenlands is not permitted.
- 2. If access is required to City owned lands, a Consent to Enter Agreement/Park Access Permit will be required.
- 3. Stockpiling of construction materials and encroachment in the adjacent park/greenlands is not permitted.

Should further information be required, please contact Nicholas Rocchetti, Park Planning Assistant, Community Services Department at 905-615-3200 ext. 4659 or via email Nicholas.Rocchetti@mississauga.ca.

Comments Prepared by: Nicholas Rocchetti, Park Planning Assistant

Appendix 4 – Region of Peel

We have no comments or objections.

Comments Prepared by: Patrycia Menko – Junior Planner, Planning and Development Services