



The Corporation of the Town of Milton

Report To: Council

From: Barbara Koopmans, Commissioner, Planning and Development

Date: January 21, 2019

Report No: PD-003-19

Subject: 2018 Annual Report – Milton Committee of Adjustment and Consent

Recommendation: THAT Report PD-003-19 be received for information.

REPORT

Background

The Committee of Adjustment (COA) function is a statutory municipal responsibility, regulated through the Ontario “Planning Act”. The 2014 to 2018 Committee comprised five (5) residents of Milton appointed by Council to act on matters respecting Sections 44, 45 and 53 to 57 of the “Planning Act”. The term of this Committee is four (4) years and runs concurrently with that of Council. Administrative and planning support is provided to the Members by Town Planning and Development Staff.

The COA makes decisions on minor variance applications under Section 45(1) of the “Planning Act” as well as other application types under Section 45(2), together with certain consent (severance) applications. Members are required to review applications, corresponding technical reports and public comments; make site visits; and participate in the associated decision-making process.

Discussion

Applications under Section 45(1) and 45 (2) of the “Planning Act”

Following are statistics respecting Minor Variance Applications for the year 2018:

Section 45(1) or (2) Applications Received	45
Number of Applications – Rural	6
Number of Applications – Urban	37
Number of Applications – Hamlet	2
Number of Applications – Residential	36
Number of Applications – Non-Residential (Including: Industrial/Commercial/Institutional/Large-Scale Residential requiring site plan)	9



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Applications Approved * Including two (2) applications submitted in late 2017.	45*
Applications Denied	0
Applications Deferred	4
Decisions Appealed to the Land Tribunal Appeals Board (LPAT) ** One additional 'legacy' appeal to the Ontario Municipal Board remains outstanding; hearing is scheduled for January 30, 31 and February 1, 2019.	1**

Applications under Section 53 of the "Planning Act"

Following are statistics regarding Consents for the year 2018:

Consent Applications Received	8
Number of Applications – Rural (new lots not permitted)	0
Number of Applications – Urban	8
Number of Applications – Hamlet	0
Proposals for Lot Creation – Residential	0
Proposals for Lot Creation – Non-Residential, including Commercial etc.	0
Proposals for Lot Addition	2
Other Consent Proposal Types (including easements and long term leases)	6
Number of Consents Approved	8
New Urban Residential Lots Created	1
New Hamlet Residential Lots Created	0
New Urban Industrial/Commercial/Institutional Lots Created	0
Decisions Appealed to the Land Tribunal Appeals Board (LPAT)	0

Outcome of Committee of Adjustment Decisions Appealed to the Land Tribunal Appeals Board

A1-18/011/M - 80 Ontario Street North, Milton

Purpose of Application

- Minor variances for a proposed 4-storey, 83-unit apartment building, including (1) reduced loading space setback to a street line; and (2) reduced number of residential parking spaces per unit, while maintaining 0.25 required visitor parking spaces.

Town Planning Recommendation

- Conditional Approval



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Committee Decision

- Conditional Approval

Local Planning Appeals Tribunal Appeal

- Committee Decision appealed by a neighbouring property owner.
Hearing date scheduled for September 26, 2018.

Outcome of LPAT Mediation

- Settlement reached during mediation; Appeal withdrawn; Hearing cancelled.
- Application conditionally approved.

Property Standards Committee

There were no Property Hearings in 2018.

Financial Impact

None arising from this Report.

Respectfully submitted,

Barbara Koopmans, MPA, MCIP, RPP, CMO
Commissioner, Planning and Development

For questions, please contact: Betty Cunningham Phone Ext. 2315

Attachments

None

CAO Approval
William Mann, MCIP, RPP, OALA, CSLA, MCIF, RPF
Chief Administrative Officer