

MINOR VARIANCE APPLICATION
Under Section 45 of the *Planning Act*

To be held on Wednesday, April 19, 2017, starting at 1:00 p.m.
Ben Franklin Place, The Chamber, Main Floor, 101 Centrepointe Drive

File No.: D08-02-17/A-00056
Owner(s): David Morphy
Location: 380 Elgin Street
Ward: 14 - Somerset
Legal Description: Lot 8 & Part Lot 9, Elgin St W., Reg. Plan 26981
Zoning: TM1 [1531] H(15)
Zoning By-law: 2008-250

PURPOSE OF THE APPLICATION:

The Owner wants to establish an outdoor commercial patio adjacent to a restaurant ("The Common"), as shown on plans filed with the Committee. The application indicates that the proposed patio will have seating for approximately 16 persons, and will operate from April 1 to October 31 annually.

RELIEF REQUIRED:

In order to proceed, the Owner requires the Authority of the Committee for a Minor Variance from the Zoning By-law to permit a patio not screened by a building, nor by a structure, fence or wall at least two metres in height, to be located 27.3 metres from a residential zone, whereas the By-law requires such a patio to be at least 75 metres from a residential zone.

THE APPLICATION indicates that the Property is not the subject of any other current application under the *Planning Act*.