

# Committee of Adjustment Application for Minor Variance

## Introduction – Minor Variance

An asterisk (\*) indicates a response is required

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## Pre-consultation with Zoning and Planning Services staff

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**Was a Preliminary Zoning Review submitted for this proposal? (Residential properties only) \***

Yes

No

**Was Planning Services staff consulted? \***

Yes

No

## Committee of Adjustment fee(s)

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Following the submission of this online form, Committee of Adjustment staff will contact you to complete the required fee payment and that until such time that the fee is received, the application will not be complete and will not be processed. For the application fee and the fee refund policy, please visit the [Committee of Adjustment fees](#) page.

**I understand that following the submission of this online form, Committee of Adjustment staff will contact me to complete the required fee payment \***

I agree

# Municipal Freedom of Information

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In submitting this development application and supporting document, the owner/authorized agent, hereby acknowledge the City of Guelph will provide public access to all development applications and supporting documentation, and provide their consent, that personal information, as defined by Section 2 of the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA) is collected under the authority of the Municipal Act, 2001, and in accordance with the provisions of MFIPPA. Information on this application and any supporting documentation provided by the owner/authorized agent, consultants and solicitors, will be part of the public record and will also be available to the general public. Therefore, information on this application and any supporting documentation provided by the owner/authorized agent, consultants and solicitors, will be **posted online** and available to the general public.

Questions regarding the collection, use, and disclosure of this information may be directed to the Information and Access Coordinator at [privacy@guelph.ca](mailto:privacy@guelph.ca) or 519-822-1260 extension 2349.

**I understand and provide my consent, that personal information, as defined by Section 2 of the MFIPPA is collected under the authority of the Municipal Act, 2001, and in accordance with the provisions of MFIPPA. \***

I agree

## Permission to enter the site

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**The owner or authorized agent hereby authorizes the Committee of Adjustment members and City of Guelph staff to enter onto the above-noted property for the limited purposes of evaluating the merits of this application. \***

I agree

## Posting of Advisory Sign

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**I understand that each sign must be posted at least ten (10) days before the scheduled hearing of this application and be replaced, if necessary, until the day following the hearing. \***

I agree



# Committee of Adjustment Application for Minor Variance

## Contact information

An asterisk (\*) indicates a response is required

### Registered owner

If there is more than one owner, please include all registered owner(s) as listed on Transfer/Deed of Land.

**Name \***

Joe Swindlehurst

**Phone \***

(226) 971-2681

**Extension**

**Email \***

alainas85@outlook.com

### Mailing address

**Unit**

**Street address \***

7 Brighton St

**City \***

Guelph

**Postal code \***

N1E3S8

**Name \***

Alaina

**Phone \***

(519) 242-7256

**Extension**

**Email \***

Alainas@outlook.com

### Mailing address

**Unit**

**Street address \***

7 Brighton St

**City \***

Guelph

**Postal code \***

N1E3S8

**Is there an authorized agent? \***

Yes

No



# Committee of Adjustment Application for Minor Variance

## Property information

An asterisk (\*) indicates a response is required

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### Property address

**Street number \***

7

**Street \***

Brighton Street

**City \* ?**

Guelph

**Province \***

Ontario

**Postal code**

N1E 3S8

### Legal Description of the property

The legal description is the registered plan and lot number(s)

**Legal description of the property \***

Residential detached bungalow home, on a corner lot. Lot #165  
Registered Plan # 465

[Official Plan Designation – Schedule: Land Use \(PDF\)](#)

**Official Plan Designation – Land Use \***

Low Density Residential

[Zoning Designation under Zoning By-law \(1995\)-14864 – Interactive Map](#)

**Current zoning designation under Zoning By-law (1995)-14864, as amended \***

R.1B

Zoning Designation under Zoning By-law (2023)-20790, as amended – Interactive Map

**Current zoning designation under Zoning By-law (2023)-20790, as amended \***

RL.1

**Date property was purchased \***

5/18/2007



**Is a building or structure proposed? \***

Yes

No

**Date of proposed construction \***

8/1/2023



**Is this a vacant lot? \***

Yes

No

**Is this a corner lot? \***

Yes

No

**Length of time existing uses have continued \***

This has always been a residential home

**Existing use of the subject property \***

Residential

## Dimensions of the property

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Please refer to survey plan or site plan

**Frontage (metres) \***

18.29

**Area (metres squared) \***

557.48

**Depth (metres) \***

30.48

# Committee of Adjustment Application for Minor Variance

## Application details

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## Purpose of the application

Is the purpose of the application enlargement/extension of legal non-conforming use? \*

Yes

No

Purpose of the application \* 

new building

building addition

accessory structure

accessory apartment

fence height

additional use

variance(s) related to a consent application

other

Type of proposal (select all that apply) \*

Existing

Proposed

## Variance(s) required under Zoning By-law (1995)-14864, as amended

The City of Guelph recently approved a new Zoning By-law. This means that applicants will need to apply under both the current, and previous Zoning By-law while the transition occurs. Please ensure you are applying for variances under both Zoning By-law (1995)-14864, as amended and Zoning By-law (2023)-20790, as amended.

[View the Zoning Bylaw](#)

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Are variance(s) from Zoning By-law (1995)-14864, as amended, required? \*

Yes

No

Section or table of Zoning Bylaw (1995)-14864, as amended \*

5.1.2 Row 8

Proposed \*

4.27

Required \*

6 meters

Section or table of Zoning Bylaw (1995)-14864, as amended \*

4.20.9

Proposed \*

1.9

Required \*

0.8 meters

Section or table of Zoning Bylaw (1995)-14864, as amended \*

4.20.11

Proposed \*

2.5

Required \*

1.9

## Variance(s) required under Zoning By-law (2023)-20790, as amended

[View the Zoning Bylaw](#)

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Are variance(s) from Zoning By-law (2023)-20790, as amended, required? \*

Yes

No

Section or table of Zoning Bylaw (2023)-20790,  
as amended \*

6.3 Row D

Proposed \*

4.27

Required \*

6 meters

Section or table of Zoning Bylaw (2023)-20790,  
as amended \*

4.16.3 (a) ( i )

Proposed \*

1.9

Required \*

0.8

Section or table of Zoning Bylaw (2023)-20790,  
as amended \*

4.16.3 (C)

Proposed \*

2.5

Required \*

1.9

Why is it not possible to comply with the Zoning Bylaw?

**Please describe the reasons why the variance(s) are needed \* **

Due to our lot elevation and being a corner lot we are presented with challenges, those being parking and privacy and a safe place for our young children to play. We wish to apply for this variance to permit the extension of our fence to a height of 1.9 meters (max) into what would be considered our "front lawn" but in reality (being a corner lot) it is our side yard. In what is our backyard (but being a corner lot, this is considered our "interior side yard" boundary) we desire the privacy of a fence 2.5 meters (max) in height. In our side yard (being a corner lot this is considered our "backyard") adding a carport for our van to safely load and unload the kids. We will maintain the driveway width by-law and not exceed 6.5 meters at its widest point. The design and esthetics of our carport and fence will add curb appeal and overall value to the home/neighbourhood/community. We hope that our drawing developed with guidance from the City of Guelph's planning and building services team assists with the description above.

**Other development applications that relate to this minor variance. Has the subject land ever been the subject of:**

- |  |   |
|--|---|
| <input type="checkbox"/> Official Plan Amendment             | <input type="checkbox"/> Zoning Bylaw Amendment |
| <input type="checkbox"/> Plan of Subdivision                 | <input type="checkbox"/> Site Plan              |
| <input type="checkbox"/> Building Permit                     | <input type="checkbox"/> Consent                |
| <input type="checkbox"/> Previous Minor Variance Application |   |

# Committee of Adjustment Application for Minor Variance

## Building information

An asterisk (\*) indicates a response is required

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### Existing buildings and structures

#### Main building (dwelling and building)

**Gross floor area of  
main building  
(square metres) \***

123

**Number of stories of  
main building \***

1

**Height of the main  
building (metres) \***

4.75

**Width of the main  
building (metres) \***

7.92

**Length of the main  
building (metres) \***

15.6

#### Additional existing buildings

**Are there any additional buildings or structures on the subject  
property? \***

Yes

No

Select the buildings or structures that are on the subject property?  
(check all that apply) \*

Accessory structure

Deck

Porch

Other

Accessory structure

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Gross floor area of accessory structure  
(square metres) \*

5.9

Number of stories of accessory structure \*

1

Height of accessory  
structure (metres) \*

3

Width of accessory  
structure (metres) \*

2.4

Length of accessory  
structure (metres) \*

2.4

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# Committee of Adjustment Application for Minor Variance

## Building information (continued)

An asterisk (\*) indicates a response is required

### Proposed buildings and structures

**Add a proposed building or structure (check all that apply) \***

- Accessory structure
- Building addition
- Deck
- Porch
- Other

### Proposed building addition

**Gross floor area of proposed building addition (square metres) \***

**Number of stories of proposed building addition \***

**Height of building addition (metres) \***

**Width of building addition (metres) \***

**Length of building addition (metres) \***

### Proposed other structure

Please specify

Type of proposed structure \*

Fence

Gross floor area of proposed structure  
(square metres) \*

1

Number of stories of  
structure \*

0

Height of structure  
(metres) \*

2.5 (max)

Width of structure  
(metres) \*

0

Length of structure  
(metres) \*

0

Type of proposed structure \*

Fence

Gross floor area of proposed structure  
(square metres) \*

1

Number of stories of  
structure \*

0

Height of structure  
(metres) \*

1.9 (max)

Width of structure  
(metres) \*

0

Length of structure  
(metres) \*

0



# Committee of Adjustment Application for Minor Variance

## Setbacks, access and services

An asterisk (\*) indicates a response is required

### Setbacks for all Buildings and Structures

A setback is the distance from a property line to the nearest wall/structure/building.

#### Existing

**Front setback (metres) \***

**Rear setback (metres) \***

**Exterior setback (metres) \***

**Interior setback (metres) \***

#### Proposed

**Front setback (metres) \***

**Rear setback (metres) \***

**Exterior setback (metres) \***

**Interior setback (metres) \***

## Type of Access to the Subject Lands

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### Type of Access to the Subject Lands (check all that apply) \*

- Provincial highway
- Municipal road
- Private road
- Water
- Other

## Types of Municipal Services

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### Types of Municipal Service (check all that apply)

- Water
- Sanitary sewer
- Storm sewer



# Committee of Adjustment Application for Minor Variance

## Summary and review

An asterisk (\*) indicates a response is required

### Sworn Declaration

I solemnly declare that all of the above statements contained in this application are true and I 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.

**Name \***

Joe Swindlehurst

**Date \***

8/11/2023



**Street address \***

7 Brighton St

**City \***

Guelph

**Province \***

Ontario

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## Additional fees

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### Committee of Adjustment

For the application fee related to the Committee of Adjustment, please visit the [Committee of Adjustment fees](#) page.

### Conservation Authority - GRCA

Should the lands be within an area of interest to the [Grand River Conservation Authority](#) (GRCA), a further fee may be required for GRCA comments.

### Legal and Realty Services

Any municipal agreement required as a condition of minor variance approval will be subject to a fee of \$428.00 plus HST and applicable search and registration costs.

### Building Services

For fees related to permits issued by Building Services, please visit [Building Services fee webpage](#)

### Other Fees

For information on any other additional user fees, please visit the [2023 User Fee Guide](#)

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**I have read and understood the statements above. \***

I agree

**What email address would you like us to contact you with? \***

alainas85@outlook.com

# Office use only

File number

**A-66/23**

## Address

7 Brighton Street  
Guelph, Ontario  
N1E 3S8

Comments from staff

**Received August 15, 2023**