



## **Committee of Adjustment Minutes**

**October 5, 2021**

### **Draft Minutes Not Approved**

Minutes of a Meeting of Committee of Adjustment held on Tuesday, October 5, 2021 at 6:00 p.m. in the Council Chambers, City Hall.

**Present:** Robert Short, Chair  
Mauro DiCarlo  
Claude Dufresne  
Tom Green  
Stewart Hamilton

**Also Present:** Christie Gilbertson, Planner, Policy and Research  
Andrea Stillman, Zoning Administrator  
Jennifer Sawatzky, Secretary-Treasurer  
Nolan Drumm, Assistant Planner

Committee of Adjustment was called to order at 6:00 p.m.

### **Disclosure of Pecuniary Interest**

There were no disclosures of Pecuniary Interest.

### **Applications**

#### **1. File No. A41/21, 26 Krogh Road**

This matter relates to a minor variance application submitted by Chris Page and Lori Page, the owners of the property that is the subject of the application.

The purpose of the application is to reduce the minimum building setback from a side lot line of a main building from 3 metres to 0.597 metres to facilitate the construction of an attached garage with loft at the subject property.

Chris Page attended the meeting and addressed the Committee as follows:

- They are applying for a minor variance to reduce the building setback to the site lot line to permit the construction of a garage with a loft.
- There is not currently a garage on the property and the house has limited storage space. The loft above the garage will be used for additional storage.
- In consultation with staff, the request was revised to increase the requested setback from the side lot line from 0.597 metres to 0.9 metres.
- They will be able to comply with the condition requiring the submission of a grading plan prior to applying for a Building Permit.
- They are satisfied with the Recommendation outlined in the Staff Report.

Christie Gilbertson, Planner, Policy and Research, advised that following publication of the Staff Report, Staff completed a review of the parking requirements and determined that since the property is located in Parking Area 3, the City of Peterborough zoning regulations for the minimum size of a required parking space apply to the property.

Therefore, the two required parking spaces can be established in the garage measuring 2.7 metres by 5.7 metres, rather than the former Township requirement of 3 metres by 6 metres. Since the required parking is shown in the concept plan submitted by the applicant on October 4, 2021, Staff are no longer recommending the second condition outlined in the report.

No one spoke in objection to the application and no written objections were received.

Moved by Tom Green

**That the revised application be approved in accordance with the recommendation in the Staff Report, excepting recommended condition ii, requiring submission of a concept site plan.**

“CARRIED”

### **Decision**

The Committee received no comment or presentation from members of the public concerning the application and thus made its decision on the basis of the Staff Report and the application.

Having reviewed the application and considered the information presented both in the Staff Report and presentation, the Committee determined that the revised application for a lesser variance of 0.9 metres should be approved. The Committee acknowledged that parking meeting the by-law regulations was adequately illustrated by the concept plan submitted by the applicant on October 4, 2021 and that the second proposed condition was not required. The Committee determined that the variance is minor, the proposal is desirable for the appropriate development or use of the land, and the general intent and purpose of the Zoning By-law and Official Plan are maintained.

**Therefore, a variance is granted to Section 8 (2)(h) of the Township of Otonabee Zoning By-law (12-79 to reduce the minimum building setback from a side lot line of a main building to 0.9 metres to facilitate the construction of an attached garage with loft PROVIDED THAT the use of the second storey loft is limited to a storage area and is not converted to habitable living space and that construction related to this approval proceed substantially in accordance with the concept plan prepared by Kingdon Timber Mart and dated October 4, 2021. Approval is CONDITIONAL UPON submission and approval of a partial grading plan to the satisfaction of the Development Engineer to demonstrate positive drainage in the area of the reduced setback along the side lot line.**

### **2. File No. A42/21, 562 Clancy Crescent**

This matter relates to a minor variance application submitted by Kylie Szczebonski, the owner of the property that is the subject of the application.

The purpose of the application is to increase the distance that a platform may extend into the building setback from the rear lot line from 3 metres to 3.66 metres to allow the southeast corner of the existing platform to be 3.94 metres from the rear lot line.

Kylie Szczebonski attended the meeting and addressed the Committee as follows:

- The minor variance is required to legalize an existing platform that was constructed 3.94 metres from the rear lot line.
- She agrees with the recommendation outlined in the Staff Report.

Christie Gilbertson, Planner, Policy and Research, advised that she had nothing further to add to the information presented in the Staff Report.

No one spoke in objection to the application and no written objections were received.

Moved by Tom Green

**That the application be approved in accordance with the recommendation in the Staff Report.**

“CARRIED”

### **Decision**

The Committee received no comment or presentation from members of the public concerning the application and thus made its decision on the basis of the Staff Report and the application.

Having reviewed the application and considered the information presented in the Staff Report, the Committee determined that the application should be approved as per the Staff Recommendation and that the variance is minor, the proposal is desirable for the appropriate development or use of the land, and the general intent and purpose of the Zoning By-law and Official Plan are maintained.

**Therefore, a variance is granted from Section 6.19 (b) of the Zoning By-law to increase the distance a platform may extend into the building setback from the rear lot line to 3.66 metres to allow the southeast corner of the existing platform to be 3.94 metres from the rear lot line PROVIDED THAT the approval is limited to a platform constructed in accordance with the concept plan attached as Exhibit B to the Staff Report dated October 5, 2021.**

### **Minutes**

Moved by Mauro DiCarlo

**That the minutes of the Committee of Adjustment hearing held on September 8, 2021 be approved.**

“CARRIED”

### **Other Business**

In response to a question from the chair, the Secretary-Treasurer confirmed that the City’s Vaccination Policy that was approved by City Council on September 27, 2021 does apply to the Committee of Adjustment members. The members will be provided with information about the policy once it is available.

### **Next Meeting**

The next meeting of the Committee of Adjustment is scheduled for Tuesday, November 2, 2021.

### **Adjournment**

The meeting was adjourned at 6:14 p.m.

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Robert Short, Chair

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Jennifer Sawatzky, Secretary-Treasurer