

THE CORPORATION OF NORFOLK COUNTY

COMMITTEE OF ADJUSTMENT

COMMENT REQUEST FORM

FIL	E NO.: AN-026/2008 R	OLL NO.: 3310-493-110-2930	0
	Building Department Building Inspector (Sewage System Review) Forestry Division Treasury Department Public Works > NOTE: If an agreement is required please the clauses you require in the gareement.	GIS Section Norfolk Power Ministry of Transportat Railway Se attach Conservation Authorit	

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 requires your comments by:

JULY 2nd, 2008

APPLICANT:

Pauline & Mark Gibbs, 1250 Limeridge Rd. E. Hamilton, ON L8W 1P1

AGENT:

Thomas A. Cline, 39 Colborne Street, North, PO Box 528 Simcoe, ON N3Y 4N5

LOCATION:

Lot 1, Plan 159 CHR (8 Walter Street, Turkey Point)

PROPOSAL:

TO PERMIT A NEW DECK ON THE FIRST AND SECOND STOREY AND AN 8'4" X 9' ADDITION TO THE REAR OF THE COTTAGE UNDER SECTION 45(2) OF THE PLANNING ACT WHICH REQUIRES RELIEF OF:

- 421.8 sq. m. (4535 sq. ft.) from the required lot area of 700 sq. m. (7535 sq. ft.) to recognize an existing lot area of 278.7 sq. m. (3000 sq. ft.);
- 2.81 m. (9.2 ft.) from the required lot frontage of 15 m. (49.2 ft) to recognize an existing lot frontage of 12.18 m. (40 ft.);
- 3.51 m. (11.53 ft.) from the required rear yard of 9 m. (29.5 ft.) to allow for a rear yard of 5.49 m. (18 ft.);
- 17% from the maximum lot coverage of 15% to permit a lot coverage of 32%

PLEASE REPLY BY EMAIL DIRECTLY TO:

SCOTT PECK, MCIP, RPP

Norfolk County, 22 Albert Street, Langton, ON NOE 1G0 (519) 875-4485 ext 1834

EMAIL: t.scott.peck@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, ACST (A), Secretary-Treasurer P.O. Box 128, 22 Albert Street, Langton ON NOE 1G0 Phone: (519) 875-4485 ext 1835; Fax: (519) 875-4789 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.

NOTE: ANY DEPARTMENT OR AGENCY THAT HAS NOT PROVIDED THEIR COMMENTS
BY THE DEADLINE DATE WILL BE CONSIDERED AS HAVING NO COMMENT

CIRCULATION DATE: June 18th, 2008

	Office Use:	100 3/1000
	File Number:	H10-26/2008
	Related File:	AN-067/2001
	Fees Submitted:	
	Application Submitted:	May 27/08
1.5	Sign Issued:	May 30/08
The	Complete Application;	

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: 3310-493-110-29300

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. <u>1-DE-80</u>

A. APPLICANT INFORMATION

Name of Applicant ¹	PAULINE GIBBS of mal bibls	Phone #	905	5-318-8887	
Address	1250 Limeridge Rd. E.	Fax #	905	5-526-2273 (B	usiness Phone)
Town / Postal Code	Hamilton, ON. L8W 1P1	E-mail		ıline.Gibbs@b	
1 If the applicant is a n	umbered company provide the name of a principal of the com	pany.			reach secure of
Name of Agent	THOMAS A. CLINE	Phone #	519-	426-6763	
Address	39 Colborne St. N., P. O. Box 528	Fax #	519-	426-2055	
Town / Postal Code	Simcoe, ON. N3Y 4N5	E-mail	cline@clinebackus.com		
Name of Owner ²	N/A	Phone #			
Address		Fax #			
Town / Postal Code		E-mail			
² It is the responsibility o	f the owner or applicant to notify the Planner ot any changes in	ownership withi	n 30 day	s of such a change.	
Please specify to	whom all communications should be sent 3:	☐ Appli	cant		Owner
³ Unless otherwise direct except where an Agent	ed, all correspondence, notices, etc., in respect of this develop is employed, then such will be forwarded to the Applicant and	ment applicatio Agent.	n will be	forwarded to the A	
Names and addr Bank of Montrea	esses of any holders of any mortgagees, charg I, Kingfisher Square, Hamilton, ON	ges or other	encur	mbrances on th	ne subject lands:
					11



B. LOCATION/LEGAL DESCRIPTION OF SUBJECT LANDS

Geographic Township	Charlotteville	Urban Area or Hamlet	
Concession Number		Lot Number(s)	21
Registered Plan Number	159	Lot(s) or Block Number(s)	
Reference Plan Number		Part Number(s)	
Frontage (metres/feet)	40 ft.	Depth (metres/feet)	75 ft.
Width (metres/feet)	40 ft.	Lot area (m² / ft² or hectares/acres)	
Municipal Civic Address	8 Walter St., Turkey Po	int, ON. N0E 1T0	
☐ Yes	ments or restrictive covena No easement or covenant and	ants affecting the subject lands?	
Please explain what necessary (if additio	nal space is required, plec		akes this development application oses.
There currently is in advanced under Sec footprint of the structure, such that the	tion 45(2) to permit the exeture 74.97 sq. ft.; (b) replaying front yard setback is 17 ft age, such as to permit (a) a	ace the existing unenclosed porch. in lieu of 19.68 ft; and (c) accep	g use. This Application is ag use to: (a) increase the existing a with an enlarged unenclosed



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Please explain why it is not possible to comply with the provision of the zoning by-law: Legal non-conforming use currently in place				
D. PROPERTY INFORMATION				
Present official plan designation(s): Hamlet				
Present zoning: Lakeshore				
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 you application: (1) a shed - 8 ft. by 10 ft.; and				
(2) an existing cottage				
If known, the date existing buildings or structures were constructed on the subject lands: Not known				
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. To increase the bedroom size and put in place a further toilet and sink				



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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: Cottage and shed
Cottage and sned
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: May 7, 2004 Present use of the subject lands: Cottage
If known, the length of time the existing uses have continued on the subject lands: Unknown
Existing use of abutting properties: Cottage
E. PREVIOUS USE OF THE PROPERTY
Has there been an industrial or commercial use on the subject lands or adjacent lands?
Yes No Unknown
f yes, specify the uses:
las the grading of the subject lands been changed through excavation or the addition of earth or other material?
Yes No Unknown



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Has a gas static	on been locate	ed 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 sites?	to believe the s	subject lands may have been contaminated by former uses on the site or adjacent	
Yes	⊠ No	Unknown	
Provide the info	rmation you us	ed to determine the answers to the above questions:	
1			
If you answered subject lands, o	yes to any of t r if appropriate	the above questions, a previous use inventory showing all known former uses of the state that the the thick that the discount lands, is needed.	
Is the previous u	se inventory at	tached?	
Yes	⊠ No		
F. STATU	S OF OTHE	R PLANNING DEVELOPMENT APPLICATIONS	
(a) a m (b) and	c. P. 13 for: inor variance o amendment to	thin 120 metres of it been or is now the subject of an application under the Planning or a consent; an official plan, a zoning by-law or a Minister's zoning order; or of subdivision or a site plan?	7
⊠ Yes	□ No	Unknown	
If yes, indicate th	ne following info	ormation about each application :	
File number: AN-067/2007			
and it affects: Walter St., Turk	ey Point - Lot 2	21, Plan 159, Charlotteville	
ourpose: Similar to curren			
status/decision: Refused			



Revised 04.2007

Effect on the requested amendment:					
If additional space is required, please attach a separate sheet.					
1					
Is the above information for other planning developments applic	ations attache	eq ś			
☐ Yes ☐ No					
G. PROVINCIAL POLICY					
Is the requested amendment consistent with the provincial policy Planning Act, R.S.O. 1990, c. P. 13?	/ statements iss	ued unde	er subse	ction 3(1)) of the
⊠ Yes □ No					
If no, please explain:					
Are any of the following uses or features on the subject lands or wunless otherwise specified? Please check the appropriate boxes,	rithin 500 metre if any apply.	es (1,640 f	eet) of ti	ne subjec	ct lands,
Use or Feature	On the S	ubject Lands		Metres (1,6)	40 feet) of Subject Distance)
Livestock facility or stockyard (if yes, complete Form 3 – available upon request)	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Wooded area	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Municipal landfill	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Sewage treatment plant or waste stabilization plant	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Provincially significant wetland (class 1, 2 or 3) or other environmental feature	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Floodplain		□ No		□ No	distance
Rehabilitated mine site	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Non-operating mine site within one kilometre	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Active mine site within one kilometre	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Industrial or commercial use (specify the use(s))	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Active railway line	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Seasonal wetness of lands		□ No		□ No	distance
Erosion	□ Yes	⊠ No	☐ Yes	⊠ No	distance
Abandoned gas wells	☐ Yes	⊠ No	☐ Yes	⊠ No	distance



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COMMENT REQUEST FORM

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NOTE: ANY DEPARTMENT OR AGENCY THAT HAS NOT PROVIDED THEIR COMMENTS
BY THE DEADLINE DATE WILL BE CONSIDERED AS HAVING NO COMMENT

CIRCULATION DATE: June 18th, 2008

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MIN	\cap	V/A	DIA	MIC	~ =
LATITA		VM	NIA	INC	- E

	Office Use:	101 3/2/3000
	file Number:	410-26/2008
	Related File:	AN-067/2001
	Fees Submitted:	
	Application Submitted:	May 27/08
4.6	Sign Issued:	May 30/08
the	Complete Application:	

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: 3310-493-110-29300

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Town / Postal Code	Hamilton, ON. L8W 1P1	E-mail		line.Gibbs@b	
If the applicant is a r	numbered company provide the name of a principal of the com	pany,	-		
Name of Agent	THOMAS A. CLINE	Phone #	519-	426-6763	
Address	39 Colborne St. N., P. O. Box 528	Fax #	519-426-2055		
Town / Postal Code	Simcoe, ON. N3Y 4N5	E-mail	cline@clinebackus.com		
Name of Owner ²	N/A	Phone #			
Address	1	Fax #			
Town / Postal Code		E-mail			
² It is the responsibility o	of the owner or applicant to notify the Planner of any changes in	ownership with	n 30 days	s of such a change.	
Please specify to	whom all communications should be sent 3:	☐ Appl	icant		Owner
³ Unless otherwise direc except where an Agen	ted. all correspondence, notices, etc., in respect of this develop t is employed, then such will be forwarded to the Applicant and	ment application Agent.	on will be	forwarded to the Ap	oplicant noted above,
Names and addr Bank of Montrea	esses of any holders of any mortgagees, charg Il, Kingfisher Square, Hamilton, ON	ges or other	encur	nbrances on th	ne subject lands:



B. LOCATION/LEGAL DESCRIPTION OF SUBJECT LANDS

Concession Number	Charlotteville	Urban Area or Hamlet	
Concession Number		Lot Number(s)	21
Registered Plan Number	159	Lot(s) or Block Number(s)	
	107	Part Number(s)	
Reference Plan Number			75.0
Frontage (metres/feet)	40 ft.	Depth (metres/feet)	75 ft.
Width (metres/feet)	40 ft.	Lot area (m² / ft² or hectares/acres)	
Municipal Civic Address	8 Walter St., Turkey Po	int, ON. N0E 1T0	
Are there any easer	ments or restrictive covena	ints affecting the subject lands?	
☐ Yes ⊠	No		
Marian Marian	easement or covenant and	d its effect:	
AN			
	E OF DEVELOPMEN	APPLICATION	
necessary (if addition	onal space is required, pled	e subject lands/premises which mase attach a separate sheet): ands for seasonal residential purp	akes this development application
necessary (if addition	onal space is required, pled	ase attach a separate sheet):	





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Please explain why it is not possible to comply with the provision of the zoning by-law: Legal non-conforming use currently in place
began non-contonning also currently in place
D. PROPERTY INFORMATION
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Cottage and shed
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Existing use of abutting properties: Cottage
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



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Has	a gas statio	n be	en located	on th	ne subject lands or adjacent lands at any time?
	Yes	\boxtimes	No		Unknown
Has	there been	petr	oleum or oth	ner fi	uel stored on the subject lands or adjacent lands at any time?
	Yes	\boxtimes	No		Unknown
Is th		o be	elieve the sub	ojec	t lands may have been contaminated by former uses on the site or adjacent
	Yes	\boxtimes	No		Unknown
Pro	vide the info	rma	tion you use	d to	determine the answers to the above questions:
					ove questions, a previous use inventory showing all known former uses of the adjacent lands, is needed.
ls th	ne previous u	se ir	nventory atto	ache	ed?
	Yes	\boxtimes	No		
F.	STATU	IS (OF OTHER	R PL	ANNING DEVELOPMENT APPLICATIONS
	(a) an (b) an	, c. l ninor ame	P. 13 for: variance or endment to a	a c	20 metres of it been or is now the subject of an application under the <i>Planning</i> onsent; fficial plan, a zoning by-law or a Minister's zoning order; or a bdivision or a site plan?
\boxtimes	Yes		No		Unknown
If y	es, indicate t	he f	ollowing info	rma	tion about each application:
	number: I-067/2007				
	nd it affects: alter St., Turl	(ey	Point - Lot 2	21, P	lan 159, Charlotteville
Pur	pose: nilar to curre				
Sta	tus/decision: fused				



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Effect on the requested amendment:					
If additional space is required, please attach a separate sheet.					
Is the above information for other planning developments applica	tions attached	48			
	mons anached	A T			
☐ Yes ☐ No					
G. PROVINCIAL POLICY					
Is the requested amendment consistent with the provincial policy : Planning Act, R.S.O. 1990, c. P. 13?	statements issu	ed unde	r subsec	tion 3(1) c	of the
⊠ Yes □ No					
If no, please explain:					
Are any of the following uses or features on the subject lands or wi unless otherwise specified? Please check the appropriate boxes,		s (1,640 f	eet) of th	ne subject	lands,
Use or Feature	On the St	bject Lands		Metres (1,640 nds (Indicate I	feet) of Subject Distance)
Livestock facility or stockyard (if yes, complete Form 3 – available upon request)	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Wooded area	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Municipal landfill	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Sewage freatment plant or waste stabilization plant	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Provincially significant wetland (class 1, 2 or 3) or other environmental feature	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Floodplain		☐ No		□ No	distance
Rehabilitated mine site	☐ Yes	⋈ No	☐ Yes	⊠ No	distance
Non-operating mine site within one kilometre	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Active mine site within one kilometre	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Industrial or commercial use (specify the use(s))	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Active railway line	☐ Yes	⊠ No	☐ Yes	⊠ No	distance
Seasonal wetness of lands		☐ No		□ No	distance
Erosion	☐ Yes	⊠ No	☐ Yes	⋈ No	distance
					A STATE OF THE STA



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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: Bowen Water System - Holding Tank - 2,5	Sewage Treatment Municipal sewers Communal system Septic tank and tile bed Other (describe below)	Storm Drainage Storm sewers Open ditches Other (describe below)
Have you consulted with Public Works & Env Yes No Has the existing drainage on the subject lan Yes No		er management?
Does a legal and adequate outlet for storm Yes No Unknow Existing or proposed access to subject lands	vn	
☐ Unopened road ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐	Provincial highway Other (describe below)	
Name of road/street: Walter St., Turkey Point, ON		



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I. OTHER INFORMATION

Yes	Ilmit that affects the proc	cessing of this development application?
If yes, describe		
s there any otl explain below	her information that you the or attach on a separate p	hink may be useful in the review of this development application? If so, page.



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Zoning Deficiency

AN-026/2008

Norfolk CityView Web

Roll Number 23 40 492 440 202

3-10-493-110-293-00-0000

GIBBS PAULINE Block Part gal Description CHR PLAN 159 LOT 21 Concession E Current Use of Property Proposed Use of Property DEVELOPMENT STANDARDS Required (Meters/Feet) Proposed Proposed Required (Meters/Feet) Proposed Required (Meters/Feet)	Issue Date: ner Municipality Plan Reference Plan xtension to a Non-conforming use? Township Charletteville
GIBBS PAULINE GIBBS PAULINE Block Part Legal Description CHR PLAN 159 LOT 21 Concession E Concession Current Use of Property Proposed Use of Property Proposed Use of Property DEVELOPMENT STANDARDS a) Lot Area b) Lot Frontage c) Front Yard Setback GIBBS PAULINE Block Part Concession E Current Use of Property Proposed Use of Property Proposed The part Concession E Current Use of Property Proposed The part Concession E Toning Proposed The part	Plan Reference Plan xtension to a Non-conforming use? Township Cher 1044ev: (1e
Civic Address 8 WALTER ST egal Description CHR PLAN 159 LOT 21 Concession Equipment Use of Property Proposed Use of Property Proposed Use of Property DEVELOPMENT STANDARDS a) Lot Area b) Lot Frontage c) Front Yard Setback Part Concession E Current Use of Property Proposed Use of Property Proposed Proposed A 700 m 7535 ft 787 787 788 788 788 788 788 7	Reference Plan xtension to a Non-conforming use? Township Cher 1944eville Deficiency
egal Description CHR PLAN 159 LOT 21 Concession Ening Lakeshow Current Use of Property Proposed Use of Property Proposed Use of Property DEVELOPMENT STANDARDS a) Lot Area b) Lot Frontage c) Front Yard Setback Current Use of Property Proposed Use of Property Proposed Required (Meters/Feet) Proposed The Transport The Tra	Township Cher 104tev: (16
Current Use of Property Proposed Use of Pro	Township Cher 104teville Deficiency
Proposed Use of Property Zoning Deficiency DEVELOPMENT STANDARDS a) Lot Area b) Lot Frontage c) Front Yard Setback Proposed Use of Property Required (Meters/Feet) Proposed 7535472 278.7 36 49.244 12.19 in 19.08 44 5.18 in	Cher 10tteville Deficiency
DEVELOPMENT STANDARDS Required (Meters/Feet) Proposed a) Lot Area 700 m² 7535 frz 298.7 36 b) Lot Frontage 15 m 49.2 fr 12.19 m 12.19 m 12.19 m 12.19 m 12.18 m 12.	Deficiency
a) Lot Area Too m ² Too m ³ Too	P+ Alara Ala
a) Lot Area 700 m ² 7535 ft 2 278.7 30 b) Lot Frontage 15 m 49.2 ft 12.19 m c) Front Yard Setback 6 m 19.68 ft 5.18 m	P+ Alara Ala
b) Lot Frontage 15 m 49.2 ft 12.19 in c) Front Yard Setback 6 in 19.68 ft 5.18 in	121.5m
c) Front Yard Setback 6 m 19.68 At 5.18 m	4011 201 0211
	40f4 2.81m 9.244
2506.1 (10.00) 252-100.1 (20.00) 25.1 (20.00) 25.1	17 Pt . 82m 2.68 fs
e) Interior Side Yard (Rt)	
f) Interior Side Yard (Lt)	
111 015 pr 3.1/m	181 3.51m 11.531
h) Dwelling Unit Area	
i) % Lot Coverage 15°7 ₀ 32%	17%
j) Height of Building	
k) Accessory Building	
Accessory Building Comments	
l) Parking	
m) Other	
Other Clause: Other Description:	

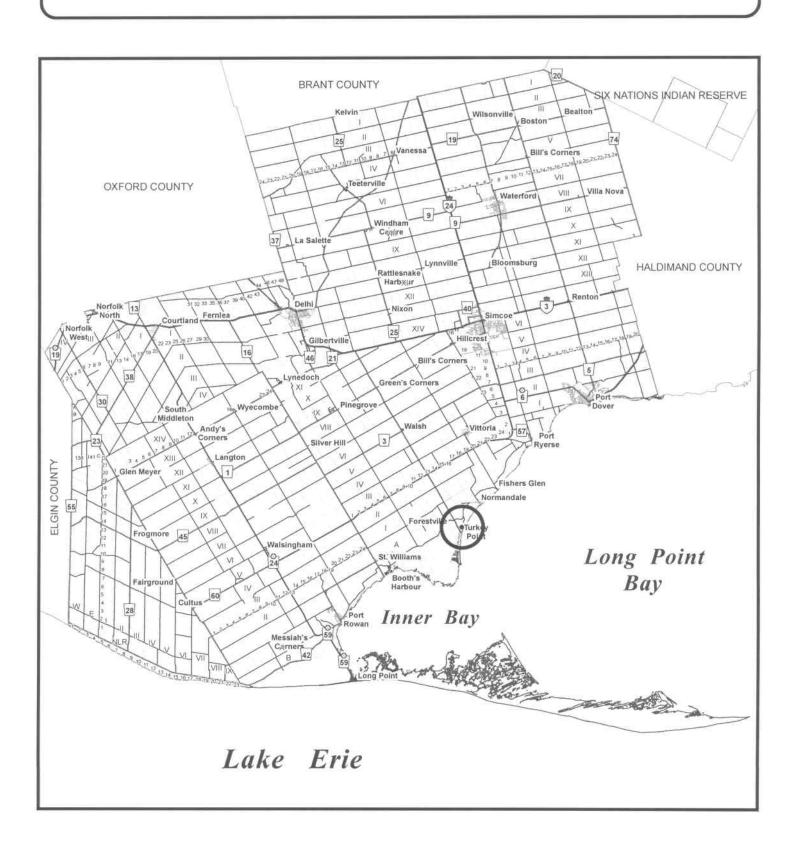
Name

Address

MAP 1

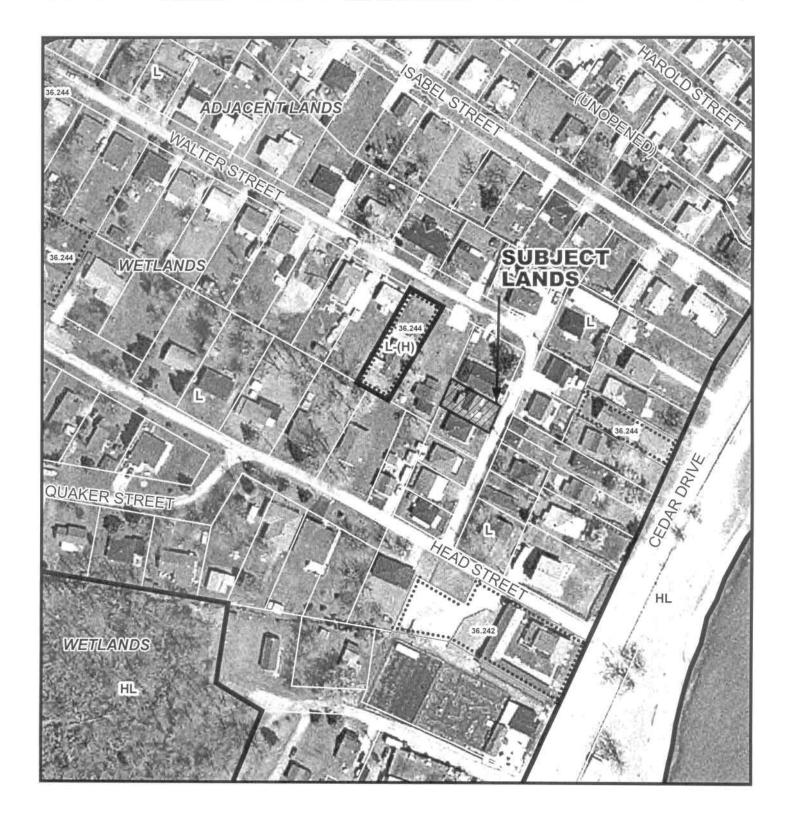
File Number: AN-026/2008

Geographic Township of CHARLOTTEVILLE



MAP 2
File Number: AN-067/2007
Geographic Township of CHARLOTTEVILLE





Map 3
File Number: AN-026/2008
Geographic Township of CHARLOTTEVILLE

