

# Committee of Adjustment Application for Minor Variance



Consultation with City staff is encouraged prior to submission of this application.	OFFICE USE ONLY	
	Date Received: July 13, 2020	Folder #: A-34/20
	Application deemed complete: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

## TO BE COMPLETED BY APPLICANT

Was there pre-consultation with Planning Services staff?      Yes       No

THE UNDERSIGNED HEREBY APPLIES TO THE COMMITTEE OF ADJUSTMENT FOR THE CITY OF GUELPH UNDER SECTION 45 OF THE PLANNING ACT, R.S.O. 1990, C.P.13, AS DESCRIBED IN THIS APPLICATION, FROM BY-LAW NO. (1995)-14864, AS AMENDED.

<b>PROPERTY INFORMATION:</b>	
Address of Property: <u>23 GARIBALDI ST. GUELPH ON N1E 5P3</u>	
Legal description of property (registered plan number and lot number or other legal description): <u>LOTS 59, 60, 61 PL388 WC563466</u>	
<b>REGISTERED OWNER(S) INFORMATION: (Please indicate name(s) exactly as shown on Transfer/Deed of Land)</b>	
Name:	<u>2680579 ONTARIO INC.</u>
Mailing Address:	<u>23 GARIBALDI ST.</u>
City:	<u>GUELPH</u>
Postal Code:	<u>N1E 5P3</u>
Home Phone:	<u>519-994-0039</u>
Work Phone:	
Fax:	
Email:	<u>sam.zajdlik@gmail.com</u>
<b>AGENT INFORMATION (If Any)</b>	
Company:	<u>GOLDFARM CANADA</u>
Name:	<u>JACOB GOLDFARB</u>
Mailing Address:	<u>95A FARQUHAR ST.</u>
City:	<u>GUELPH</u>
Postal Code:	<u>N1H 3N4</u>
Work Phone:	<u>416-573-6160</u>
Mobile Phone:	
Fax:	
Email:	<u>jacob@goldfarm.ca</u>



Official Plan Designation: <u>LOW-DENSITY RESIDENTIAL</u>	Current Zoning Designation: <u>B.4-5</u>
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**NATURE AND EXTENT OF RELIEF APPLIED FOR (variances required):**

SECTION 7.3.4.5.1, SPECIALIZED INDUSTRIAL ZONES (B) FOR 23 GALIBALDI ST. TO PERMIT AGRICULTURE (VEGETATION BASED) ON THE PROPERTY AS A USE

SECTION 7.1.3.1, INDUSTRIAL B4 ZONE TO PERMIT AGRICULTURE (VEGETATION BASED) ON THE PROPERTY AS A PERMANENT USE, WHEN THE BY-LAW REQUIRES THAT AGRICULTURE (VEGETATION BASED) BE A TEMPORARY USE.

**Why is it not possible to comply with the provision of the by-law? (your explanation)**

AGRICULTURE (VEGETATION BASED) IS A PERMITTED USE IN THE PARENT SECTION OF THE ZONING BY-LAW, SO IT IS MY HOPE THAT THIS SPACE IS CONSIDERED EQUALLY SUITABLE FOR THAT USE. THE UNIT (UNIT B) ALREADY HAS ALL THE MAJOR FIXTURES IN PLACE THAT ARE NEEDED FOR PROPER SANITATION AND ENVIRONMENTAL CONTROL (3-BASIN STAINLESS STEEL SINK, HEAT, AC, IN-LINE EXHAUST FAN)

<b>PROPERTY INFORMATION</b>			
Date property was purchased:	<u>MARCH 15, 2014</u>	Date property was first built on:	<u>1955</u>
Date of proposed construction on property:	<u>N/A</u>	Length of time the existing uses of the subject property have continued:	<u>20+ YEARS</u>
EXISTING USE OF THE SUBJECT PROPERTY (Residential/Commercial/Industrial etc.): <u>COMMERCIAL</u>			
PROPOSED USE OF LAND (Residential/Commercial/Industrial etc.): <u>COMMERCIAL / AGRICULTURE (VEGETATION BASED)</u>			

<b>DIMENSIONS OF PROPERTY: (please refer to your survey plan or site plan)</b>			
Frontage:	<u>32m</u>	Depth:	<u>33.5m</u>
		Area:	<u>1072m<sup>2</sup></u>



PARTICULARS OF ALL BUILDINGS AND STRUCTURES ON THE PROPERTY (in metric)			
EXISTING (DWELLINGS & BUILDINGS)		PROPOSED	
<b>Main Building</b>		<del>Main Building</del> UNIT B, STORAGE, MEETING RM, UNIT D, WASHROOM	
Gross Floor Area:	671.224 m <sup>2</sup>	Gross Floor Area:	210.54 m <sup>2</sup>
Height of building:	7.62 m	Height of building:	7.62 m
<b>Garage/Carport (if applicable)</b>		<b>Garage/Carport (if applicable)</b>	
Attached <input checked="" type="checkbox"/>	Detached <input type="checkbox"/>	Attached <input type="checkbox"/>	Detached <input type="checkbox"/>
Width:	3 m	Width:	
Length:	3 m	Length:	
Driveway Width:	3 m	Driveway Width:	
<b>Accessory Structures (Shed, Gazebo, Pool, Deck)</b>		<b>Accessory Structures (Shed, Gazebo, Pool, Deck)</b>	
Describe details, including height:		Describe details, including height:	

LOCATION OF ALL BUILDINGS AND STRUCTURES ON OR PROPOSED FOR THE SUBJECT LAND					
EXISTING			PROPOSED No CHANGE		
Front Yard Setback:	9.75m	M	Front Yard Setback:		M
Exterior Side Yard (corner lots only)	8.84m	M	Exterior Side Yard (corner lots only)		M
Side Yard Setback:	Left: M	Right: M 1-2.13m	Side Yard Setback:	Left: M	Right: M
Rear Yard Setback	6.1m	M	Rear Yard Setback		M

**TYPE OF ACCESS TO THE SUBJECT LANDS (please check the appropriate boxes)**

Provincial Highway     Municipal Road     Private Road     Water     Other (Specify) \_\_\_\_\_

**MUNICIPAL SERVICES PROVIDED (please check the appropriate boxes)**

Water     Sanitary Sewer     Storm Sewer

If not available, by what means is it provided: \_\_\_\_\_

**IS THE SUBJECT LAND THE SUBJECT OF ANY OF THE FOLLOWING DEVELOPMENT TYPE APPLICATIONS?**

	No	Yes	File Number and File Status
Official Plan Amendment	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____
Zoning By-law Amendment	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____
Plan of Subdivision	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____
Site Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____
Building Permit	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____
Consent	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____
Previous Minor Variance Application	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____



**MUNICIPAL FREEDOM OF INFORMATION DECLARATION:**

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 my 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 myself, my agents, consultants and solicitors, will be part of the public record and will also be 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 ext. 2349.

**PERMISSION TO ENTER**

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.

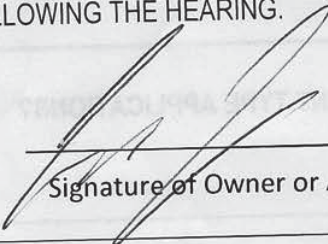
**POSTING OF ADVISORY SIGN**

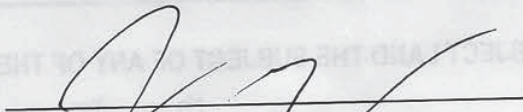
This will confirm the requirement of the Committee of Adjustment for a sign to be posted by all applicants or authorized agents on each property under application.

A sign will be made available to you upon once the application has been processed and hearing time set. You are directed to post the sign in a prominent location that will enable the public to observe the sign. The location of each sign will depend on the lot and location of structures on it; however, the sign should be placed so as to be legible from the roadway in order that the public can see the sign and make note of the telephone number should they wish to make inquiries. In most cases, please post the sign on a stake as you would a real estate sign.

Each sign must be posted a minimum of ten (10) days prior to the scheduled hearing, until the day following the hearing. Please fill in the information below indicating your agreement to post the sign(s) as required. This form must be submitted with the application in order that it may be placed in the file as evidence that you have met with the Planning Act requirements. Failure to post the sign as required may result in a deferral of the application.

I, THE UNDERSIGNED, UNDERSTAND THAT EACH SIGN MUST BE POSTED AT LEAST TEN (10) DAYS BEFORE THE SCHEDULED HEARING OF MY APPLICATION AND BE REPLACED, IF NECESSARY, UNTIL THE DAY FOLLOWING THE HEARING.

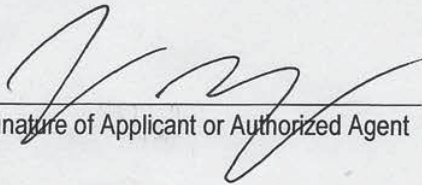
  
\_\_\_\_\_  
Signature of Owner or Authorized Agent

  
\_\_\_\_\_  
Signature of Owner or Authorized Agent



**AFFIDAVIT**

I/We, JACOB GOLDFARB, of the City/Town of GUELPH in County/Regional Municipality of WELLINGTON, 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.

  
\_\_\_\_\_  
Signature of Applicant or Authorized Agent


\_\_\_\_\_  
Signature of Applicant or Authorized Agent

**NOTE: The signature of applicant or authorized agent must be witnessed by a Commissioner. A Commissioner is available when submitting the application to Committee of Adjustment staff.**

Declared before me ~~at the~~ via conference call at the

City/Town of Guelph in the County/Regional Municipality of

Wellington this 13 day of July, 2020.

  
\_\_\_\_\_  
Commissioner of Oaths

**JUAN ANTONIO da SILVA CABRAL**  
A Commissioner etc. Province of Ontario for  
The Corporation of the City of Guelph  
Expires July 19, 2022

(official stamp of Commissioner of Oaths)

### APPOINTMENT AND AUTHORIZATION

I / We, the undersigned, being the registered property owner(s)

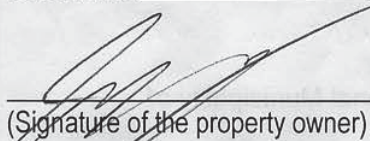
2680574 Ontario Inc. / Samool Zajdlid  
[Organization name / property owner's name(s)]

of 23 Garibaldi Street  
(Legal description and/or municipal address)

hereby authorize JACOB GOLDFARB  
(Authorized agent's name)

as my/our agent for the purpose of submitting an application(s) to the Committee of Adjustment and acting on my/our behalf in relation to the application.

Dated this 25<sup>th</sup> day of FEBRUARY 2020.

  
\_\_\_\_\_  
(Signature of the property owner)

\_\_\_\_\_  
(Signature of the property owner)

NOTES:

1. If the owner is a corporation, this appointment and authorization shall include the statement that the person signing this appointment and authorization has authority to bind the corporation (or alternatively, the corporate seal shall be affixed hereto).
2. If the agent or representative is a firm or corporation, specify whether all members of the firm or corporation are appointed or, if not, specify by name(s) the person(s) of the firm or corporation that are appointed.