

COMMITTEE OF ADJUSTMENT AGENDA

Date:Wednesday, April 7, 2021, 6:00 p.m.Location:VIA ZOOMMembers:T. Jenney, Chair, T. Hill, L. Hillier, N. Panchuk, J. Watson

Pages

3

1. CALL TO ORDER

2. DISCLOSURE OF PECUNIARY/CONFLICT OF INTEREST

3. APPLICATIONS TO BE HEARD

a. Minor Variance D13VAR21.005H – ARIAS

Location: 120 Confederation Street, Town of Halton Hills (Glen Williams), Regional Municipality of Halton

Purpose: Requesting relief from Zoning By-law 2010-0050, as amended,

- 1. To reduce the side yard setback from the minimum 2.25 m to permit a 0.61 m side yard setback (driveway).
- 2. To increase the driveway width from the maximum 7 m to permit a driveway width of 9 m.
- 3. To reduce the side yard setback from the minimum 2.25 m to permit a 0.98 m side yard setback (attached garage).

To accommodate the as-built attached carport, which is proposed to be enclosed as a garage, and driveway.

Owner(s): Carlos Arias, **Agent:** Joliette Arias

b. Minor Variance D13VAR21.006H – BRAR

Location: 15769 5 Side Road, Town of Halton Hills (Esquesing), Regional Municipality of Halton

Purpose: Requesting relief from Zoning By-law 2010-0050, as amended,

- 1. To reduce the side yard setback from the minimum 1.5 m to permit a 1.23 m side yard setback (accessory structure).
- 2. To reduce the rear yard setback from the minimum 1.5 m to permit a 1.22 m rear yard setback (accessory structure).

To accommodate the already-relocated existing heritage-listed accessory structure.

Owner(s): Ranjit Singh Brar

c. Minor Variance D13VAR21.007H– PINHEIRO

Location: 33 Logan Court, Town of Halton Hills (Georgetown), Regional Municipality of Halton

Purpose: Requesting relief from Zoning By-law 2010-0050, as amended,

- 1. To reduce the side yard setback from the minimum 1 m to permit a 0.6 m side yard setback (cabana).
- 2. To reduce the rear yard setback from the minimum 1 m to permit a 0.6 m rear yard setback (cabana).
- 3. To increase the encroachment of the roof overhang from the maximum 50% of the side yard setback (0.3 m from the side lot line) to permit a roof overhang encroachment of 80% (0.12 m from the side lot line), (cabana).

To accommodate a proposed cabana.

Owner(s): Emanuel Pinheiro

d. Minor Variance D13VAR21.008H – LEMMA

Location: 10 Brucewood Road, Town of Halton Hills (Georgetown), Regional Municipality of Halton

Purpose: Requesting relief from Zoning By-law 2010-0050, as amended,

- 1. To reduce the exterior side yard setback from the minimum 4.5 m to permit a 3.82 m exterior side yard setback (addition).
- 2. To reduce the rear yard setback from the minimum 7.5 m to permit a 7.41 m rear yard setback (addition).

To accommodate an addition to the existing house under construction.

Owner(s): Etsegenet Lemma, Agent: Tony Rocchetti

4. ADJOURNMENT

11



TO: Niloo Hodjati, Secretary-Treasurer, Committee of Adjustment & Consent Official

FROM: Tharushe Jayaveer, Planner – Policy/Development Review

DATE: March 29, 2021

RE: Planning Recommendation for Application D13VAR21.005H - Arias Municipally known as 120 Confederation Street Town of Halton Hills (Glen Williams)

APPLICATION

Requesting relief from Zoning By-law 2010-0050, as amended:

- 1. To reduce the interior side yard setback from the minimum 2.25 m to permit a 0.61 m side yard setback (driveway).
- 2. To increase the driveway width from the maximum 7 m to permit a driveway width of 9 m.
- 3. To reduce the interior side yard setback from the minimum 2.25 m to permit a 0.98 m side yard setback (attached garage).

To accommodate the as-built attached carport, which is proposed to be enclosed as a garage, and driveway.

Proposal

The Applicant is applying to permit a reduced side yard setback and increased width for an existing driveway. The application also seeks to permit a reduced side yard setback to the as-built carport, which is proposed to be enclosed as a garage.

POLICY CONTEXT

Town of Halton Hills Official Plan

The subject property is designated "Protected Countryside Area" (PCA), and "Hamlet Residential Area" (HRA) in the Town's Official Plan. The PCA and HRA designations permit single detached dwellings on existing lots and accessory buildings and structures. The Town's Official Plan does not specifically identify policies related to minimum side yard setbacks and maximum driveway width.

The subject property is zoned Hamlet Residential One (Mature Neighbourhood 1) (HR1(MN1)) in the Town's Comprehensive Zoning By-law 2010-0050 as amended. The HR1 (MN1) zone permits detached dwellings and accessory buildings and structures.

Under the HR1 (MN1) zone, the By-Law limits interior side yard setbacks to 2.25 m. Part 5 of the Zoning By-law entitled Parking and Loading Standards limits driveways to a maximum width of 7.0 m.

COMMENTS

Internal Department and External Agency Comments

This application was circulated for review and comment to Town departments and external agencies. No objections were received; relevant comments regarding the Minor Variance application are as follows:

Planning

The Applicant is proposing to reduce the minimum interior side yard setback from 2.25 m to 0.61 m for the existing driveway and reduce the minimum interior side yard setback from 2.25m to 0.98 m for an existing carport which is proposed to be enclosed as an attached garage. The proposed setbacks to the driveway represent an existing condition. In regard to the existing carport, which the Applicant wants to enclose, there is a substantial amount of mature plantings along the southern property line to provide screening for the structure.

The Applicant is also applying to increase the permitted maximum driveway width from 7.0 m to 9.0m. The intent of the maximum driveway width requirement is to limit the width of the vehicular access onto the public road for traffic safety and to maintain area on the lot for soft landscaping. Given the nature of Confederation Street and sightline concerns that exist along the road, it appears that the hammerhead driveway is to allow vehicles to maneuver on the site and safely exit the driveway.

Given the above, Planning staff has no objection to the proposed variances.

Public Comments

No comments have been received from the public as of the date this report was prepared.

RECOMMENDATION

It is the opinion of Planning staff that the application for Minor Variance meets the four tests of a Minor Variance as outlined in the *Planning Act*. The application:

1) meets the intent and purpose of the Town of Halton Hills Official Plan;

- 2) meets the intent and purpose of the Town of Halton Hills Zoning By-law;
- 3) is considered to be desirable for the appropriate development or use of the property; and,
- 4) is considered to be minor in nature.

Planning staff has no objection to the approval of this application, subject to the following condition(s):

- 1. The 0.61 m interior side yard setback (driveway) shall apply to the southern side yard, as generally shown on the Partial Proposed Site Plan (Driveway) drawing prepared by LR Architecture, date stamped by the Committee of Adjustment on February 22, 2021, to the satisfaction of the Commissioner of Planning & Development.
- 2. The 9.0 m driveway width shall be limited to the portion of the driveway as generally shown on the Partial Proposed Site Plan (Driveway) drawing prepared by LR Architecture, date stamped by the Committee of Adjustment on February 21, 2021, to the satisfaction of the Commissioner of Planning & Development.
- 3. The 0.98 m interior side yard setback (attached garage) shall apply to the southern side yard, as generally shown on the Partial Proposed Site Plan (Driveway) drawing prepared by LR Architecture, date stamped by the Committee of Adjustment on February 22, 2021, to the satisfaction of the Commissioner of Planning & Development.

Reviewed and Approved by,

frankark

Jeff Markowiak, Director of Development Review

Notes

Development Engineering

 The Owner/Applicant shall apply for and acquire a Site Alteration Permit under Bylaw 2017-0040 for the proposed works through the Development Engineering Department. The grading plan within Minor Variance application will be utilized to support this Site Alteration Permit application. Site Alteration approval is subject to the final decision of this Minor Variance.

Fire Department

• Fire Department requests that that side of the proposed addition facing the interior side lot line not contain any windows or other openings, as shown on the Side (south east) Elevation, and the exterior cladding to be made of non-combustible material to reduce the risk of any fire spread into the neighbouring property with the reduced setbacks.

Region of Halton

• The subject property is located within the jurisdiction of the CTC Source Protection Plan (SPP). The CTC SPP can be accessed online at: http://www.ctcswp.ca/ctc-source-protection-plan/. The property is located in a Significant Groundwater Recharge Area and Highly Vulnerable Aquifer. The application is not subject to Section 59 under the Clean Water Act and as such, no Section 59 notice is required at the building permit stage.

- Halton Hills Hydro must be contacted for an Electrical Service Layout if a new service or upgrade to an existing service is required; or metering changes. Location and method of servicing is at the sole discretion of Halton Hills Hydro.
- Please note that any costs due to changes required of Halton Hills Hydro's distribution system (i.e. moving poles to accommodate land ways, driveways and parking lots, etc.) will be borne by the applicant.
- If it is an application for a subdivision, the applicant is required to complete necessary requirements to obtain a Registered Subdivision Agreements with Halton Hills Hydro.
- Please contact Code for further information.



TO: Niloo Hodjati, Secretary-Treasurer, Committee of Adjustment & Consent Official

FROM: Tharushe Jayaveer, Planner – Policy/Development Review

DATE: March 29, 2021

RE: Planning Recommendation for Application D13VAR21.006H (Brar) Municipally known as 15769 5 Side Road Town of Halton Hills (Esquesing)

APPLICATION

Requesting relief from Zoning By-law 2010-0050, as amended:

- 1. To reduce the side yard setback from the minimum 1.5 m to permit a 1.23 m side yard setback (accessory structure).
- 2. To reduce the rear yard setback from the minimum 1.5 m to permit a 1.22 m rear yard setback (accessory structure).

To accommodate the already-relocated existing heritage listed accessory structure.

Proposal

The Applicant is applying to reduce the side yard and rear yard setback to permit an existing relocated accessory structure which is listed on the Town's Heritage Register.

POLICY CONTEXT

Town of Halton Hills Official Plan

The subject property is designated "Agricultural Area" in the Town's Official Plan. This designation permits single detached dwellings Section G13.6 of the Official Plan states that whenever a use is permitted in a land use designation, it is intended that uses, buildings or structures normally incidental, and accessory to that use are also permitted.

The subject property is zoned Agricultural (A) in the Town's Comprehensive Zoning By-law 2010-0050 as amended. The A zone permits semi-detached dwellings and accessory buildings and structures.

In the A zone, the By-Law limits individual accessory structures to a minimum setback from the interior side lot line of 1.5 m and the rear lot line to 1.5 m.

COMMENTS

Internal Department and External Agency Comments

This application was circulated for review and comment to Town departments and external agencies. No objections were received; relevant comments regarding the Minor Variance application are as follows:

Planning

The intent of accessory buildings and structures is to ensure that they do not visually dominate the lot, are clearly accessory to the principal residential use (i.e. detached dwelling) and do not create impacts to surrounding properties. Staff is of the opinion that this intent is being maintained as the existing accessory structure would appear to be incidental and subordinate to the principal residential use and it does not appear that there will be any significant impacts to the surrounding properties.

Therefore, Planning staff has no objection to the proposed variances.

Public Comments

No comments have been received from the public as of the date this report was prepared.

RECOMMENDATION

It is the opinion of Planning staff that the application for Minor Variance meets the four tests of a Minor Variance as outlined in the *Planning Act*. The application:

- 1) meets the intent and purpose of the Town of Halton Hills Official Plan;
- 2) meets the intent and purpose of the Town of Halton Hills Zoning By-law;
- 3) is considered to be desirable for the appropriate development or use of the property; and,
- 4) is considered to be minor in nature.

Planning staff has no objection to the approval of this application, subject to the following condition(s):

1. The location of the accessory structure shall be located, as generally shown on the Site Plan drawing prepared by MEM Engineering Inc., date stamped by the Committee of Adjustment on February 19, 2021, to the satisfaction of the Commissioner of Planning & Development.

Reviewed and Approved by,

ff farback

Jeff Markowiak, Director of Development Review

Notes

Development Engineering

- It is the Owner's responsibility to, maintain the existing drainage pattern. Ensure positive drainage is achieved and repair any drainage problems caused by the proposed works on their property and/or the adjacent owner's properties.
- All proposed site works are to remain 0.6m (2 ft.) minimum from all lot lines as per Site Alteration By-law 2017-0040.
- The Owner/Applicant shall apply for and acquire a Site Alteration Permit under Bylaw 2017-0040 for the proposed works through the Development Engineering Department prior to the issuance of the associated Building Permit. Please contact the Development Engineering Department or visit the Town's website and search "Site Alteration" for further details prior to making the application. Please note that a grading plan, prepared by an appropriate professional, will be required to support the Site Alteration Permit application.

Zoning

• An accessory structure is not permitted to be used for habitable space or an occupation for gain or profit.

Region of Halton

• The subject property is located within the jurisdiction of the CTC Source Protection Plan (SPP). The CTC SPP can be accessed online at: http://www.ctcswp.ca/ctc-source-protection-plan/. The property is located in a Significant Groundwater Recharge Area and Highly Vulnerable Aquifer. The application is not subject to Section 59 under the Clean Water Act and as such, no Section 59 notice is required at the building permit stage.

- Halton Hills Hydro must be contacted for an Electrical Service Layout if a new service or upgrade to an existing service is required; or metering changes. Location and method of servicing is at the sole discretion of Halton Hills Hydro.
- Please note that any costs due to changes required of Halton Hills Hydro's distribution system (i.e. moving poles to accommodate land ways, driveways and parking lots, etc.) will be borne by the applicant.
- If it is an application for a subdivision, the applicant is required to complete necessary requirements to obtain a Registered Subdivision Agreements with Halton Hills Hydro.
- Please contact Code for further information.



TO: Niloo Hodjati, Secretary-Treasurer, Committee of Adjustment & Consent Official

FROM: Ruth Conard, Planner – Development Review

DATE: March 26, 2021

RE: Planning Recommendation for Application D13VAR21.007H – Pinheiro Municipally known as 33 Logan Court Town of Halton Hills (Georgetown)

APPLICATION

Requesting relief from Zoning By-law 2010-0050, as amended:

- 1. To reduce the side yard setback from the minimum 1 m to permit a 0.6 m side yard setback (cabana).
- 2. To reduce the rear yard setback from the minimum 1 m to permit a 0.6 m rear yard setback (cabana).
- 3. To increase the encroachment of the roof overhang from the maximum 50% of the side yard setback (0.3 m from the side lot line) to permit a roof overhang encroachment of 80% (0.12 m from the side lot line) (cabana).

To accommodate a proposed cabana.

Proposal

The variances are required in order to construct an 8.93 sq m (96.12 sq ft) cabana in the rear yard of the subject property.

POLICY CONTEXT

Town of Halton Hills Official Plan

The subject property is designated Low Density Residential Area in the Town's Official Plan which permits single detached dwellings. Section G13.6 of the Official Plan states wherever a use is permitted in a land use designation, it is intended that uses, buildings or structures normally incidental and accessory to that use are also permitted.

The subject property is zoned Low Density Residential One (LDR1-4) in the Town's Zoning By-law 2010-0050, as amended. The LDR1-4 zone permits single detached dwellings and accessory buildings and structures. This zone requires accessory structures to be setback a minimum of 1.0 m from the interior side and rear lot lines.

In addition, the Zoning By-law permits encroachments of architectural features (i.e. roof overhangs) into an interior side yard a distance of no more than 50% of the required interior side yard setback.

COMMENTS

Internal Department and External Agency Comments

This application was circulated for review and comment to Town departments and external agencies. No objections were received; relevant comments regarding the Minor Variance application are as follows:

Planning and Development Engineering

The intent of the minimum interior side yard and rear yard setback requirements for an accessory building or structure is to ensure that there is sufficient separation between the structure and the lot line for drainage purposes and access for landscape maintenance. To a lesser extent, the requirements are also present to mitigate visual concerns from neighbouring properties. The Applicant is requesting relief from the Zoning By-law to allow a minor variance to reduce the interior side yard and rear yard setbacks from 1.0 m to 0.6 m.

The intent of permitting architectural features such as roof overhangs to encroach no more than 50% of the required interior side yard setback is to ensure, in part, that roof runoff does not discharge into neighbouring properties. The Applicant is proposing a 0.6 m interior side yard setback; therefore, a 0.3 m encroachment is permitted. The Applicant is proposing a 0.42 m (or 80%) encroachment to the roof overhang of the proposed cabana (which means that the roof overhang would be 0.12 m away from the property line).

The proposed 0.6 m interior side yard and rear yard setbacks appear to provide adequate access for repair and maintenance. In addition, it should be noted that the setback for cabana matches the 0.6 m interior side yard setback (on one side) for the main dwelling.

Town Development Engineering staff reviewed the proposal and identified that the Applicant has received a Site Alteration permit to complete landscaping works such as grading and hardscaping (concrete pavers) associated with the cabana (and pool). It has been identified that the water runoff generated by the roof of the cabana will be discharged through a downspout towards the rear property line. Through the Site Alteration process Development Engineering will work with the Applicant to ensure all the necessary requirements under Site Alteration By-law 2017-0040 are achieved; this includes an on-site inspection prior to the closure of the permit.

Therefore, Planning staff has no objection to the proposal.

Public Comments

One (1) objection letter has been received from the public (35 Logan Court) as of the date this report was prepared.

The concerns identified by the resident through their correspondence can generally be characterized as relating to:

- Proximity of the cabana to the property line (fence)
- Maintenance and access
- Runoff from the cabana to 35 Logan Court
- Impact on property values

The following summarizes the responses provided by Planning staff to the resident:

- As outlined above, the Applicant will be required to satisfy the requirements of the Site Alteration permit for the landscaping works. A downspout has been incorporated into the design of the proposed cabana to allow roof runoff to drain to the rear of the property.
- Also, as mentioned earlier, the 0.6 m interior side yard and rear yard setbacks appear to provide sufficient room for maintenance purposes.
- Further, the LDR1-4 zone requires a 0.6 m interior side yard setback (on one side) for the main dwelling. The proposed cabana matches this setback.
- Planning staff cannot consider impact to property values when evaluating the merits of the Minor Variance application as this is not something that the Local Planning Appeal Tribunal will add to the list of issues when considering an appeal of an application.

RECOMMENDATION

It is the opinion of Planning staff that the application for Minor Variance meets the four tests of a Minor Variance as outlined in the Planning Act. The application:

- 1) meets the intent and purpose of the Town of Halton Hills Official Plan;
- 2) meets the intent and purpose of the Town of Halton Hills Zoning By-law;
- 3) is considered to be desirable for the appropriate development or use of the property; and,
- 4) is considered to be minor in nature.

Planning staff has no objection to the approval of this application subject to the following condition:

1. The cabana shall be constructed generally in accordance with the architectural design as shown on the Site Plan and Accessory Building Details, date stamped by the Committee of Adjustment on March 3, 2021, to the satisfaction of the Commissioner of Planning & Development.

Reviewed and Approved by,

left farback

Jeff Markowiak, Director of Development Review

Notes

Planning

• Accessory buildings or structures shall not be used for human habitation or an occupation for gain or profit.

Development Engineering

- It is the Owner's responsibility to maintain the existing drainage pattern. Ensure positive drainage is achieved and repair any drainage problems caused by the proposed works on their property and/or adjacent properties.
- Provide the Town with a letter confirming if fill movement is necessary for this project (on-site and off-site). If so, state the maximum amount of fill. If import is required, soil analysis completed by a qualified professional must be provided to the Town for review.

- Halton Hills Hydro must be contacted for an Electrical Service Layout if a new service or upgrade to an existing service is required, or metering changes. Location and method of servicing is at the sole discretion of Halton Hills Hydro.
- Please note that any costs due to changes required of Halton Hills Hydro's distribution system (i.e. moving poles to accommodate lane ways, driveways, and parking lots, etc.) will be borne by the applicant.



TO: Niloo Hodjati, Secretary-Treasurer, Committee of Adjustment & Consent Official

FROM: Ruth Conard, Planner – Development Review

DATE: March 26, 2021

RE: Planning Recommendation for Application D13VAR21.008H - Lemma Municipally known as 10 Brucewood Road Town of Halton Hills (Georgetown)

APPLICATION

Requesting relief from Zoning By-law 2010-0050, as amended:

- 1. To reduce the exterior side yard setback from the minimum 4.5 m to permit 3.82 m exterior side yard (addition).
- 2. To reduce the rear yard setback from the minimum 7.5 m to permit a 7.41 m rear yard setback (addition).

To accommodate an addition to the existing house under construction.

Proposal

The variances are required in order to complete the construction of a \pm 55.28 sq m (595.03 sq ft) second storey and rear addition to the existing 98.64 sq m (1061.75 sq ft) dwelling. In 2019 the Committee of Adjustment approved a minor variance for a 3.95 m exterior side yard setback for the addition (File No. D13VAR19.019H).

POLICY CONTEXT

Town of Halton Hills Official Plan

The subject property is designated Low Density Residential Area in the Town's Official Plan and located within the "Mature Neighbourhood Area" which was established through the adoption of Official Plan Amendment No. 22 (Mature Neighbourhoods Character Study). This designation permits single detached dwellings and accessory buildings and structures.

The subject property is zoned Low Density Residential One (Mature Neighbourhood) (LDR1-2(MN)) in the Town's Zoning By-law 2010-0050, as amended. The LDR1-2(MN) zone permits single detached dwellings and accessory buildings and structures. This zone requires a 4.5 m exterior side yard setback and a 7.5 m rear yard setback.

The property previously received minor variance approval in 2019 to allow for a reduced exterior side yard setback of 3.95 metres to allow for the currently under construction addition.

COMMENTS

Internal Department and External Agency Comments

This application was circulated for review and comment to Town departments and external agencies. No objections were received; relevant comments regarding the Minor Variance application are as follows:

Planning

A previous minor variance (D13VAR19.019H) permitted a reduced exterior side yard setback from 4.5 m to 3.95 m to accommodate the currently under construction addition. The 3.95 m setback was intended to match the exterior side yard setback that applied to the existing dwelling. However, following the start of construction it was determined that the addition was built having a 3.82 m exterior side yard setback. Additionally, it was determined that the as-built addition did not conform to the minimum rear yard setback requirement (7.41 m instead of the required 7.5 m).

The intent of the minimum exterior side yard setback requirement is to maintain sightlines for vehicular traffic, provide an area on the lot for landscaping/snow storage and to ensure a consistent pattern of dwelling setbacks in order to maintain the character of the mature neighbourhood.

The intent of the minimum rear yard setback requirement is to provide separation between the dwelling and the rear lot line in order to provide an outdoor amenity area and maintain a level of privacy between neighbouring dwellings.

The requested variances represent a further reduction of the exterior side yard setback of 0.13 m (0.4 ft.) and reduction of the rear yard setback of 0.09 m (0.3 ft.), which staff consider to be minimal. The property also backs on to a commercial property which maintains a building constructed closer to Brucewood Road than the addition. Given the extent of relief requested and the location of the dwelling and addition on-site, the variances should have no impact on the considerations outlined above. As such, Planning staff have no objections to the requested minor variances.

Public Comments

No objections have been received from the public as of the date this report was prepared.

RECOMMENDATION

It is the opinion of Planning staff that the application for Minor Variance meets the four tests of a Minor Variance as outlined in the Planning Act. The application:

- 1) meets the intent and purpose of the Town of Halton Hills Official Plan;
- 2) meets the intent and purpose of the Town of Halton Hills Zoning By-law;
- 3) is considered to be desirable for the appropriate development or use of the property; and,
- 4) is considered to be minor in nature.

Planning staff has no objection to the approval of this application subject to the following condition:

1. The proposed development shall generally be constructed in accordance with the architectural design as shown on the Lot Plan and Architectural Facades, date stamped by the Committee of Adjustment on March 1, 2021, to the satisfaction of the Commissioner of Planning & Development.

Reviewed and Approved by,

ff farbank

Jeff Markowiak, Director of Development Review

Notes

Development Engineering

- It is the Owner's responsibility to maintain the existing drainage pattern. Ensure positive drainage is achieved and repair any drainage problems caused by the proposed works on their property and/or adjacent properties.
- All proposed site works are to remain 0.6 m (2.0 ft) minimum from all lot lines as per Site Alteration By-law 2017-0040.
- The Owner/Applicant shall apply for and acquire a Site Alteration Permit under By-law 2017-0040 for the proposed works through the Development Engineering Department or visit the Town's website and search "Site Alteration" for further details prior to making the application. Please note that a Grading Plan, prepared by an appropriate professional, will be required to support the Site Alteration Permit application.

- Halton Hills Hydro must be contacted for an Electrical Service Layout if a new service or upgrade to an existing service is required, or metering changes. Location and method of servicing is at the sole discretion of Halton Hills Hydro.
- Please note that any costs due to changes required of Halton Hills Hydro's distribution system (i.e. moving poles to accommodate lane ways, driveways, and parking lots, etc.) will be borne by the applicant.