



# COMMITTEE OF ADJUSTMENT NOTICE OF PUBLIC HEARING

File: A110.23  
Ward: 2

## In Person and Virtual Public Hearing

### Why you received this letter:

You are receiving this letter because you are the owner of a neighbouring property within 60m (200ft) of the subject property, or are the agent/interested party/owner of the property for the application.

### Details of the application and meeting information:

The property owner of 1390 and 1400 Captain Court, zoned R1-2- Residential, has applied for a minor variance under Section 45 of the Planning Act. The applicant requests the Committee to approve a minor variance to allow the construction of a new dwelling proposing:

1. An accessory structure area for the pergola of 37.10sq m (approx. 399.34sq ft) whereas By-law 0225-2007, as amended, permits a maximum accessory structure area of 20.00sq m (approx. 215.28sq ft) in this instance;
2. A building or structure, other than an attached garage, that is connected to a dwelling by an underground corridor or hallway, or by a corridor or hallway above grade with a width less than 5.0m (approx. 16.40ft) at any point shall not be considered an accessory building or structure whereas By-law 0225-2007, as amended, requires it to be considered an accessory building or structure in this instance.
3. An attached garage to not be considered an accessory building or structure whereas By-law 0225-2007, as amended, requires the attached garage to be considered an accessory building or structure in this instance;
4. A driveway walkway attachment width of 9.81m (approx. 32.19ft) whereas By-law 0225-2007, as amended, permits a maximum driveway walkway attachment width of 1.50m (approx. 4.92ft) in this instance;
5. A dwelling unit depth of 27.04m (approx. 88.71ft) whereas By-law 0225-2007, as amended, permits a maximum dwelling unit depth of 20.00m (approx. 65.62ft) in this instance;
6. A combined side yard width of 9.45m (approx. 31.00ft) whereas By-law 0225-2007, as amended, requires a minimum combined side yard width of 18.01m (approx. 59.09ft) in this instance;
7. A height to the highest ridge of 11.73m (approx. 38.48ft) whereas By-law 0225-2007, as amended, permits a maximum height to the highest ridge of 9.50m (approx. 31.17ft) in this instance;
8. An eaves height of 11.20m (approx. 36.75ft) whereas By-law 0225-2007, as amended, permits a maximum eaves height of 6.40m (approx. 21.00ft) in this instance;
9. A side yard setback to the roof overhang (eaves) of 2.55m (approx. 8.37ft) whereas By-law 0225-2007, as amended, requires a side yard setback to the roof overhang (eaves) of 2.41m (approx. 7.91ft) in this instance;
10. The combined width of two points to access of a circular driveway be 11.15m (approx. 36.58ft) whereas By-law 0225-2007, as amended, permits a maximum combined width of 8.50m (approx. 27.89ft) in this instance;
11. A driveway width of 16.32m (approx. 53.54ft) whereas By-law 0225-2007, as amended, permits a maximum driveway width of 10.50m (approx. 34.45ft) in this instance;
12. A driveway area covering 54.9% of the front yard whereas By-law 0225-2007, as amended, permits a maximum driveway area to cover 50% of the front yard in this instance; and,
13. A front yard setback to the roof overhang of 9.85m (approx. 32.32ft) whereas By-law 0225-2007, as amended, requires a minimum front yard setback of 12.00m (approx. 39.37ft) in this instance.

The Committee has set **Thursday, May 11, 2023 at 1:00 PM** for the public hearing on this matter. The hearing will begin promptly at the noted start time and all items on the agenda will be heard in the order shown.

### In Person Hearing:

This hearing will be held in person at Mississauga Civic Centre, Council Chambers, 300 City Centre Drive,

2<sup>nd</sup> Floor. If you wish to speak at the hearing regarding this matter, please note the following:

- Advance registration is preferred to speak at the hearing in person. Please email [committee.adjustment@mississauga.ca](mailto:committee.adjustment@mississauga.ca) by 4:30 p.m. on the Friday prior to the meeting.
- If you intend to make a presentation you must choose one of the following options:
  1. Provide a copy of your electronic presentation in .pdf or PowerPoint format to [committee.adjustment@mississauga.ca](mailto:committee.adjustment@mississauga.ca) by 4:30 on the Friday prior to the meeting **OR**
  2. Bring your presentation material in paper copy or on your laptop or tablet so it can be projected using our Document Camera.

#### **Virtual Hearing:**

- **To participate electronically (computer, tablet or smartphone):** Advance registration is required to speak at the virtual hearing. If you intend to make a presentation at the virtual hearing you must send your request to speak and your presentation material (as an attachment) via email to [committee.adjustment@mississauga.ca](mailto:committee.adjustment@mississauga.ca) no later than 4:30 p.m. on the Friday prior to the hearing.
- **To participate by telephone:** Advance registration is required to speak in the virtual hearing. To register, please call 905-615-3200 x2408 no later than 4:30 p.m. on the Friday prior to the hearing. You must provide your name, phone number, and the application file number. Committee staff will provide you with further details prior to the start of the hearing.
- **If you wish to view the public hearing online please use the following link:**  
<http://www.mississauga.ca/portal/cityhall/council-and-committee-videos>

#### **How to submit a written comment:**

Written comments to the Committee must be received no later than 4:30 p.m. on the Friday prior to the hearing.

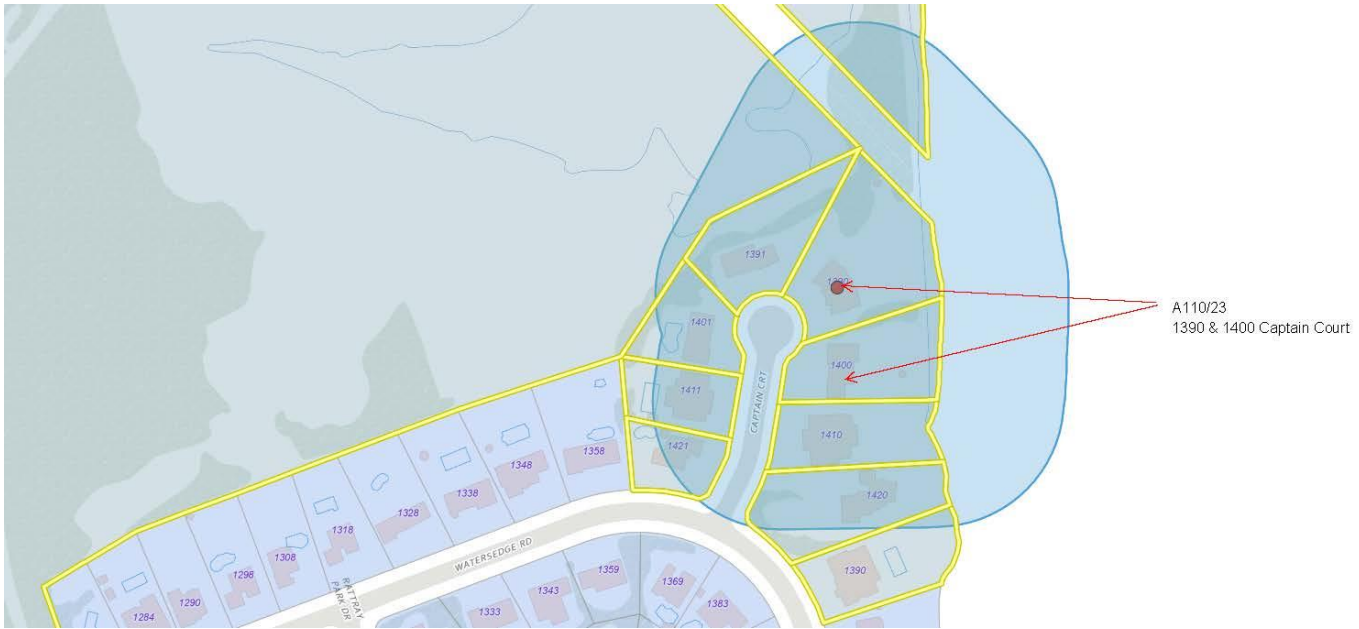
Submissions are accepted by email at [committee.adjustment@mississauga.ca](mailto:committee.adjustment@mississauga.ca) or by mailing the Committee of Adjustment, 300 City Centre Drive 2<sup>nd</sup> Floor, Mississauga, ON L5B 3C1. Please include your name, your address, and the application file number or property address you are commenting on.

#### **Additional Information:**

- You can get more information on this matter by emailing [committee.adjustment@mississauga.ca](mailto:committee.adjustment@mississauga.ca) or calling 905-615-3200 x2408.
- You can review city staff and agency comments one week before the hearing at the following link:  
<http://www.mississauga.ca/portal/cityhall/calendar>.
- If you wish to be notified of the decision of the Committee, you must submit a written request to [committee.adjustment@mississauga.ca](mailto:committee.adjustment@mississauga.ca). This will also entitle you to be advised of an appeal to the Ontario Land Tribunal.

#### **Legal notice:**

Your comments are collected under the legal authority of the Planning Act R.S.O. 1990, Chapter c.P.13, as amended. Your comments regarding this application become the property of the City of Mississauga and will become part of the decision making process of the application. Pursuant to Section 27 of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56, as amended, public feedback to planning proposals is considered a public record and will be disclosed to any individual (including being posted on the internet) upon request in accordance with Section 27 of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56, as amended. Questions about this collection should be directed to the Secretary-Treasurer, Committee of Adjustment, Office of the City Clerk, 300 City Centre Drive, Mississauga ON L5B 3C1 or (905) 615-3200 x2408.



### **New! Committee of Adjustment Appeal Process**

The Province of Ontario recently passed a major housing bill – Bill 23, the More Homes Built Faster Act, 2022 – which has implications for how planning works in the City of Mississauga. One of the changes limits who is allowed to appeal decisions made by the Committee of Adjustment.

### **What's Changed?**

The new legislation limits who is permitted to appeal decisions of the Committee of Adjustment to the Ontario Land Tribunal (OLT). Going forward, only the applicant, the municipality, certain public bodies and the Minister can appeal a decision to the OLT. Individuals are no longer permitted to do so.

That being said, individuals still have an opportunity to participate in the decision-making process by:

1. Making written or oral submissions to the Committee of Adjustment before it makes a decision. Your feedback helps ensure that the Committee of Adjustment is making its decisions in the public interest according to good planning principles.
2. If a Committee of Adjustment decision is appealed to the OLT, you can request participant status and make written submission to the OLT for consideration as part of the decision-making process. The OLT Citizen Liaison can help you better understand the rules, practices and procedures of the OLT and can be reached at [OLT.CLO@ontario.ca](mailto:OLT.CLO@ontario.ca).

More information about the Committee of Adjustment is available on the City's website:

<https://www.mississauga.ca/council/committees/committee-of-adjustment/>