



THE CORPORATION OF NORFOLK COUNTY  
COMMITTEE OF ADJUSTMENT

## COMMENT REQUEST FORM

This Committee has received a consent/minor variance application concerning land within your jurisdiction. The proposal is explained on the attached application. If you require further information, please feel free to contact this office.

In order to properly consider this application, the Committee of Adjustment would appreciate your comments or recommendation before the date below:

**APRIL 2<sup>ND</sup>, 2008**

**FILE NO.: AN-016/2008**

**ROLL NO.: 3310-543-040-10900**

**APPLICANT:**

592908 Ontario Ltd., c/o Wayne May, RR #3, 32 Teal Avenue, Port Rowan, ON N0E 1M0

**AGENT:**

592908 Ontario Ltd., c/o Wayne May, RR #3, 32 Teal Avenue, Port Rowan, ON N0E 1M0

**LOCATION:**

Part Lot 17, Concession 1 SWAL (3522 Lakeshore Road)

**PROPOSAL:**

• Relief of 0.36 m. (1.18 ft.) from the required rear yard setback of 2.4 m. (8.0 ft.) to allow a rear yard setback of 2.04 m. (6.69 ft.) to recognize an existing deficiency.

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Building Department                       |   |
| <input checked="" type="checkbox"/> Building Inspector (Sewage System Review) |   |
| <input checked="" type="checkbox"/> Forestry Division                         |   |
| <input checked="" type="checkbox"/> Treasury Department                       |   |
| <input checked="" type="checkbox"/> Public Works                              | NOTE: If an agreement is required please attach the clauses you require in the agreement. |

- |   |
|---|
| <input checked="" type="checkbox"/> GIS Section     |
| <input checked="" type="checkbox"/> Norfolk Power   |
| <input type="checkbox"/> Ministry of Transportation |
| <input type="checkbox"/> Railway                    |
| <input type="checkbox"/> Conservation Authority     |

**CIRCULATION DATE: March 19<sup>th</sup>, 2008**

**PLEASE REPLY BY FAX OR EMAIL DIRECTLY TO:**

Mary Elder, MCIP, RPP  
Norfolk County, 60 Colborne Street, South, Simcoe, ON N3Y 4N5  
(519) 426-5870 ext 1341

**FAX: (519) 428-3069**

**EMAIL: [mary.elder@norfolkcounty.ca](mailto:mary.elder@norfolkcounty.ca)**

**COMMITTEE OF ADJUSTMENT DECISION:**

If you wish to be notified of the Decision of Norfolk County, Committee of Adjustment in respect of the proposed consent, you must make a written request to: Karen Judd Secretary-Treasurer, P.O. Box 128, 22 Albert Street, Langton ON N0E 1G0 • Phone: (519) 875-4485 ext 1835; Fax: (519) 875-4789; Email: [karen.judd@norfolkcounty.ca](mailto:karen.judd@norfolkcounty.ca)

**APPEALS TO THE ONTARIO MUNICIPAL BOARD:**

If a person or public body that files an appeal of a Decision of Norfolk County Committee of Adjustment in respect of the proposed consent or variance does not make written submission to the Norfolk County Committee of Adjustment, before it gives or refuses to give a provisional consent or variance, the Ontario Municipal Board may dismiss the appeal.

## MINOR VARIANCE

### Office Use:

File Number: AN-16/08  
Related File: AN-14/07  
Fees Submitted: March 10/08  
Application Submitted: March 10/08  
Sign Issued: March 10/08  
Complete Application: March 10/08

This development application must be typed or printed in ink and completed in full. An incomplete or improperly prepared application may not be accepted and could result in processing delays.

**Property assessment roll number: 3310-543-040-10900**

The undersigned hereby applies to the Committee of Adjustment under Section 45 of the *Planning Act*, R.S.O. 1990, c. P. 13, for relief as described in this application from by-law no. 1-No 85

### A. APPLICANT INFORMATION

Name of Applicant<sup>1</sup> 592908 Qnt Ltd Phone # 519 586 2006  
Address C/o WATKINS WAY Fax # —  
Town / Postal Code R2H 3R6 RAINY RIVER NOBINO E-mail —

<sup>1</sup> If the applicant is a numbered company provide the name of a principal of the company.

Name of Agent \_\_\_\_\_ Phone # \_\_\_\_\_  
Address \_\_\_\_\_ Fax # \_\_\_\_\_  
Town / Postal Code \_\_\_\_\_ E-mail \_\_\_\_\_

Name of Owner<sup>2</sup> SAME AS ABOVE Phone # 519 586 2006  
Address \_\_\_\_\_ Fax # \_\_\_\_\_  
Town / Postal Code \_\_\_\_\_ E-mail \_\_\_\_\_

<sup>2</sup> It is the responsibility of the owner or applicant to notify the Planner of any changes in ownership within 30 days of such a change.

Please specify to whom all communications should be sent<sup>3</sup>: ☐ Applicant ☐ Agent ☒ Owner

<sup>3</sup> Unless otherwise directed, all correspondence, notices, etc., in respect of this development application will be forwarded to the Applicant noted above, except where an Agent is employed, then such will be forwarded to the Applicant and Agent.

Names and addresses of any holders of any mortgagees, charges or other encumbrances on the subject lands:

N/A.

# MINOR VARIANCE

## B. LOCATION/LEGAL DESCRIPTION OF SUBJECT LANDS

Geographic Township	<u>SOUTH WALSHAM</u>	Urban Area or Hamlet	<u>Port Rowan</u>
Concession Number	<u>#1</u>	Lot Number(s)	<u>Part Lot 17</u>
Reference Registered Plan Number	<u>PARTS 1 &amp; 3 37R4780</u> <u>PARTS 2 37R4553</u>	Lot(s) or Block Number(s)	
Reference Plan Number		Part Number(s)	
Frontage (metres/feet)	<u>60.96</u>	Depth (metres/feet)	<u>36.58</u>
Width (metres/feet)	<u>200 FT</u>	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	
Municipal Civic Address			

Are there any easements or restrictive covenants affecting the subject lands?

☐ Yes ☒ No

If yes, describe the easement or covenant and its effect:

## C. PURPOSE OF DEVELOPMENT APPLICATION

Please explain what you propose to do on the subject lands/premises which makes this development application necessary (if additional space is required, please attach a separate sheet):

AS BUILT  
THE BUILDING RUNS OVER EXIST'G APPROXIMATE  
VARIANCE AN-014/2007  
VARIED ON SOUTH EAST CORNER OF  
BLDG.

Please explain the nature and extent of the amendment requested (assistance is available):

	<u>REQUIRED</u>	<u>PROPOSED</u>	<u>DEFICIENCY</u>
<u>REAR YARD</u>	<u>2.4m (8'-0")</u>	<u>2.04m (6'-6")</u>	<u>0.36m (1'-10")</u>

\* SEE PREVIOUS RELIEF. #  
AN-014/2007

\* SEE ATTACHED REPORT  
REGARDING FILE # AN-014/2007  
FROM COMMITTEE OF ADJUSTMENT.





## MINOR VARIANCE

Please explain why it is not possible to comply with the provision of the zoning by-law:

THE AS BUILT BUILDING REQUIRES A  
FURTHER RELIEF OF 1.18 FT (0.36 m) REAR YARD  
BECAUSE THE BUILDING IS 6.69' (2.04 m) FROM  
PROPERTY LINE AT SOUTH EAST CORNER.

## D. PROPERTY INFORMATION

Present official plan designation(s):

Present zoning:

Please describe **all existing** buildings or structures on the subject lands and whether they are to be retained, demolished or removed. If retaining the buildings or structures, please describe the type of buildings or structures, and illustrate the setback, in metric units, from front, rear and side lot lines, ground floor area, gross floor area, lot coverage, number of storeys, width, length, height, etc. on your attached sketch which must be included with your application:

Small Building Existing AT SOUTH END OF  
LOT USED FOR STORAGE

New Existing Building AT NORTH END OF  
LOT USED FOR STORAGE

If known, the date existing buildings or structures were constructed on the subject lands:

Small Bldg AT SOUTH END BUILT TO 1960  
NEW Bldg AT NORTH END 2007. BUILDING PERMIT # 2007.

If an addition to an existing building is being proposed, please explain what will it be used for (e.g. bedroom, kitchen, bathroom, etc.). If new fixtures are proposed, please describe.

N/A

## MINOR VARIANCE

Please describe **all proposed** buildings or structures/additions on the subject lands. Describe the type of buildings or structures/additions, and illustrate the setback, in metric units, from front, rear and side lot lines, ground floor area, gross floor area, lot coverage, number of storeys, width, length, height, etc. on your attached sketch which must be included with your application:

N/A

If known, the date the proposed buildings or structures will be constructed on the subject lands:

Are any existing buildings on the subject lands designated under the *Ontario Heritage Act* as being architecturally and/or historically significant?

☐ Yes ☒ No

If yes, identify and provide details of the building:

The date the subject lands was acquired by the current owner:

1987

Present use of the subject lands:

STORAGE

If known, the length of time the existing uses have continued on the subject lands:

1987

Existing use of abutting properties:

NORTH - Union Gas

SOUTH - Former Cement Works

EAST - Farm Land

## E. PREVIOUS USE OF THE PROPERTY

Has there been an industrial or commercial use on the subject lands or adjacent lands?

☐ Yes ☐ No ☒ Unknown

If yes, specify the uses:

Has the grading of the subject lands been changed through excavation or the addition of earth or other material?

☐ Yes ☐ No ☒ Unknown



## MINOR VARIANCE

Has a gas station been located on the subject lands or adjacent lands at any time?

☐ Yes ☐ No ☒ Unknown

Has there been petroleum or other fuel stored on the subject lands or adjacent lands at any time?

☐ Yes ☐ No ☒ Unknown

Is there reason to believe the subject lands may have been contaminated by former uses on the site or adjacent sites?

☐ Yes ☒ No ☐ Unknown

Provide the information you used to determine the answers to the above questions:

If you answered yes to any of the above questions, a previous use inventory showing all known former uses of the subject lands, or if appropriate, the adjacent lands, is needed.

Is the previous use inventory attached?

☐ Yes ☒ No

## F. STATUS OF OTHER PLANNING DEVELOPMENT APPLICATIONS

Has the subject land or land within 120 metres of it been or is now the subject of an application under the *Planning Act, R.S.O. 1990, c. P. 13* for:

- (a) a minor variance or a consent;
- (b) an amendment to an official plan, a zoning by-law or a Minister's zoning order; or
- (c) approval of a plan of subdivision or a site plan?

☐ Yes ☒ No ☐ Unknown

If yes, indicate the following information about **each application**:

File number:

Land it affects:

Purpose:

Status/decision:

## MINOR VARIANCE

Effect on the requested amendment:

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If additional space is required, please attach a separate sheet.

Is the above information for other planning developments applications attached?

☐ Yes ☒ No

## G. PROVINCIAL POLICY

Is the requested amendment consistent with the provincial policy statements issued under subsection 3(1) of the *Planning Act, R.S.O. 1990, c. P. 13*?

☒ Yes ☐ No

If no, please explain:

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Are the subject lands within an area of land designated under any provincial plan or plans?

☐ Yes ☒ No

If yes, does the requested amendment conform to or does not conflict with the provincial plan or plans:

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Are any of the following uses or features on the subject lands or within 500 metres (1,640 feet) of the subject lands, unless otherwise specified? Please check the appropriate boxes, if any apply.

Use or Feature	On the Subject Lands		Within 500 Metres (1,640 feet) of Subject Lands (Indicate Distance)		
Livestock facility or stockyard (if yes, complete Form 3 – available upon request)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Wooded area	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Municipal landfill	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Sewage treatment plant or waste stabilization plant	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Provincially significant wetland (class 1, 2 or 3) or other environmental feature	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Floodplain	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Rehabilitated mine site	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Non-operating mine site within one kilometre	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Active mine site within one kilometre	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Industrial or commercial use (specify the use(s))	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Active railway line	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Seasonal wetness of lands	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Erosion	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance
Abandoned gas wells	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	____ distance



## MINOR VARIANCE

### H. SERVICING AND ACCESS

Indicate what services are available or proposed:

#### Water Supply

- ☒ Municipal piped water
- ☐ Communal wells
- ☐ Individual wells
- ☐ Other (describe below)

If other, describe: AVAILABLE

#### Sewage Treatment

- ☐ Municipal sewers
- ☐ Communal system
- ☒ Septic tank and tile bed
- ☐ Other (describe below)

NO FACILITIES  
CURRENT OR PLANNED

#### Storm Drainage

- ☐ Storm sewers
- ☒ Open ditches
- ☐ Other (describe below)

Have you consulted with Public Works & Environmental Services concerning stormwater management?

- ☐ Yes ☒ No

Has the existing drainage on the subject lands been altered?

- ☐ Yes ☒ No

Does a legal and adequate outlet for storm drainage exist?

- ☐ Yes ☒ No ☐ Unknown

Existing or proposed access to subject lands:

- ☐ Unopened road
- ☒ Municipal road
- ☐ Provincial highway
- ☐ Other (describe below)

If other, describe:

Name of road/street:

3522 Lakeshore Road.



**MINOR VARIANCE**

**I. OTHER INFORMATION**

Is there a time limit that affects the processing of this development application?

☐ Yes ☒ No

If yes, describe:

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Is there any other information that you think may be useful in the review of this development application? If so, explain below or attach on a separate page.

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# Zoning Deficiency

Norfolk CityView Web

Roll Number 33-10-543-040-109-00-0000

IMPORTANT: THIS FORM IS NOT COMPLETE UNLESS IT IS ACCOMPANIED BY AN ATTACHED "LOT DIAGRAM PLAN" INDICATING ALL APPLICABLE SITE CONDITIONS.

## Property Information

Issue Date: 05/01/2007

Owner	592908 ONTARIO LTD	Property Lot		Former Municipality	Norfolk
Civic Address	3522 LAKESHORE RD	Block		Plan	
Legal Description	SWAL CON 1 PT LOT 17	Part		Reference Plan	
Zoning	MR	Concession		Extension to a Non-conforming use?	
By-law		Current Use of Property		Township	
		Proposed Use of Property			

## Zoning Deficiency

### DEVELOPMENT STANDARDS

### Required (Meters/Feet)

### Proposed

### Deficiency

a) Lot Area						N/A.
b) Lot Frontage						N/A
c) Front Yard Setback						N/A.
d) Exterior Side Yard						N/A
e) Interior Side Yard (Rt)						N/A.
f) Interior Side Yard (Lt)						N/A.
g) Rear Yard	2.4m.	8.0	2.04m	6.69ft	0.36m	1.18 FT
h) Dwelling Unit Area						
i) % Lot Coverage						
j) Height of Building						N/A
k) Accessory Building						N/A
Accessory Building Comments						
l) Parking						
m) Other						

Other Clause:

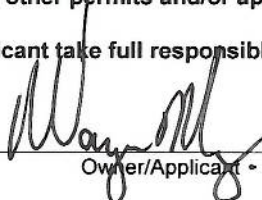
Other Description: SEE PREVIOUS RELIEF

AN-014/2007

The "PROPOSED" information and any supporting documents have been provided by the owner/applicant. The above information is only in respect to "Zoning" (Minor Variance, Zone Change, etc.) and does not relieve the applicant/owner from obtaining all other permits and/or approvals, such as Health Approval, entrance Permits, Building Permit, etc.

I, the Owner/Applicant take full responsibility for the accuracy of the "PROPOSED" information provided on this form.

Signatures:



Owner/Applicant

Building Inspector

### Instructions:

1. Owner/Applicant to complete unshaded areas.
2. Building Inspector to complete shaded areas.
3. The Owner/Applicant to submit completed form to the Area regional Planner or the secretary to Committee of Adjustment. Your contact in this regard is:

Wayne May

Name

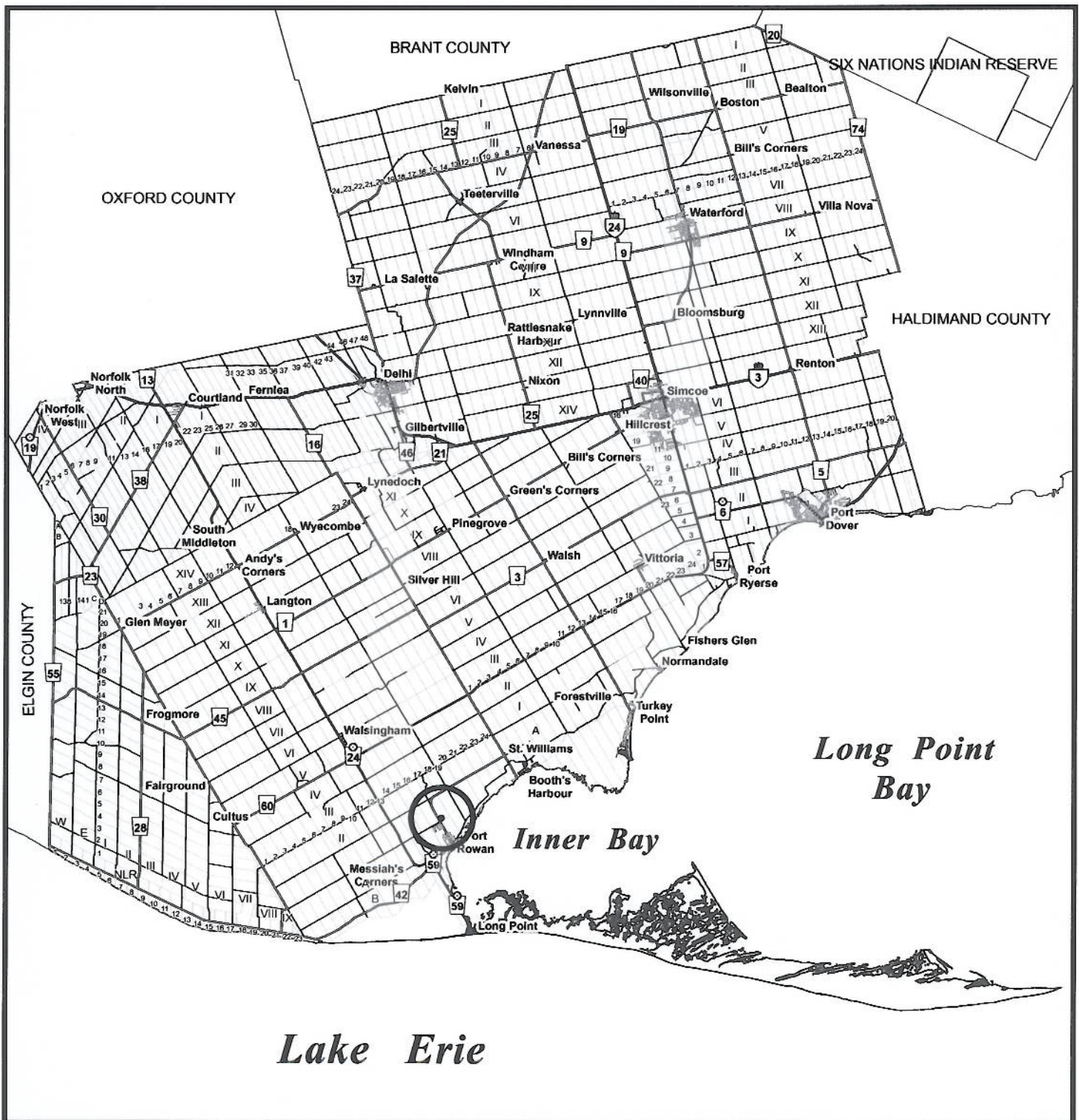
RR#3 Port Rowan Ont

Address

NOEIMO



## Geographic Township of SOUTH WALSINGHAM



# MAP 2

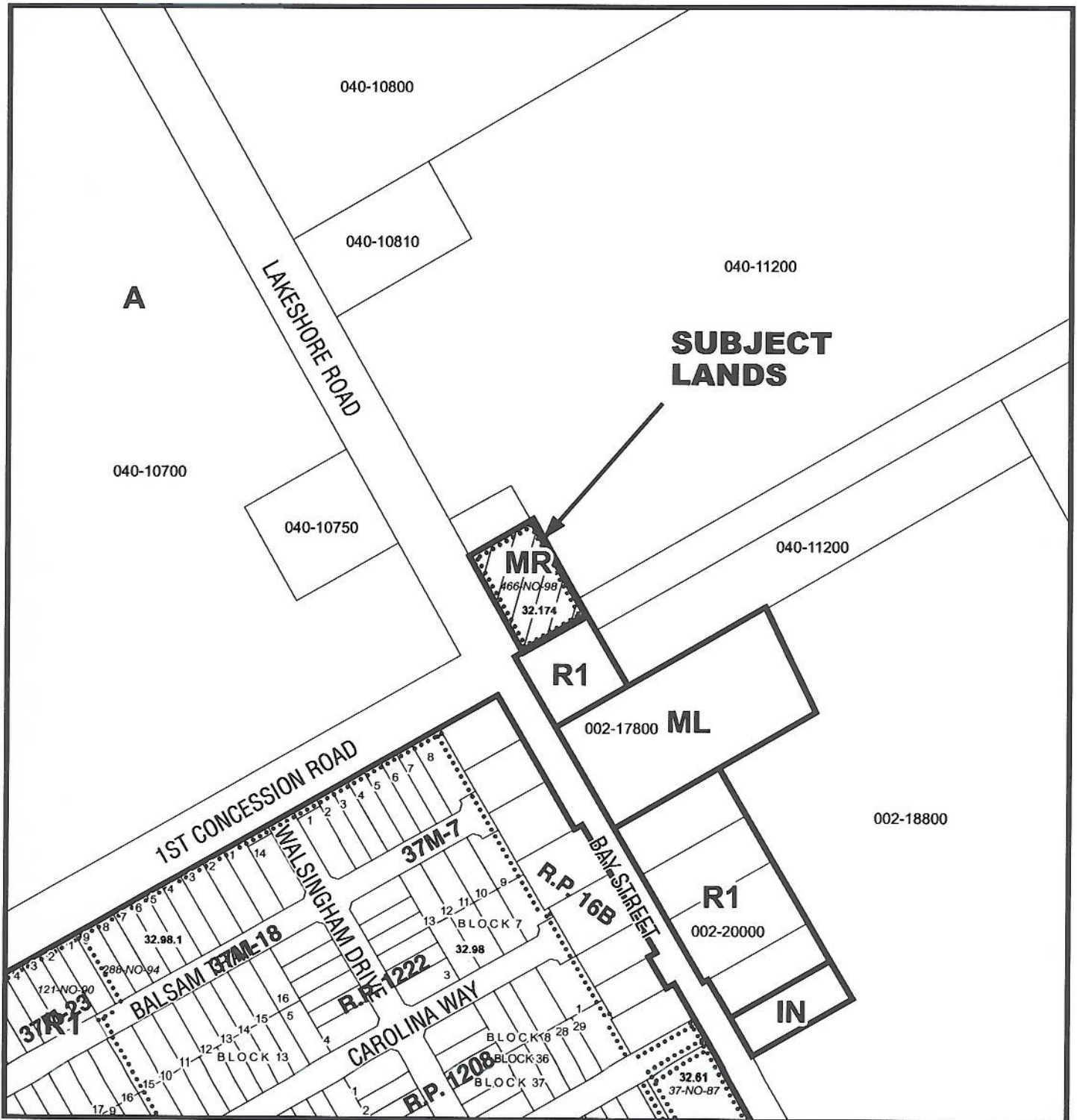
File Number: AN-016/2008

Geographic Township of SOUTH WALSINGHAM



0 10 20 40 60 80 Meters

1:3,000





# MAP 3

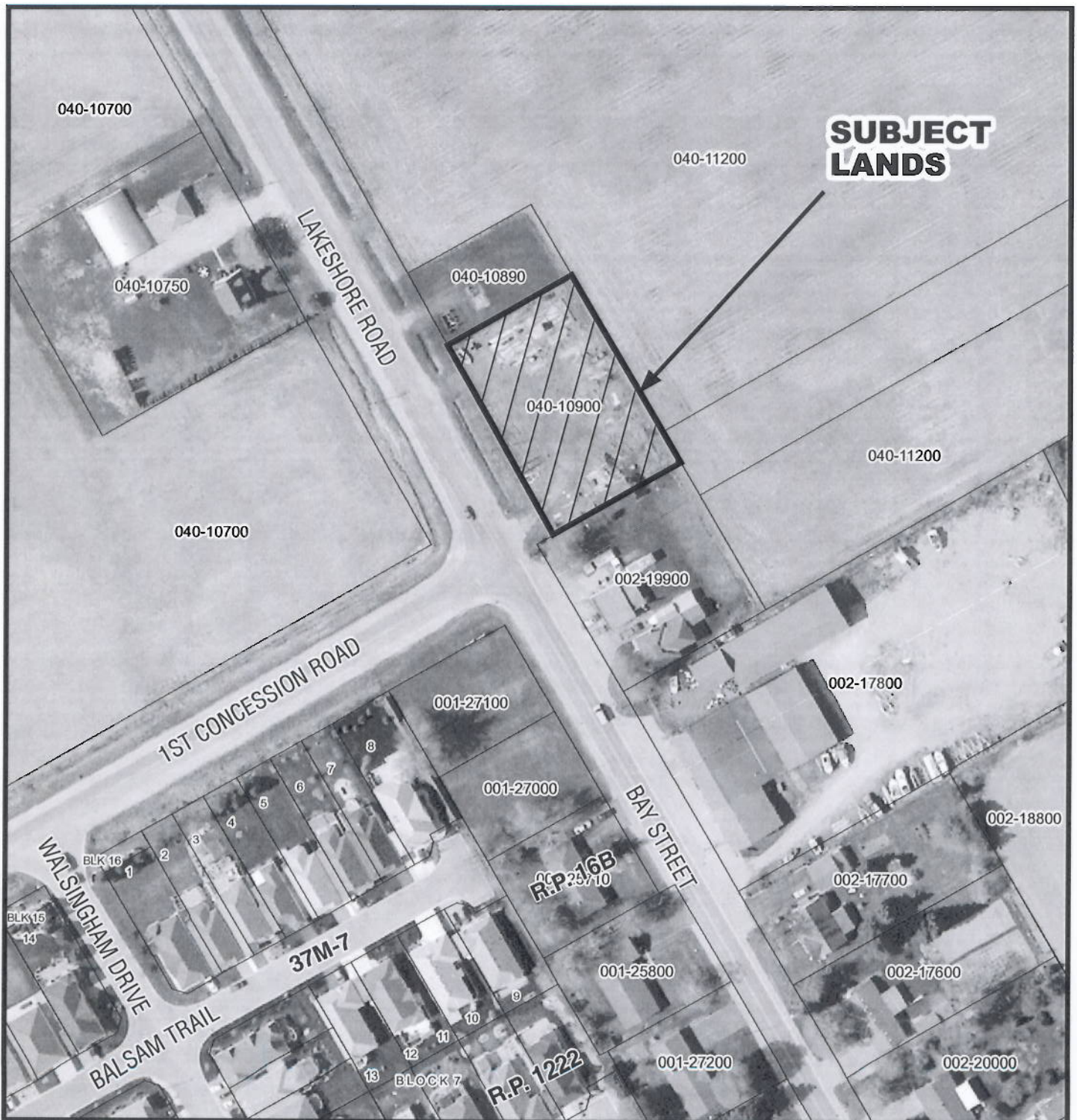
File Number: AN-016/2008

Geographic Township of SOUTH WALSINGHAM



0 5 10 20 30 40 Meters

1:1,500



# MAP 4

File Number: AN-016/2008

Geographic Township of SOUTH WALSINGHAM



0 3 6 12 18 24 Meters

1:750

