



Committee of Adjustment  
Hamilton City Centre  
4<sup>th</sup> Floor - Suite 400, 77 James St. N.  
Hamilton, ON L8R 2K3  
Telephone (905) 546-2424, ext. 4221  
Fax (905) 546-4202

EXHIBIT "A"  
EXHIBIT "B"

**COMMITTEE OF ADJUSTMENT  
NOTICE OF PUBLIC HEARING  
APPLICATION FOR MINOR VARIANCE**

**APPLICATION NO. DN/A-10:37**

**IN THE MATTER OF** The Planning Act, R.S.O., 1990, c.P. 13, as amended and of the Zoning By-Law No. 3581-86, as amended, of the City of Hamilton (formerly Dundas), Sections 7, 19 and 32.

**AND IN THE MATTER OF** the Premises known as Municipal numbers 133, 135, 137 and 153 King Street West, formerly in the Town of Dundas, now in the City of Hamilton and in a "CAC/S-29 & 91" (Central Area Commercial) district;

**AND IN THE MATTER OF AN APPLICATION** by the agent Fothergill Planning and Development Inc. on behalf of the owners 2142929 Ontario Inc. and Naylor Nine Holdings Ltd., for relief from the provisions of the Zoning By-Law No. 3581-86, as amended, under Section 45 of The Planning Act, R.S.O. 1990, c. P. 13, so as to permit the development of the subject lands for a new 2 storey commercial building (Shoppers Drug Mart) on the ground floor and medical offices on the second floor notwithstanding that:

- 1) To permit a portion of the second floor in excess of 10.5m in height to be within 0.0m from the front lot line to a maximum of 11.8m in height notwithstanding that there is a holding provision that prohibits the height to a maximum of 10.5m until such time as Council passes a By-Law to remove the "H" holding ;
- 2) A minimum of 53 parking spaces shall be provided on site instead of the minimum required 54 parking spaces;
- 3) A minimum of one (1) loading space shall be provided instead of the minimum required two (2) loading spaces; and,
- 4) A minimum 2.2m buffer strip (labeled visual screen) shall be provided along the northerly lot line instead of the minimum required 3.0 m buffer strip.

Note: The proposed transformer pad to be relocated at a 3.0m setback from the required buffer area on the northerly lot line to be in compliance with the Zoning By-Law as indicated by the applicant.

A minimum 3.0m setback from King Street West for the parking area shall be provided after the road widening to be in compliance with the Zoning By-Law as indicated by the applicant.

An encroachment agreement with the Roads Department may be required for the canopy and the door (swing) shown to encroach on the King Street West Road Allowance.

**TAKE NOTICE** that this application will be heard by the Committee as shown below:

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<b>DATE:</b>	Thursday, March 18th, 2010
<b>TIME:</b>	2:00 p.m.
<b>PLACE:</b>	Room 207 Hamilton Convention Centre

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If there is any further information you may require on this application please contact this office at (905) 546-2424, ext. 3935 or 4221.

By order of the Committee of Adjustment,

DATED: March 2<sup>nd</sup>, 2010.



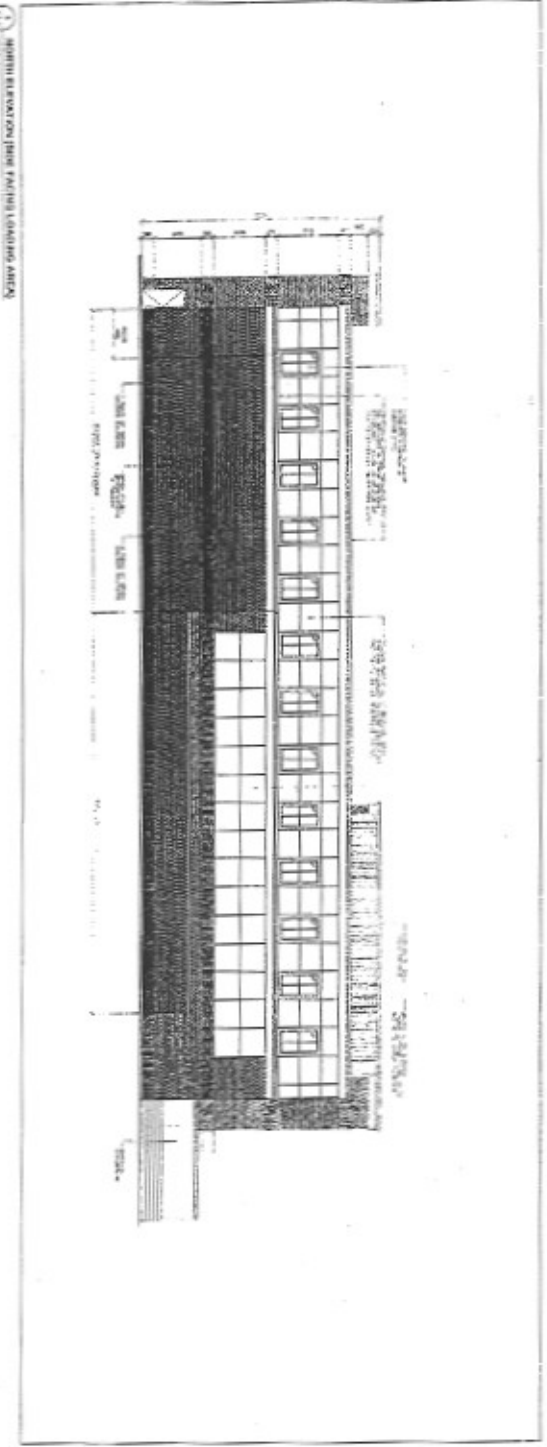
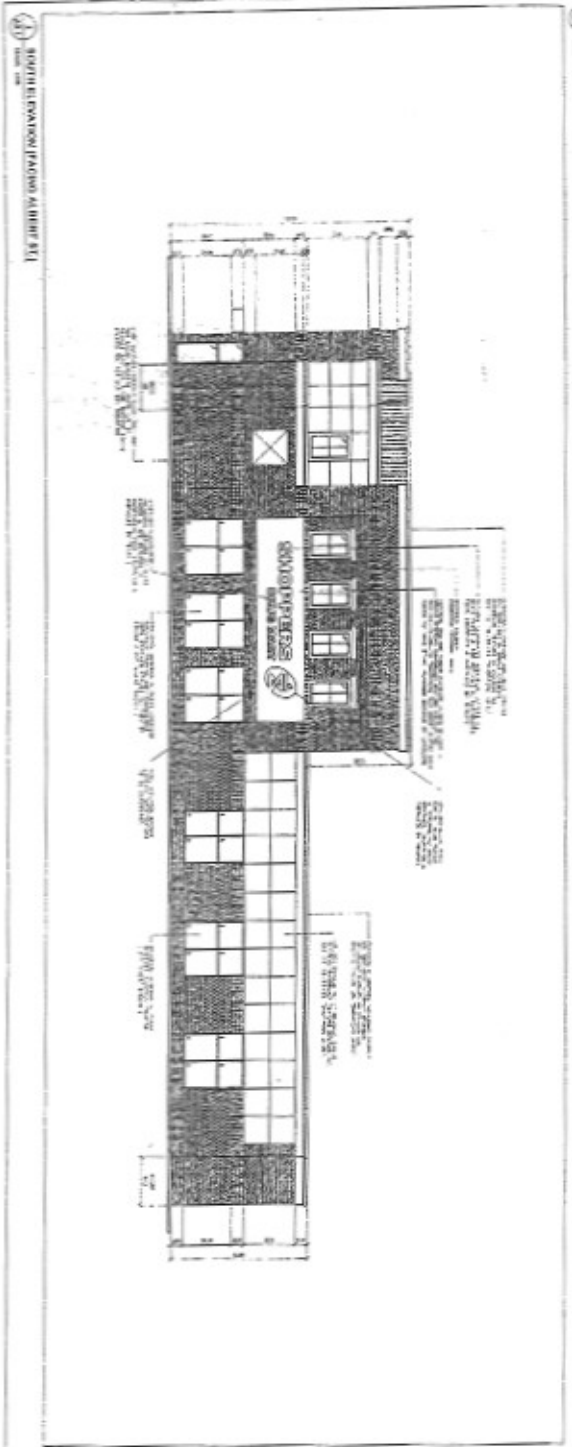
Carol Connor,  
Secretary-Treasurer

**Note:** If you wish to be notified of the decision of the Committee in respect of this application, you must submit a written request to the Committee of Adjustment. This will also entitle you to be advised of a possible Ontario Municipal Board hearing. Even if you are the successful party, you should request a copy of the decision since the Committee's decision may be appealed to the Ontario Municipal Board by the applicant or another member of the public.

***Information respecting this application is being collected under the authority of The Planning Act, R.S.O., 1990, c. P. 13. All comments and opinions submitted to the City of Hamilton on this matter, including the name, address and contact information of persons submitting comments and/or opinions, will become part of the public record and will be made available to the Applicant and the general public.***

**Note to Applicant: In default of appearance of yourself or of any person duly authorized by you to appear on your behalf, the Committee may dismiss the application for lack of prosecution.**





**SHOPPERS Drug MART**  
DESIGN & CONSTRUCTION  
NATIONAL STORE PLANNING

**KING ST & ALBERT ST.**  
CHICAGO, ILLINOIS

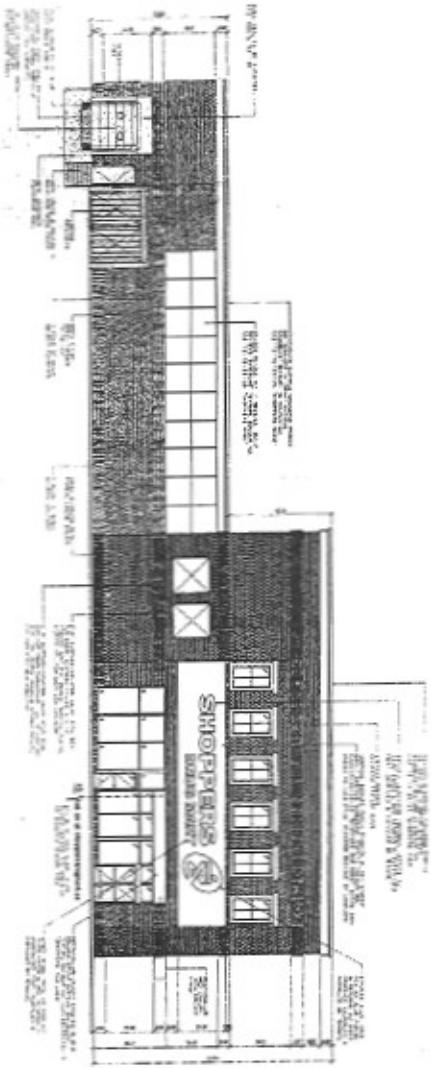
**PROPOSED EXTERIOR ELEVATIONS**

DATE: DEC. 18, 1969  
DRAWN: [Signature]  
CHECKED: [Signature]  
SCALE: AS SHOWN

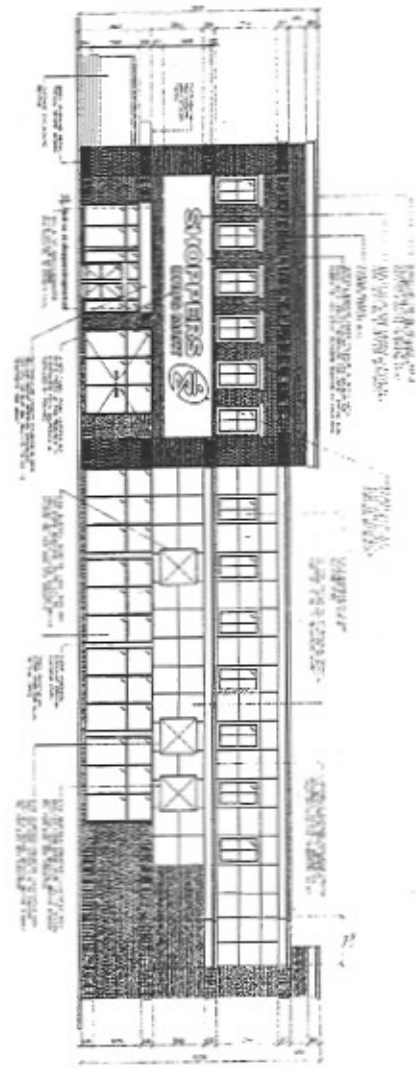
PROJECT NO. 1047-2  
DATE: DEC. 18, 1969

SKETCH (2)  
DN/R-10:37

WEST ELEVATION (FACING PARKING PLAZA LOT)

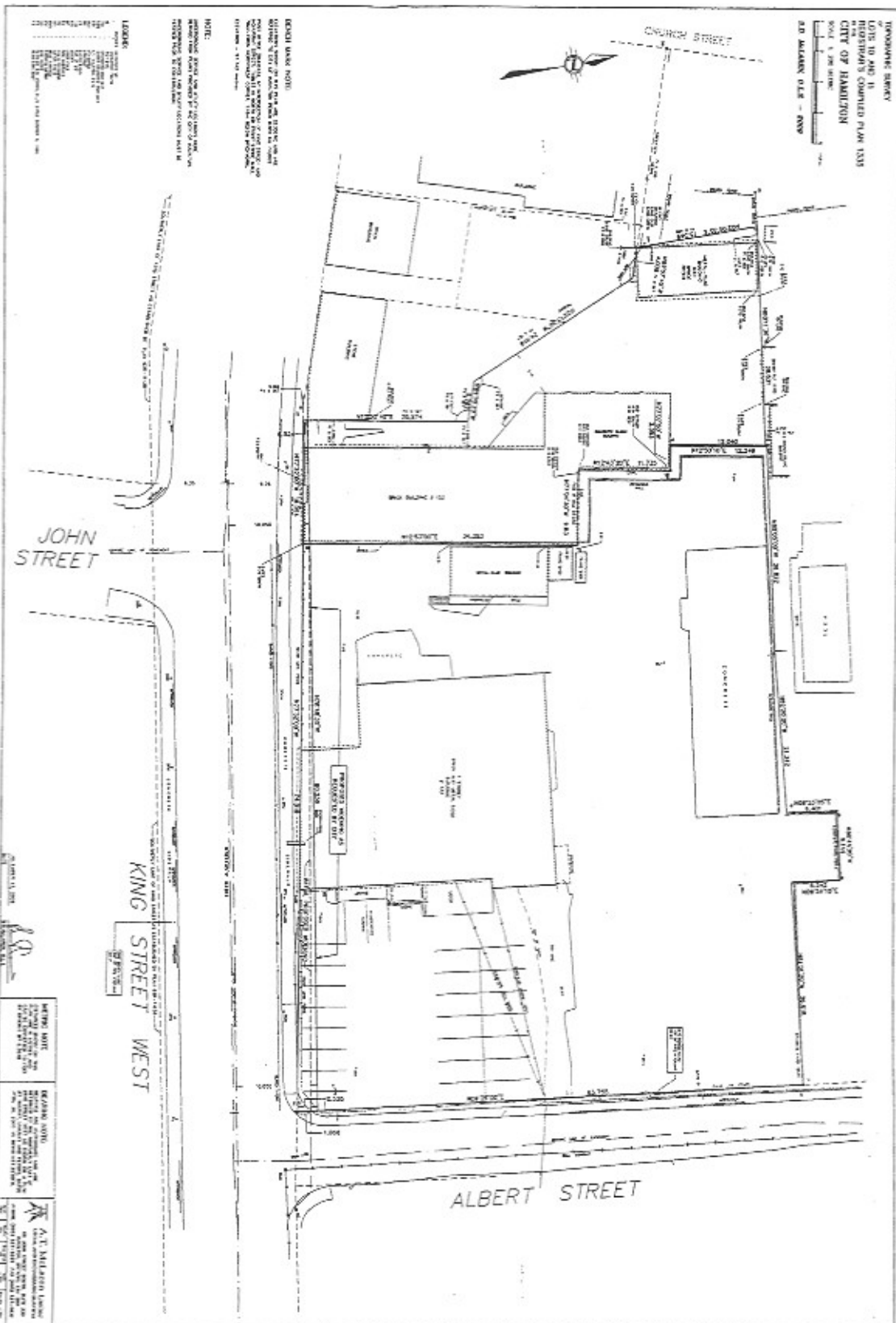


SOUTH ELEVATION (FACING KING STREET)



<p><b>SHOPPERS</b> DRUG MART</p>		<p>DESIGN &amp; CONSTRUCTION NATIONAL STORE PLANNERS</p>	
<p>PROJECT: <b>KING ST &amp; ALBERT ST.</b> EDMONTON, ALBERTA</p>		<p>DATE: OCT. 18, 2000</p>	
<p>PROPOSED EXTERIOR ELEVATIONS</p>		<p>SCALE: AS SHOWN DATE: 10/18/00 DRAWN BY: [Signature] CHECKED BY: [Signature]</p>	

SKETCH (3)  
DN/R-10:37



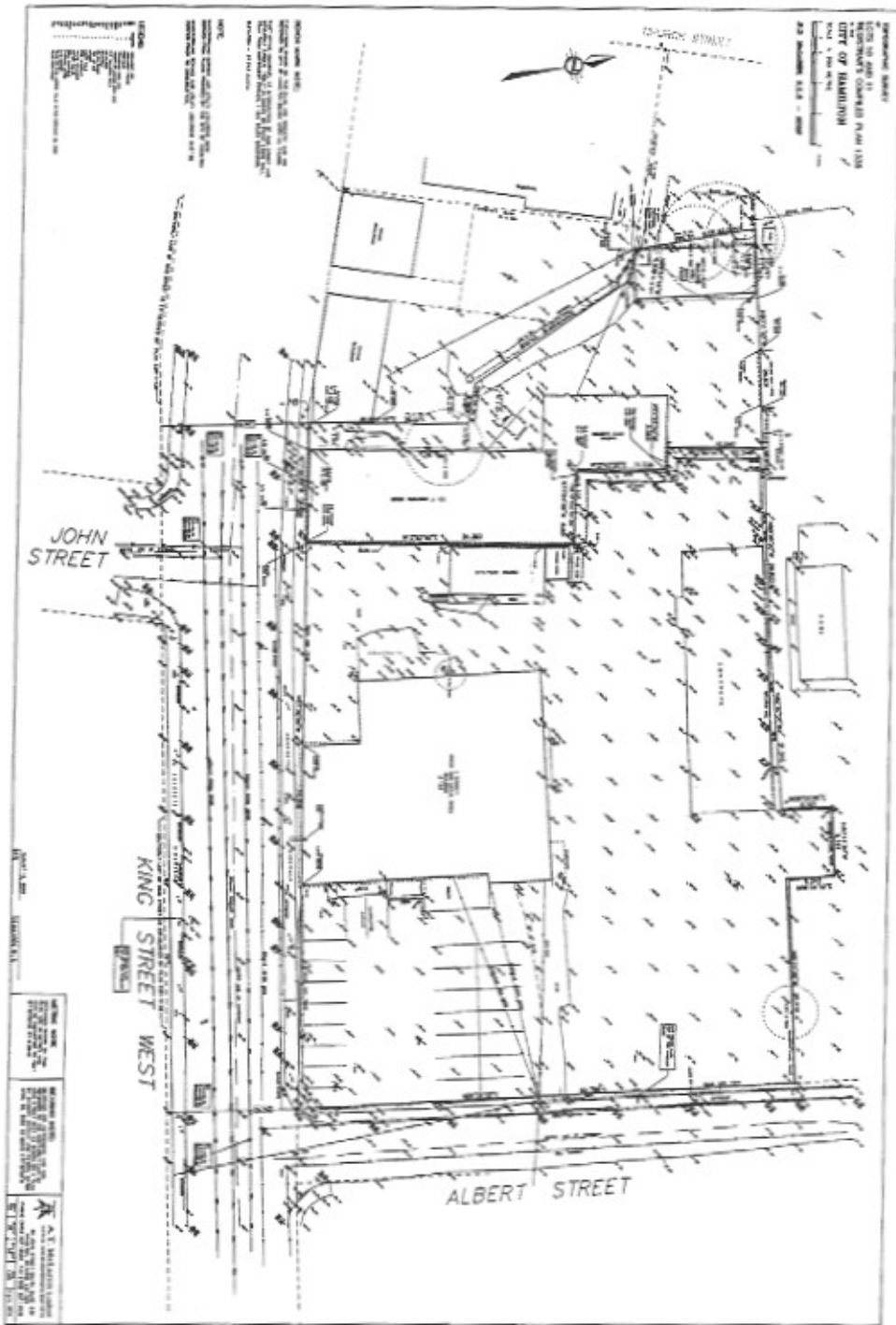
PROPOSED SURVEY  
 LOTS 10 AND 11  
 REIDBORN'S COMPLOT PLAN 1333  
 CITY OF HAMILTON  
 SCALE 1/8" = 10' HORZ  
 1/4" = 10' VERT  
 20 METERS O.S.E. - 1995

LEGEND:  
 WALLS  
 DOORS  
 WINDOWS  
 STRUCTURAL  
 DIMENSIONS  
 ELEVATIONS  
 FINISHES  
 MATERIALS  
 NOTES

NOTE:  
 THIS DRAWING IS A SKETCH AND IS NOT TO BE USED FOR CONSTRUCTION. IT IS THE PROPERTY OF THE SURVEYOR AND IS NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN PERMISSION OF THE SURVEYOR.

MEETING NOTE:  
 DATED 10/10/95  
 PRESENT:  
 A.T. McLaughlin  
 A.T. McLaughlin Inc.  
 100 King Street West  
 Hamilton, Ontario  
 L8R 1A1  
 (905) 571-1111

SKETCH (4)  
 DN/A-10:37



SKETCH (5)  
 DN/A-10:37