

Milton Committee of Adjustment and Consent

Application for Minor Variance

Request for Permission

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APPLICANT TO SELECT:

I/We, the undersigned, hereby apply to the Milton Committee of Adjustment and Consent for relief, as described in this application, from Town of Milton Comprehensive Zoning By-law(s):

No. 016-2014, as may be amended; and/or No. 144-2003, as amended

This application is being made under the following section of the "Planning Act", (R.S.O. 1990, Chapter P.13), as amended:

- Section 45(1): A change to a by-law standard (e.g. coverage, setbacks, frontage, height, etc.); or
 Section 45(2)(a)(i): A change to or expansion of an existing legal non-conforming use; or
 Section 45(2)(a)(ii) or Section 45(2)(b)

Name of Registered Owner(s): _____
NOTE: All owner names required; in full, as registered on title (deed)

Mailing Address (including Box Number and Postal Code) _____
_____ E-Mail Address: _____

Telephone Number (including Area Code): _____ Fax Number: _____

Name of Agent, including Firm Name (if any): _____

Mailing Address (including Box Number and Postal Code) _____
_____ E-Mail Address: _____

Telephone Number (including Area Code): _____ Fax Number: _____

Provide nature (i.e. description) and extent/amount of relief being requested; specifically, what applicant is requesting vs. what by-law otherwise requires: (Pre-consultation with Town Zoning Staff will be required to confirm variances/permissions needed.)

Important: Explain why you are not able or prepared to meet the standards as set out in the Zoning By-law. Specific reasons, making reference to the by-law standard(s), are required. [Additional justification may be required; please confirm with Town Staff.] If additional space/explanation is needed, a separate schedule should be submitted with this application.

Description of Subject Land (Important: Accurate/current sketch or survey must be attached.)

Municipal Address: _____ Lot/Block/Part Number: _____

Plan Number: _____ Concession Number (including former Twp., if applicable): _____

Access: Regional Road Municipal Road Provincial Highway Easement/Right-of-Way

Frontage: _____ metres Depth: _____ metres Area _____ hectares (square metres)

Property Assessment Roll Number(s): 2409-

Reference all roll numbers, if more than one

Land subject to outstanding building violations; notice(s) of contravention to a town by-law; or Order(s) to Comply/Stop Work Order(s) under the authority of the "Ontario Building Code Act"? Yes No
If yes, specify type of action + Town Staff contact _____

Proposal Subject to Heritage Review? (Detailed information available from Town Heritage Planner)

Is/are property/structure(s) on Town's Heritage List? Yes No

Is property located within the Town's (Site Plan Control) Character Area? Yes No

Are any buildings/structures on the property 40 years or older or of heritage interest? Yes No

Land Subject to Conservation Authority Regulations?

Yes No If yes, specify Authority _____
Conservation Halton, Grand River Conservation Authority, Credit Valley Conservation

If yes, has applicant contacted CA? Yes No If yes - Staff/status: _____

Easements on Subject Land? Yes No

If yes, specify type of easement (location also to be noted on sketch) _____

Sewage Disposal? Regional; or Private (Septic) Water? Regional; or Private (Well)

Storm Drainage? Sewers Ditches Swales Rear Lot Catchbasin Other _____

Lands in vicinity? CN Railway lands CP Railway lands Union Gas lands
 Halton District School Board lands None of the above

Particulars of Uses and All Buildings/Structures on or Proposed for the Subject Land
[Metric measurements are to be used; measurements must also be shown on associated sketch]

Existing – Use and Principal Building/Structure

Current Land Use(s): _____ Buildings/Structures on Property Yes No If yes,

Dimensions/Floor Area: _____ metres/square metres Height: _____ metres Number of Storey(s): _____

Location of Principal Building/Structure on Lot Relative to Lot Lines

Setback from rear yard lot line: _____ metres Setback from front yard lot line: _____ metres

Setbacks from each of the side yard lot lines: _____ metres and _____ metres

Describe any other existing buildings situated on the subject lands: _____

Proposed – Use and Building/Structure

- Proposed Use of Subject Land _____
- New Structure (e.g. house, accessory building, commercial building) _____
i.e. single, semi – attached, detached)
- Addition (e.g. added living space, sunroom, deck, garage) _____
(Include description of addition)

If New Structure: Total Dimensions/Floor Area: _____ metres/square metres

Total height of new building: _____ metres No. of Storey(s) of new building _____

If Addition: Additional Dimensions/Floor Area: _____ metres/square metres

Overall height of structure, including addition: _____ metres

Number of Storey(s) of structure, including additions: _____

Location of Proposed Building/Addition Relative to Lot Lines

Setback from rear yard lot line: _____ metres Setback from front yard lot line: _____ metres

Setbacks from each of the side yard lot lines: _____ metres and _____ metres

Present Local Official Plan Designation of subject property: _____
(Available from Town Development Planner)

Present Zoning By-law Designation(s): _____
(Available from Town Zoning Officer)

If known, has the subject property ever been the subject of an application to the Committee of Adjustment under Section 45 of the “Planning Act”?

Yes No Unknown If yes, specify File No.: D13 (A _____

Description (including status) of previous variance: _____

Is the property referenced in this application currently subject to any of the following application types?

- Yes No Application for Consent (e.g. severance)
- Yes No Plan of Subdivision or Condominium
- Yes No Site Plan Application
- Yes No Building Permit Application
- Yes No Swimming Pool/Hot Tub Application

If Yes: File No.: _____ Status: _____

If this application is being made under Section 45(2) of the “Planning Act”, please complete the following. For those applications related to Section 45(1), the balance of this page does not apply.

Date subject lands acquired by current owner: _____

Date(s) of construction of all existing buildings and structures on subject lands: _____

Length of uninterrupted time the existing uses on subject property have continued: _____

In the case of a legal non-conforming use, please also complete the following:

Does the application pertain only to the extent of lands owned and lawfully used (albeit prohibited by the associated zoning, as of the date of its passing)? Yes No

Has verification of status been provided, to the satisfaction of Town Zoning Staff? Yes No
If yes, provide details _____

Permissions by Owner or Authorized Agent

One original (signed and witnessed) copy of this form is required, per application.

I/We consent to the Members of the Milton Committee of Adjustment or a representative of the Committee and/or Town of Milton Staff entering onto and inspecting the subject lands and structures for the limited purpose of evaluating the merits of this application.

I/We hereby further authorize the Town of Milton to release municipal property tax information to the applicant and/or agent named within the attached application, for the specific property location, referenced therein.

I/We also consent to the registration in the Halton Registry Office against the subject lands of the final decision, associated agreement, and/or an undertaking given by me/us.

Dated at the _____ of _____
Specify Municipality Type, e.g. "Town or City" Specify Name of Local Municipality where document signed, e.g. "Milton"
this _____ day of _____, _____
Day Month Year

I/we, _____
Full name(s) - as shown on registered title of property
of the _____ of _____
Specify Municipality Type of Residence, e.g. "Town or City" Specify Name of Local Municipality of Residence, e.g. "Milton"
in the _____ of _____
Specify Type of Upper-Tier Municipality, e.g. "Region or County" Specify Name of Upper-Tier Municipality, e.g. "Halton"

solemnly declare that all the statements contained in this application are true and I/we make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the "Canada Evidence Act".

Signature of Owner(s) or Authorized Agent
*Completed application to be signed (with Photo I.D.), in the presence of a Commissioner for Taking Affidavits

Signature of Owner(s)
*Completed application to be signed (with Photo I.D.), in the presence of a Commissioner for Taking Affidavits

Note: Where a Corporation owns the subject property, the signature must be of a signing officer with authority to bind the Corporation and should include the Corporate Seal, if there is one.

Declared before me at the _____ of _____
Specify Lower-Tier Municipality Type, e.g. "Town or City" Specify Name of Municipality, e.g. "Milton"
in the _____ of _____
Specify Upper-Tier Municipality Type, e.g. "Region or County" Specify Name of Upper-Tier Municipality, e.g. "Halton"
this _____ day of _____, _____
Day Month Year

A Commissioner, etc.

Authorization of Owner – If Required

Important: If an Agent will not be representing the Property Owner(s) and Page 4 of the application form has been signed by all property owners (in the presence of a Commissioner for Taking Affidavits), this supplementary authorization form is not generally required.

This authorization page must be completed when: (a) all owners have not duly signed the application form itself; and/or (b) an Agent (other than the owner) will be providing representation in the matter; (c) a property is being sold and the purchaser will be undertaking the application process (owner/vendor signature/authorization is required, plus a copy of binding Offer of Purchase and Sale).

When deemed to be required, one copy of this authorization (with original signatures) is to be provided with the submission of the complete application package.

I/we, _____
All owner names (as shown on registered title of property) – Please Print Clearly

owners of _____
Municipal Address – Please Print Clearly

hereby authorize

Name of Agent, including Firm Name (if applicable) – Please Print Clearly

to submit the attached application to the Planning Department and Committee of Adjustment and Consent for the Town of Milton and to appear on my/our behalf at any Hearing(s) respecting the application and to provide any information or material required by the Committee or Planning Staff relevant to the application.

I/We further authorize the Town of Milton to release municipal property tax information to the applicant/agent named within the attached application, for the specific property location, referenced therein.

I/We further consent to the registration in the Halton Registry Office against the subject lands of the final Decision, associated Agreement and/or an Undertaking given by me/us.

I/We further consent to the Committee Members or a representative of the Committee and/or Town of Milton Staff entering onto and inspecting the subject lands and structures.

Dated at the _____ of _____
Specify Municipality Type, e.g. "Town or City" Specify Name of Local Municipality where document signed, e.g. "Milton"

this _____ day of _____, _____
Day Month Year

Signature of Owner

Signature of Owner

Print Owner Name

Print Owner Name

Where a corporation owns the subject property, the signature used must be of a signing officer having authority to bind that corporation and should include the corporate seal, if there is one.

Advisory: If someone other than the owner and/or authorized agent will be attending the Public Hearing to address the Committee, a written notice from the owner or authorized agent is be provided to the Committee Secretary-Treasurer in advance of Committee deliberations.