



**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:

**November 14, 2007**

**FILE NO.: AN-061/2007**

**ASSESSMENT ROLL NO.: 3310-336-070-26800**

**APPLICANT:**

Brian or David Cooke, R. R. # 4, Simcoe, ON N3Y 4K3

**AGENT:**

N/A

**LOCATION:**

Lot 10 Concession 12 SIMCOE (769 Con 13 Simcoe)

**PROPOSAL:**

Relief of 173.m (567.59 ft.) from the requirement of "Minimum separation from a dwelling on an adjacent lot" of 300 m. 984.25 ft.) to permit a storage building to be constructed at a distance of 127 m. (416.7 ft) from the adjacent dwelling.

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Building Department  | <input checked="" type="checkbox"/> GIS Section     |
| <input checked="" type="checkbox"/> Building Inspector (Sewage System Review)  | <input type="checkbox"/> Norfolk Power              |
| <input checked="" type="checkbox"/> Forestry Division  | <input type="checkbox"/> Ministry of Transportation |
| <input checked="" type="checkbox"/> Treasury Department  | <input type="checkbox"/> Railway                    |
| <input checked="" type="checkbox"/> Public Works > NOTE: If an agreement is required please attach the clauses you require in the agreement. | <input type="checkbox"/> Conservation Authority     |

**CIRCULATION DATE: October 31, 2007**

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

Lucy Hives, MCIP, RPP  
Norfolk County, 22 Albert Street, Langton, ON N0E 1G0  
(519) 875-4485 ext 1837

**FAX: (519) 875-4789 EMAIL: [lucy.hives@norfolkcounty.ca](mailto:lucy.hives@norfolkcounty.ca)**

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**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:

Related File:

Fees Submitted:

Application Submitted:

Sign Issued:

Complete Application:

AN-61/07

Oct-19/07

Oct-22/07 AB

"

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-** 336-070-268-00-0000

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. \_\_\_\_\_

### A. APPLICANT INFORMATION

Name of Applicant <sup>1</sup> BRIAN OR DAVID COOKEPhone # 905 515-9635Address RR 4 SIMCOE

Fax # \_\_\_\_\_

Town / Postal Code N3Y 4K3

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> \_\_\_\_\_

Phone # \_\_\_\_\_

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:



## MINOR VARIANCE

### B. LOCATION/LEGAL DESCRIPTION OF SUBJECT LANDS

|                         |                   |   |           |
|-------------------------|-------------------|---|-----------|
| Geographic Township     | <u>TOWSEND</u>    | Urban Area or Hamlet  | _____     |
| Concession Number       | <u>12</u>         | Lot Number(s)   | _____     |
| Registered Plan Number  | <u>37R 4161</u>   | Lot(s) or Block Number(s)                                     | <u>10</u> |
| Reference Plan Number   | _____             | Part Number(s)  | _____     |
| Frontage (metres/feet)  | <u>988'</u>       | Depth (metres/feet)   | _____     |
| Width (metres/feet)     | <u>611'</u>       | Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) | _____     |
| Municipal Civic Address | <u>769 CON 13</u> |   | _____     |

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):

FRONT YARD SETBACK 127 M  
\_\_\_\_\_  
\_\_\_\_\_

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

Proposal: Relief of 173 m. (567.59 ft.) from the requirement of "Minimum separation from a dwelling on an adjacent lot" of 300 m. (984.25 ft.) to permit a storage building to be constructed at a distance of 127 m. (416.7 ft.) from the adjacent dwelling.

## MINOR VARIANCE

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

OUT OF ROOM

### D. PROPERTY INFORMATION

Present official plan designation(s):

Present zoning:

MD

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:

GARAGE - ALUMINUM SIDING FRAME BUILDING 35' X 55' + size  
HOUSE - 1 STORY ALUMINUM SIDED 30' X 50'  
ALUMINUM SHED - 15' X 20'

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

house 1935 other buildings '60's + '70's

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.

## MINOR VARIANCE

+ size

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:

STEEL 60' x 80'

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

a-s-a-p.

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:

2006

Present use of the subject lands:

Scrap yard

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

from 1970's

Existing use of abutting properties:

Agricultural & Residential

### 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:

scrap yard on subj. lds.

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:

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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:

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Land it affects:

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Purpose:

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Status/decision:

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Phone # 905 515-9635

Address RR 4 SIMCOE

Fax #

Town / Postal Code N3Y 4K3

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>

Phone #

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- (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:

---

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 type="checkbox"/> No | _____ distance |
| Wooded area  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | <input type="checkbox"/> Yes  | <input type="checkbox"/> No | _____ distance |
| Municipal landfill   | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input 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 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 type="checkbox"/> No | _____ distance |
| Floodplain   | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input type="checkbox"/> No | _____ distance |
| Rehabilitated mine site  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input 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 type="checkbox"/> No | _____ distance |
| Active mine site within one kilometre  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input type="checkbox"/> No | _____ distance |
| Industrial or commercial use (specify the use(s))                                  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | <input type="checkbox"/> Yes  | <input type="checkbox"/> No | _____ distance |
| Active railway line  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input type="checkbox"/> No | _____ distance |
| Seasonal wetness of lands  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input type="checkbox"/> No | _____ distance |
| Erosion  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input type="checkbox"/> No | _____ distance |
| Abandoned gas wells  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | <input type="checkbox"/> Yes  | <input 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)

#### Sewage Treatment

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

#### Storm Drainage

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

If other, describe:

---

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:

Cone 13

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Name of road/street:

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## MINOR VARIANCE

### I. OTHER INFORMATION

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

☒ Yes      ☐ No

If yes, describe:

*asap*

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 33-10-336-070-268-00-0000

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: 08/27/2007

|                   |   |                          |                     |                                    |           |
|-------------------|---|--------------------------|---------------------|------------------------------------|-----------|
| Owner             | COOK DAVID MICHAEL<br>COOKE BRIAN LLOYD | Property Lot             |                     | Former Municipality                | Nanticoke |
|                   |   | Block                    |                     | Plan                               |           |
| Civic Address     | 769 CONC 13 TOWNSEND                    | Part                     |                     | Reference Plan                     |           |
| Legal Description | TWN CON 12 PT LOT 10                    | Concession               |                     | Extension to a Non-conforming use? |           |
| Zoning            | MD MD                                   | Current Use of Property  | Commercial Building | Township                           | TWN       |
| By-law            | B/W 1-2000                              | Proposed Use of Property | Commercial Building |                                    |           |

## Zoning Deficiency

### DEVELOPMENT STANDARDS

### Required (Meters/Feet)

### Proposed

### Deficiency

|                             |      |  |      |      |  |
|-----------------------------|------|--|------|------|--|
| a) Lot Area                 |      |  |      |      |  |
| b) Lot Frontage             |      |  |      |      |  |
| c) Front Yard Setback       | 300m |  | 127m | 173m |  |
| d) Exterior Side Yard       |      |  |      |      |  |
| e) Interior Side Yard (Rt)  |      |  |      |      |  |
| f) Interior Side Yard (Lt)  |      |  |      |      |  |
| g) Rear Yard                |      |  |      |      |  |
| h) Dwelling Unit Area       |      |  |      |      |  |
| i) % Lot Coverage           |      |  |      |      |  |
| j) Height of Building       |      |  |      |      |  |
| k) Accessory Building       |      |  |      |      |  |
| Accessory Building Comments |      |  |      |      |  |
| l) Parking                  |      |  |      |      |  |
| m) Other                    |      |  |      |      |  |

Other Clause: 7.3.2 (f)  
Distance from adjacent lot

Other Description: future Buildings to be considered in this minor variance

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:

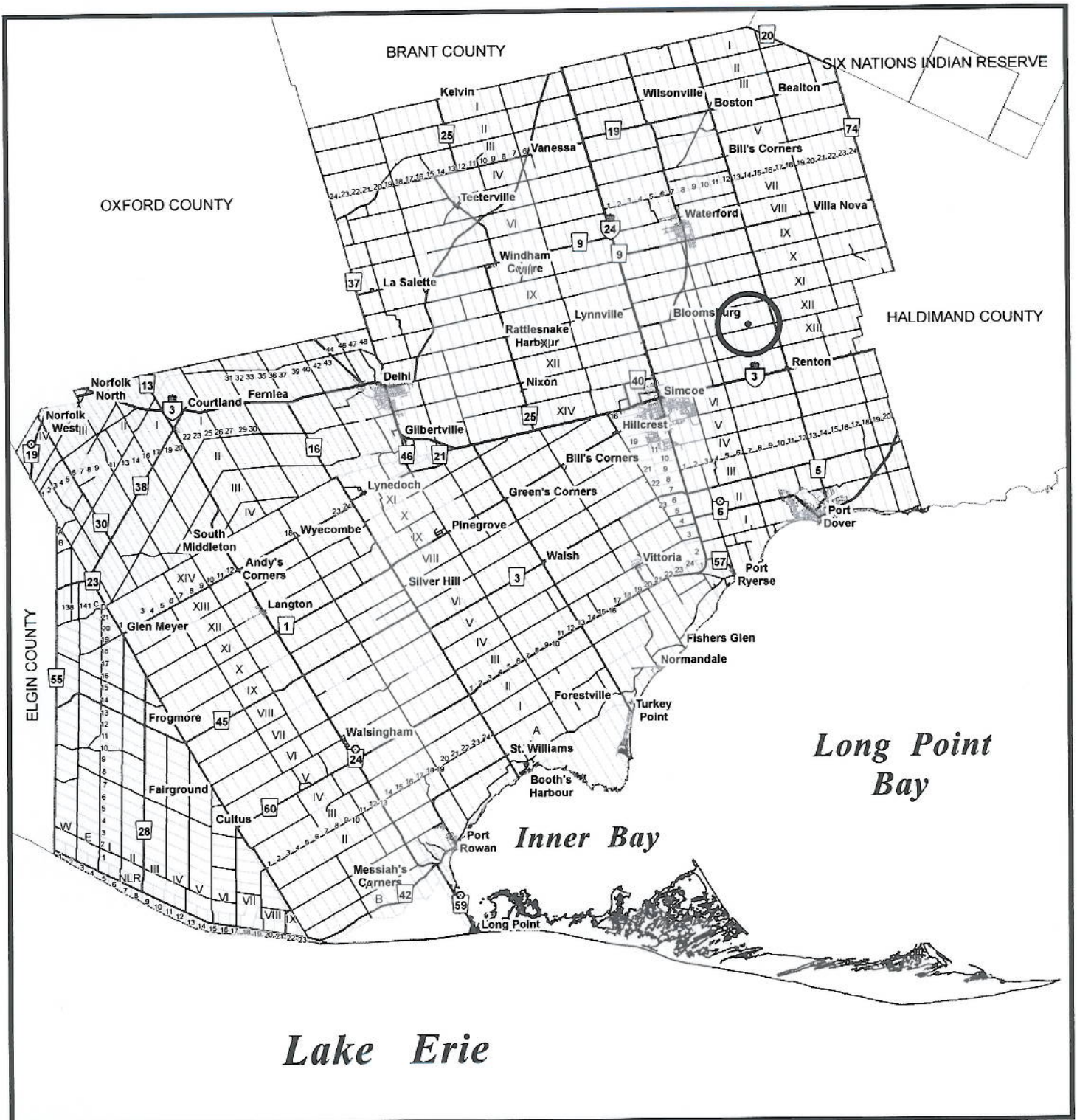
1. Owner/Applicant to complete unshaded areas.
2. Building Inspector to complete shaded areas.
3. The Owner/Applicant to submit completed form to the Area regional Planner or the secretary to Committee of Adjustment. Your contact in this regard is:



# MAP 1

File Number: AN-061/2007

## Geographic Township of TOWNSEND

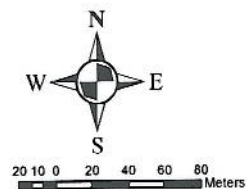




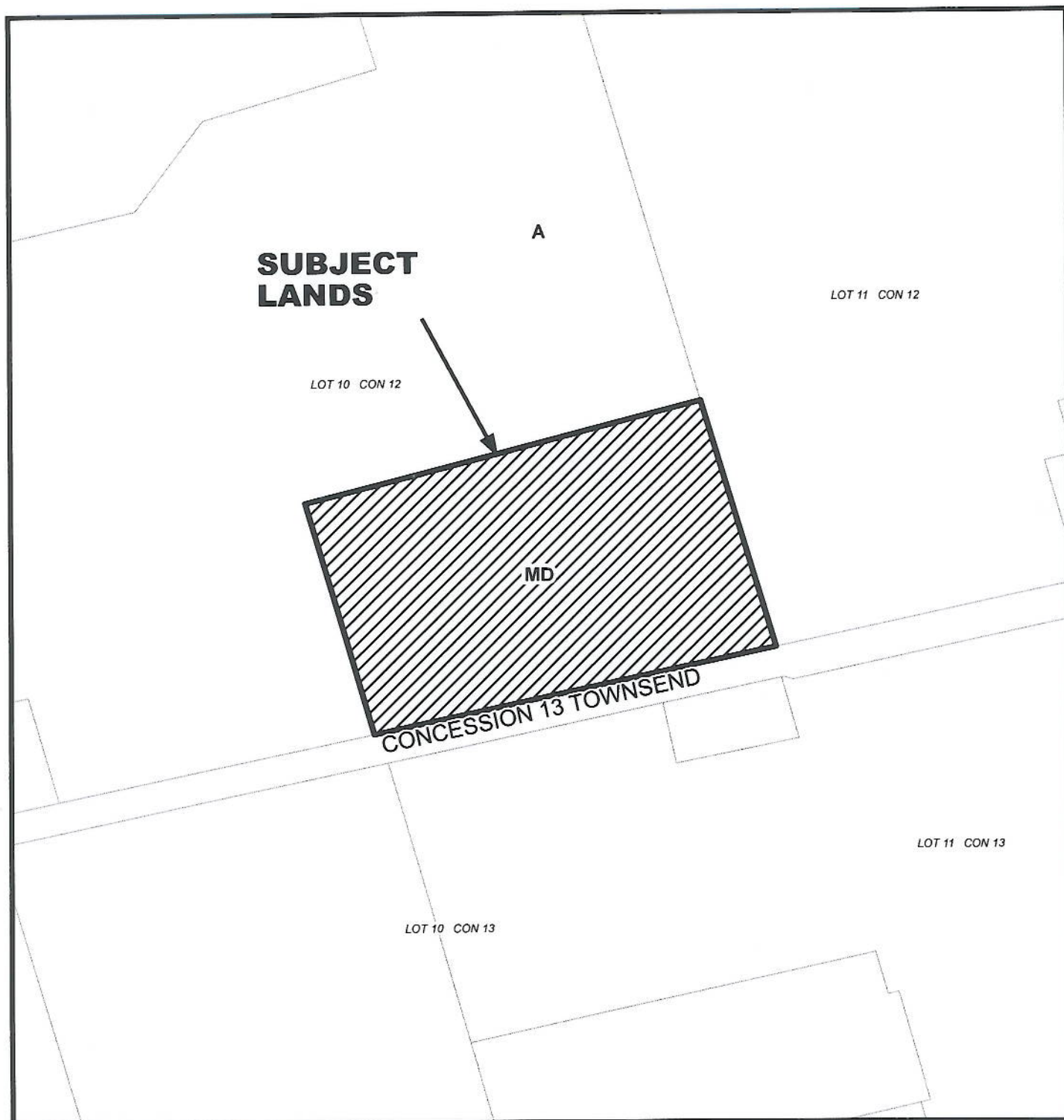
## MAP 2

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Geographic Township of TOWNSEND



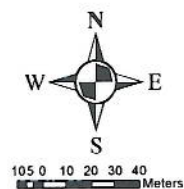
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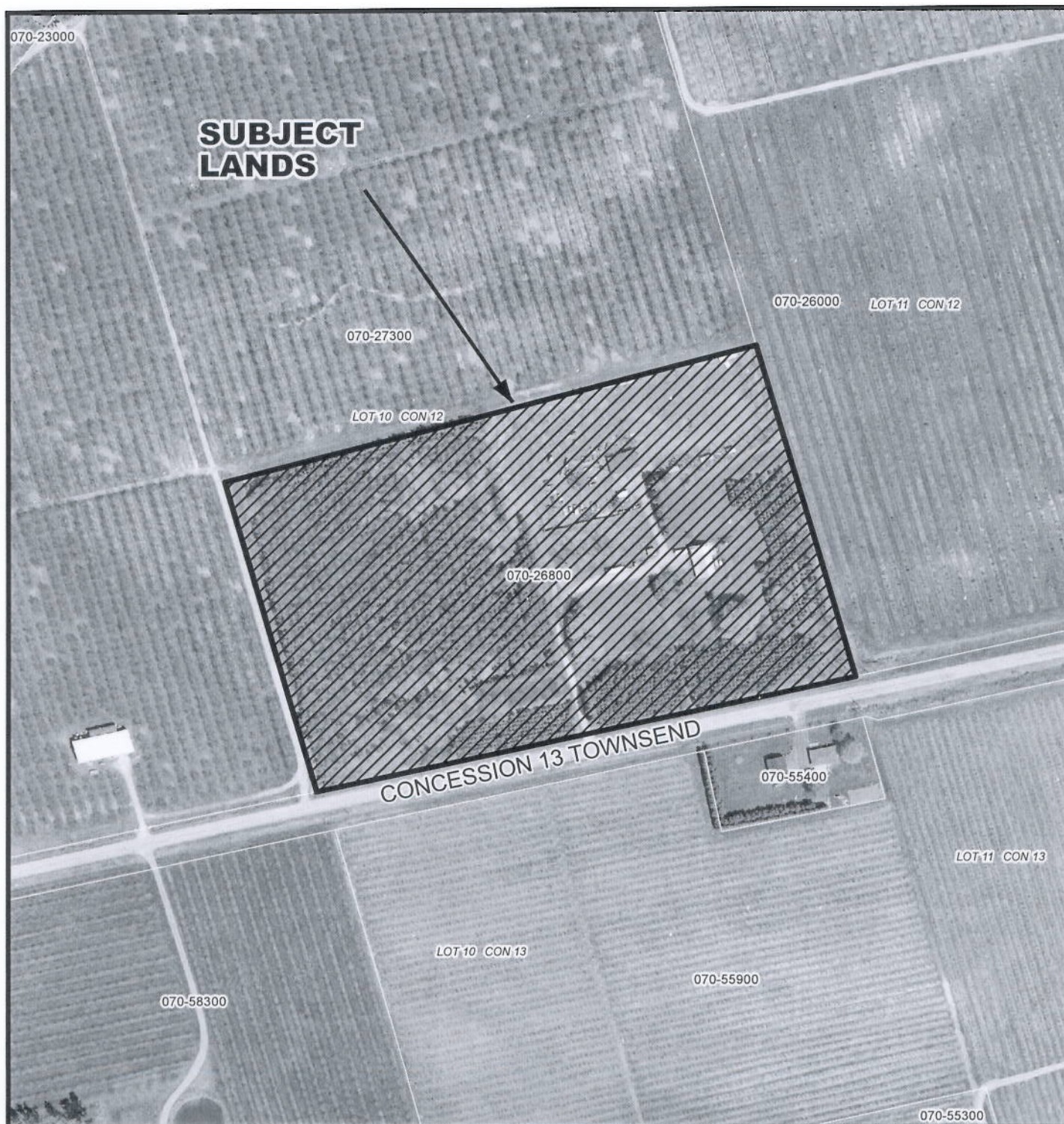
# MAP 3

File Number: AN-061/2007

Geographic Township of TOWNSEND



1:3,000

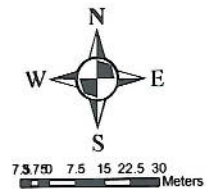




# MAP 4

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Geographic Township of TOWNSEND



1:2,000

