

For Office Use Only:

File Number	<u>ANPL2023114</u>	Application Fee	<u> </u>
Related File Number	<u> </u>	Conservation Authority Fee	<u> </u>
Pre-consultation Meeting	<u> </u>	Well & Septic Info Provided	<u> </u>
Application Submitted	<u> </u>	Planner	<u> </u>
Complete Application	<u> </u>	Public Notice Sign	<u> </u>

Check the type of planning application(s) you are submitting.

- ☐ Consent/Severance/Boundary Adjustment
☐ Surplus Farm Dwelling Severance and Zoning By-law Amendment
☒ Minor Variance
☐ Easement/Right-of-Way

Property Assessment Roll Number: 491-016-34500-0000**A. Applicant Information****Name of Owner** 2683803 Ontario Inc. c/o Alyssa Higgins

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.

Address 190 La Salette Road
Town and Postal Code La Salette N0E 1H0
Phone Number
Cell Number 226.339.7656
Email alyssa@cedarlanedesigns.ca

Name of Applicant Same as Above
Address
Town and Postal Code
Phone Number
Cell Number
Email

Name of Agent	Nathan Kolomaya - Brimage Law Group
Address	P.O. Box 188 21 Simcoe Street North
Town and Postal Code	Simcoe, Ontario N3Y 4L1
Phone Number	519.426.5840
Cell Number	
Email	NKolomaya@brimage.com

Please specify to whom all communications should be sent. Unless otherwise directed, all correspondence and notices in respect of this application will be forwarded to the agent noted above.

☒ Owner
 ☐ Agent
 ☐ Applicant

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

1st Mortgagee - J & R Holdco Limited 7 OAKLEY RD, BRANTFORD ON N3T 5J9
 2nd Mortgagee - 1591721 Ontario Inc. 164 BRANT AVE, BRANTFORD ON N3T 3H7



B. Location, Legal Description and Property Information

- Legal Description (include Geographic Township, Concession Number, Lot Number, Block Number and Urban Area or Hamlet):
190 La Salette Road, WDM CON 8 PT LOT 22

Municipal Civic Address: 190 La Salette Road, La Salette, Ontario N0E 1H0

Present Official Plan Designation(s):

Present Zoning: Residential Hamlet

- Is there a special provision or site specific zone on the subject lands?

☐ Yes
 ☒ No
 If yes, please specify:

- Present use of the subject lands:

Residential Home occupied by Owners. Currently severing lots but applying for a minor variance for a detached garage on the retained land.

4. 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, and height on your attached sketch which must be included with your application:

There is one existing dwelling (main house) on the lands. It is to stay.

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

No Addition or Alterations to existing building.

6. 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, and height on your attached sketch which must be included with your application:

Proposing a double car garage with an additional residential dwelling unit above.

7. 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:

N/A

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

Unknown

9. Existing use of abutting properties:

Residential Dwellings

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

☐ Yes ☒ No If yes, describe the easement or restrictive covenant and its effect:

C. Purpose of Development Application

Note: Please complete all that apply.

1. Site Information

Existing

Proposed

Please indicate unit of measurement, for example: m, m² or %

Lot frontage	25.25 m	25.25 m
Lot depth	41.924 m	41.924 m
Lot width	25.25 m	25.25 m
Lot area	1062 sq.m	1062 sq.m
Lot coverage	116.45 sq.m	185.20 sq.m
Front yard	11.49 m	11.49 m
Rear yard	14.36 m	1.22 m
Left Interior side yard	10.88 m	10.88 m
Right Interior side yard	5.13 m	5.13 m
Exterior side yard (corner lot)	N/A	N/A

2. Please outline the relief requested (assistance is available):

Minor Variance for Height of the Detached Garage with Additional Residential Unit Above

3. Please explain why it is not possible to comply with the provision(s) of the Zoning By-law:

The garage with residential unit above designed is 25FT-3INCHES (7.6962m) and current zoning only allows for a detached garage of 7m tall.

4. Description of land intended to be severed in metric units:

Frontage:	N/A
Depth:	N/A
Width:	N/A
Lot Area:	N/A
Present Use:	N/A
Proposed Use:	N/A

Proposed final lot size (if boundary adjustment): N/A

If a boundary adjustment, identify the assessment roll number and property owner of the lands to which the parcel will be added: N/A

Description of land intended to be retained in metric units:

Frontage: N/A

Depth: N/A

Width: N/A

Lot Area: N/A

Present Use: N/A

Proposed Use: N/A

Buildings on retained land: N/A

5. Description of proposed right-of-way/easement in metric units:

Frontage: N/A

Depth: N/A

Width: N/A

Area: N/A

Proposed Use: N/A

6. List all properties in Norfolk County, which are owned and farmed by the applicant and involved in the farm operation:

Owners Name: N/A

Roll Number: N/A

Total Acreage: N/A

Workable Acreage: N/A

Existing Farm Type: (for example: corn, orchard, livestock) N/A

Dwelling Present?: ☐ Yes ☐ No If yes, year dwelling built N/A

Owners Name: N/A
Roll Number: N/A
Total Acreage: N/A
Workable Acreage: N/A
Existing Farm Type: (for example: corn, orchard, livestock) N/A
Dwelling Present?: ☐ Yes ☐ No If yes, year dwelling built N/A

Owners Name: N/A
Roll Number: N/A
Total Acreage: N/A
Workable Acreage: N/A
Existing Farm Type: (for example: corn, orchard, livestock) N/A
Dwelling Present?: ☐ Yes ☐ No If yes, year dwelling built N/A

Owners Name: N/A
Roll Number: N/A
Total Acreage: N/A
Workable Acreage: N/A
Existing Farm Type: (for example: corn, orchard, livestock) N/A
Dwelling Present?: ☐ Yes ☐ No If yes, year dwelling built N/A

Note: If additional space is needed please attach a separate sheet.

D. Previous Use of the Property

1. Has there been an industrial or commercial use on the subject lands or adjacent lands? ☐ Yes ☐ No ☒ Unknown
If yes, specify the uses (for example: gas station, or petroleum storage):

2. Is there reason to believe the subject lands may have been contaminated by former uses on the site or adjacent sites? ☐ Yes ☒ No ☐ Unknown

3. Provide the information you used to determine the answers to the above questions:
N/A

4. If you answered yes to any of the above questions in Section D, 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

E. Provincial Policy

1. 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:

2. It is owner's responsibility to be aware of and comply with all relevant federal or provincial legislation, municipal by-laws or other agency approvals, including the Endangered Species Act, 2007. Have the subject lands been screened to ensure that development or site alteration will not have any impact on the habitat for endangered or threatened species further to the provincial policy statement subsection 2.1.7? ☐Yes ☒No

If no, please explain:

3. Have the subject lands been screened to ensure that development or site alteration will not have any impact on source water protection? ☐Yes ☒No

If no, please explain:

Note: If in an area of source water Wellhead Protection Area (WHPA) A, B or C please attach relevant information and approved mitigation measures from the Risk Manager Official.

4. Are any of the following uses or features on the subject lands or within 500 metres of the subject lands, unless otherwise specified? Please check boxes, if applicable.

Livestock facility or stockyard (submit MDS Calculation with application)

☐ On the subject lands or ☐ within 500 meters – distance N/A

Wooded area

☐ On the subject lands or ☐ within 500 meters – distance N/A

Municipal Landfill

☐ On the subject lands or ☐ within 500 meters – distance N/A

Sewage treatment plant or waste stabilization plant

☐ On the subject lands or ☐ within 500 meters – distance N/A

Provincially significant wetland (class 1, 2 or 3) or other environmental feature

☐ On the subject lands or ☐ within 500 meters – distance N/A

Floodplain

☐ On the subject lands or ☐ within 500 meters – distance N/A

Rehabilitated mine site

☐ On the subject lands or ☐ within 500 meters – distance N/A

Non-operating mine site within one kilometre

☐ On the subject lands or ☐ within 500 meters – distance N/A

Active mine site within one kilometre

☐ On the subject lands or ☐ within 500 meters – distance N/A

Industrial or commercial use (specify the use(s))

☐ On the subject lands or ☐ within 500 meters – distance N/A

Active railway line

☐ On the subject lands or ☐ within 500 meters – distance N/A

Seasonal wetness of lands

☐ On the subject lands or ☐ within 500 meters – distance N/A

Erosion

☐ On the subject lands or ☐ within 500 meters – distance N/A

Abandoned gas wells

☐ On the subject lands or ☐ within 500 meters – distance N/A

F. Servicing and Access

1. Indicate what services are available or proposed:

Water Supply

- ☐ Municipal piped water
☒ Individual wells

- ☐ Communal wells
☐ Other (describe below)

Sewage Treatment

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

Being Replaced by March 31, 2023

Storm Drainage

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

-
2. Existing or proposed access to subject lands

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

Name of road/street:

La Salette Road

G. Other Information

1. Does the application involve a local business? ☐ Yes ☒ No

If yes, how many people are employed on the subject lands?

N/A

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

N/A

H. Supporting Material to be submitted by Applicant

In order for your application to be considered complete, folded hard copies (number of paper copies as directed by the planner) and an **electronic version (PDF) of the site plan drawings, additional plans, studies and reports** will be required, including but not limited to the following details:

1. Concept/Layout Plan
2. All measurements in metric
3. Existing and proposed easements and right of ways
4. Parking space totals – required and proposed
5. All dimensions of the subject lands
6. Dimensions and setbacks of all buildings and structures
7. Location and setbacks of septic system and well from all existing and proposed lot lines, and all existing and proposed structures
8. Names of adjacent streets
9. Natural features, watercourses and trees

In addition, the following additional plans, studies and reports, including but not limited to, **may** also be required as part of the complete application submission:

- ☐ Zoning Deficiency Form
- ☐ On-Site Sewage Disposal System Evaluation Form (to verify location and condition)
- ☐ Environmental Impact Study
- ☐ Geotechnical Study / Hydrogeological Review
- ☐ Minimum Distance Separation Schedule
- ☐ Record of Site Condition
- ☐ Agricultural Impact Assessment

Your development approval might also be dependent on Ministry of Environment Conservation and Parks, Ministry of Transportation or other relevant federal or provincial legislation, municipal by-laws or other agency approvals.

All final plans must include the owner's signature as well as the engineer's signature and seal.

I. Transfers, Easements and Postponement of Interest

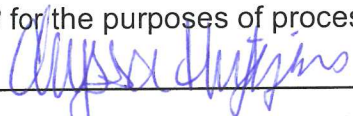
The owner acknowledges and agrees that if required it is their solicitor's responsibility on behalf of the owner for the registration of all transfer(s) of land to the County, and/or transfer(s) of easement in favour of the County and/or utilities. Also, the owner further acknowledges and agrees that it is their solicitor's responsibility on behalf of the owner for the registration of postponements of any charges in favour of the County.

Permission to Enter Subject Lands

Permission is hereby granted to Norfolk County officers, employees or agents, to enter the premises subject to this application for the purposes of making inspections associated with this application, during normal and reasonable working hours.

Freedom of Information

For the purposes of the *Municipal Freedom of Information and Protection of Privacy Act*, I authorize and consent to the use by or the disclosure to any person or public body any information that is collected under the authority of the *Planning Act, R.S.O. 1990, c. P. 13* for the purposes of processing this application.



Owner/Applicant/Agent Signature

2023/03/20

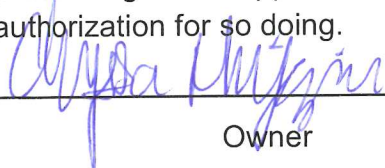
Date

J. Owner's Authorization

If the applicant/agent is not the registered owner of the lands that is the subject of this application, the owner must complete the authorization set out below.

I/We 2683803 Ontario Inc. c/o Alyssa Higgins am/are the registered owner(s) of the lands that is the subject of this application.

I/We authorize Alyssa Higgins - Cedar Lane Designs Ltd. to make this application on my/our behalf and to provide any of my/our personal information necessary for the processing of this application. Moreover, this shall be your good and sufficient authorization for so doing.



Owner

2023/03/20

Date

Owner

Date

K. Declaration

I, Alyssa Higgins, A.S.O., 2683803 Ontario of Norfolk County, Province of Ontario

solemnly declare that:

all of the above statements and the statements contained in all of the exhibits transmitted herewith are true and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of *The Canada Evidence Act*.

Declared before me at:

Norfolk County

Alyssa Higgins
Owner/Applicant/Agent Signature

In the Province of Ontario

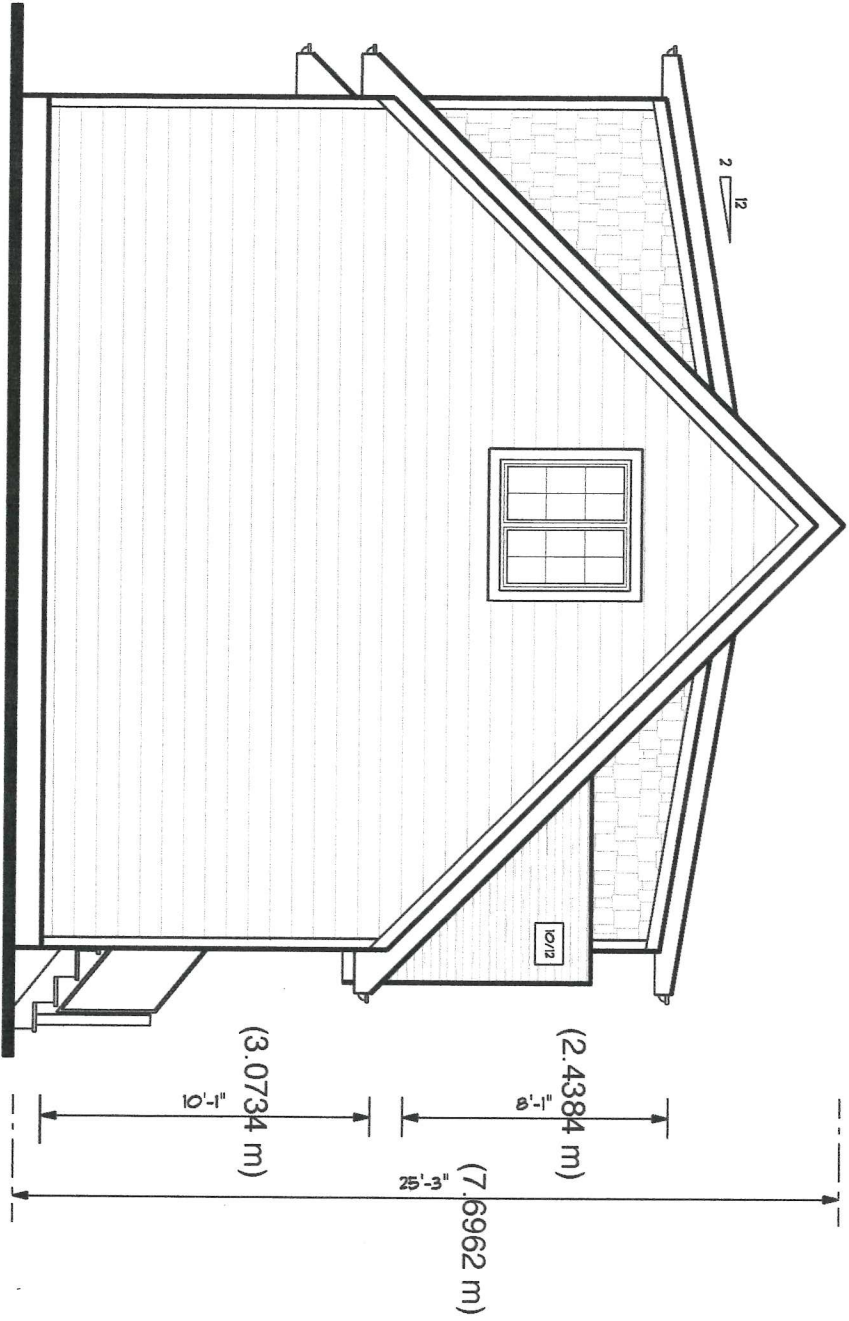
This 20th day of March

A.D., 2023

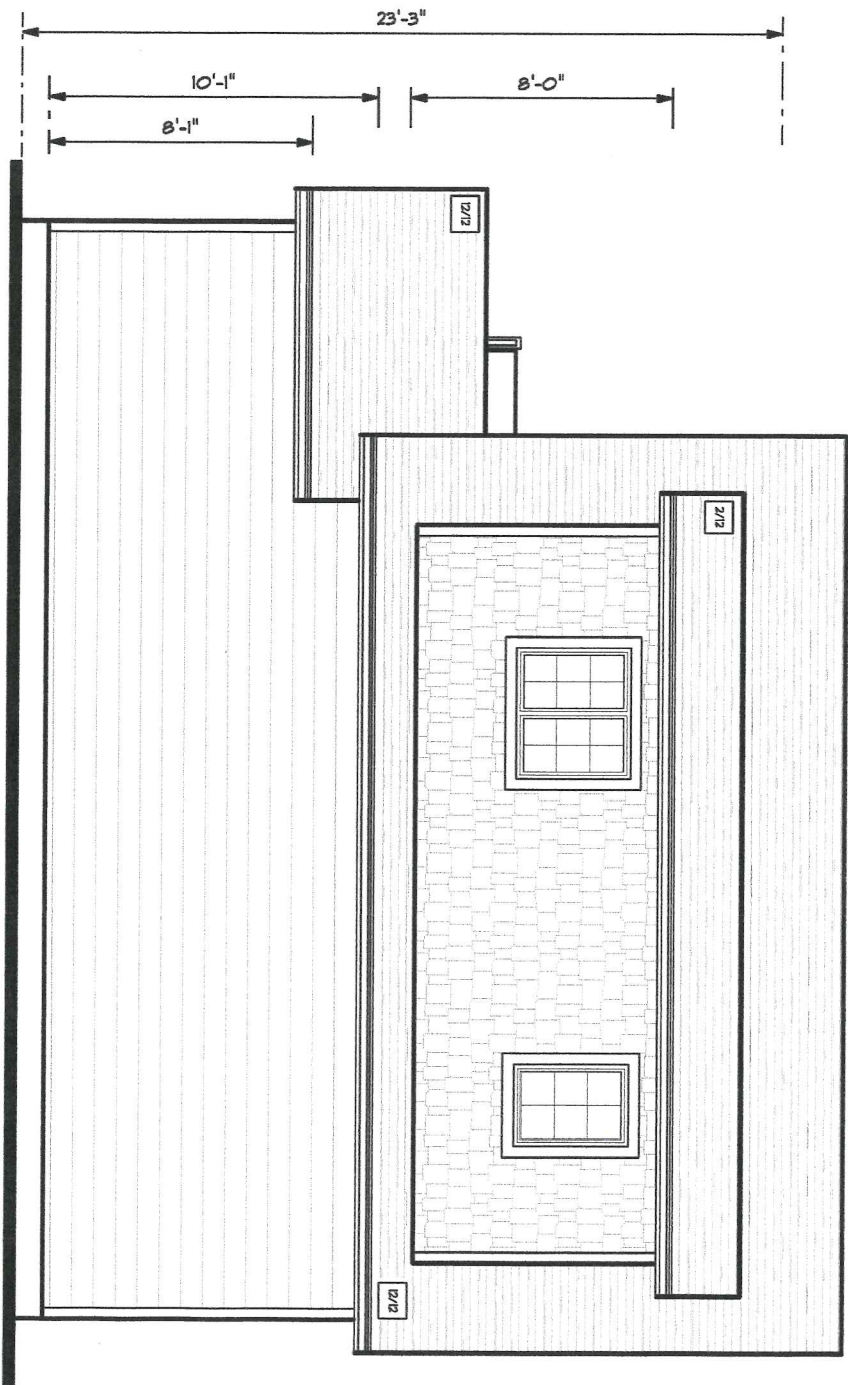
[Signature]

A Commissioner, etc.

FRONT ELEVATION
SCALE: 1/4" = 1'0"

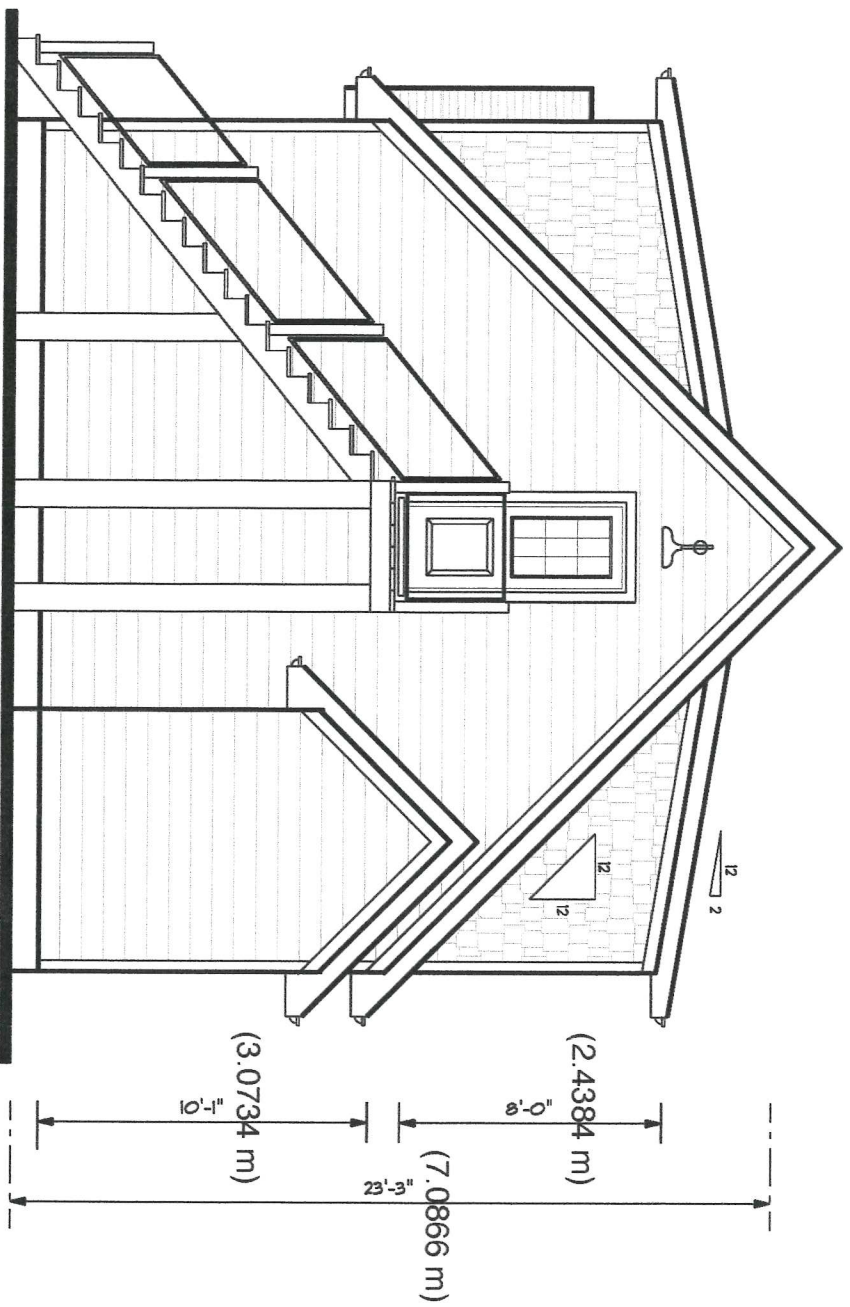


LEFT ELEVATION
SCALE: 1/4" = 1'0"



REAR ELEVATION

SCALE: 1/4" = 1'0"



RIGHT ELEVATION

SCALE: 1/4" = 1'0"

MAIN FLOOR PLAN "A"

(NOT FOR CONSTRUCTION)

Not to scale

S:\Projects\CEDAR LANE DESIGNS\Garages\Higgins\

March-17-23

Square Footage:

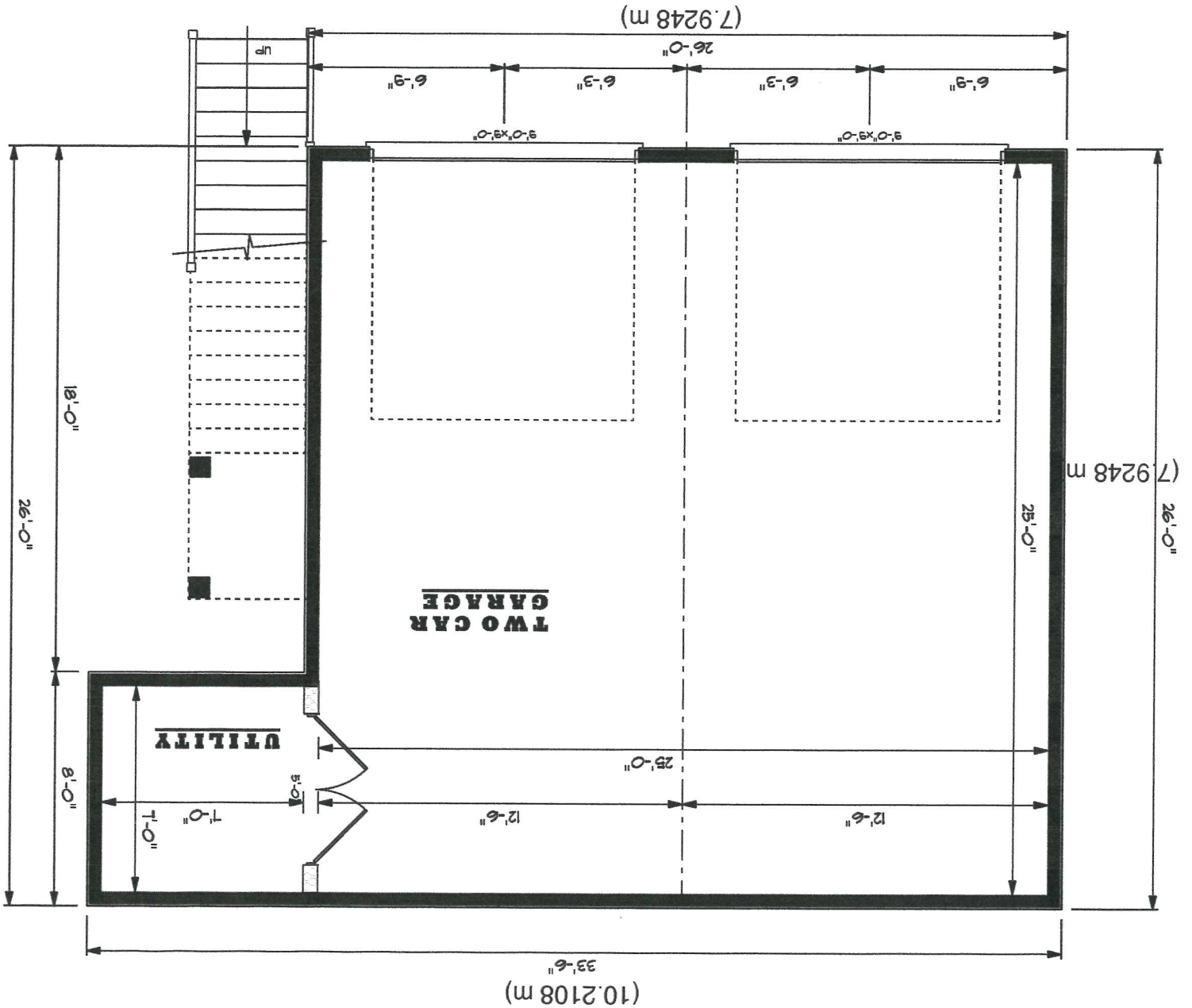
736.0 sq ft.

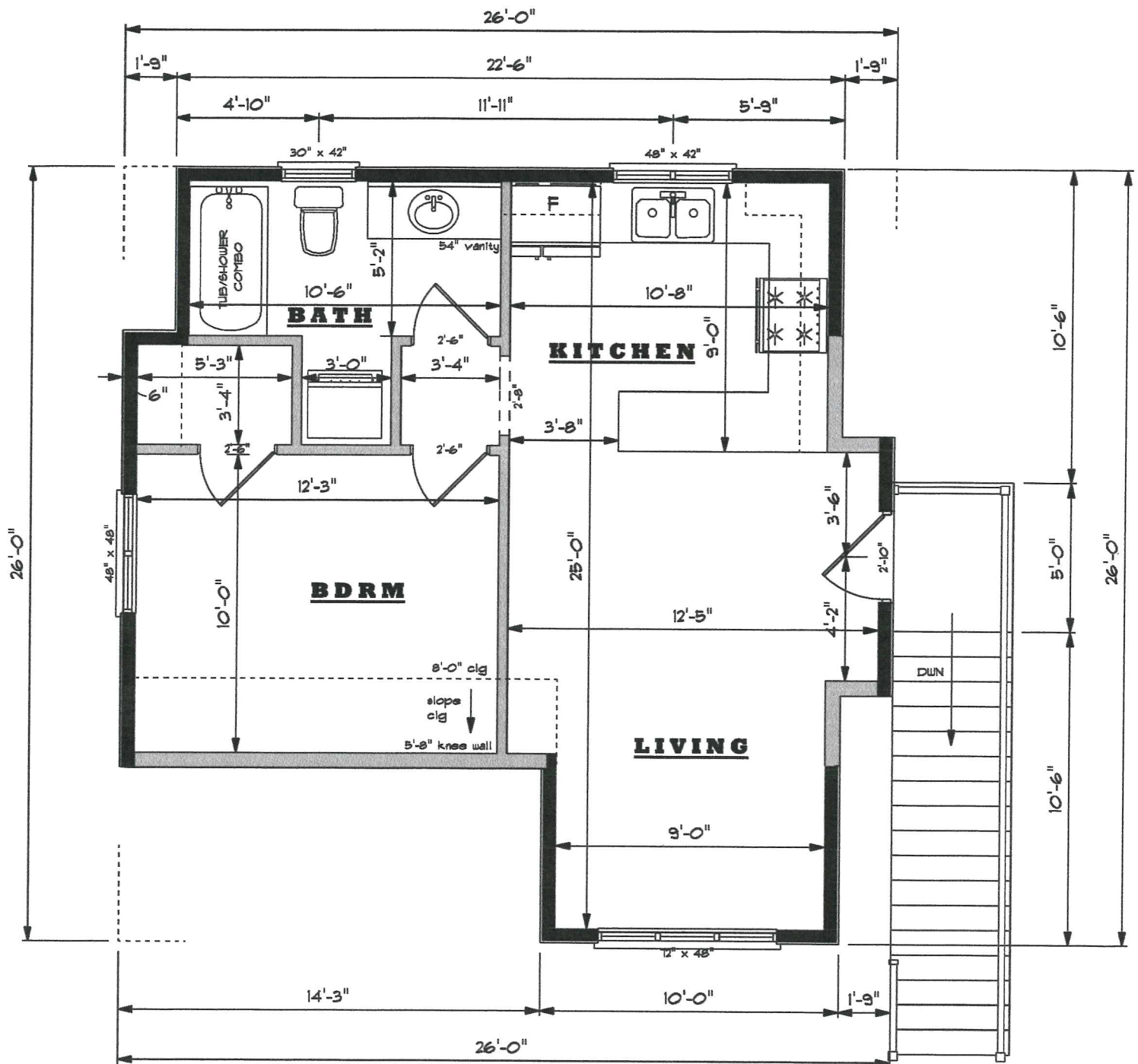
Client's Email:

Rijus Home Design Inc. rijus.com

Jason Schilstra (K.B)

905-701-1110





SECOND FLOOR PLAN "A"

(NOT FOR CONSTRUCTION)

Not to scale

S:\Projects\CEDAR LANE DESIGNS\Garages\Higgins\

March-17-23

Square Footage: 542.0 sq ft.

Client's Email:

Rijus Home Design Inc. rijus.com

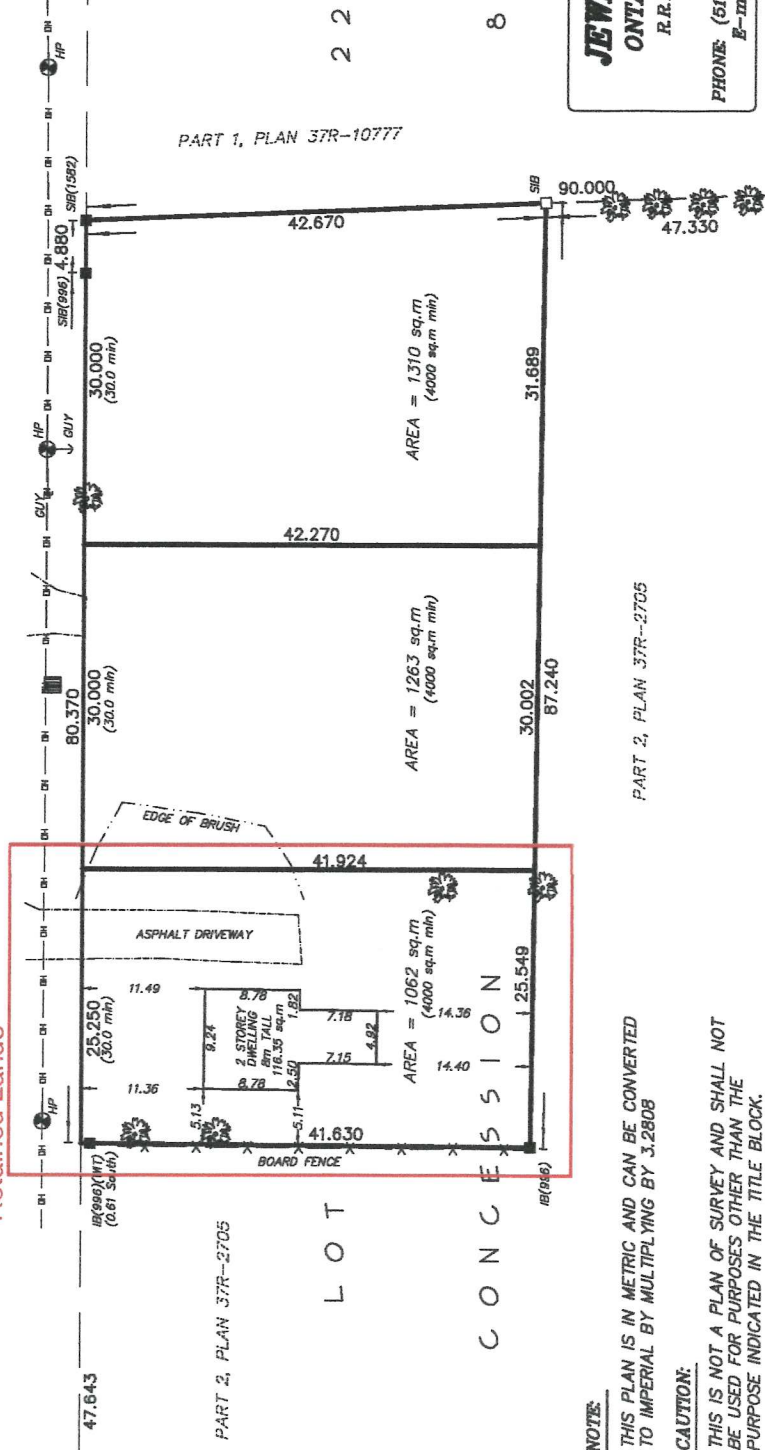
Jason Schilstra (K.B) 905-701-1110

COUNTY ROAD 67 - WINDHAM CENTRE ROAD
ROAD ALLOWANCE BETWEEN CONCESSIONS 7 AND 8

SCALE: 1 : 500

JEWITT AND DIXON LTD.

APRIL 15, 2020



NOTE

THIS PLAN IS IN METRIC AND CAN BE CONVERTED TO IMPERIAL BY MULTIPLYING BY 3.2808

CAUTION:

THIS IS NOT A PLAN OF SURVEY AND SHALL NOT BE USED FOR PURPOSES OTHER THAN THE PURPOSE INDICATED IN THE TITLE BLOCK.

JEWITT AND DIXON LTD.
ONTARIO LAND SURVEYORS
R.R.1, SIMCOE, ONTARIO, N3Y 4J9
(51 PARK ROAD)

PHONE: (519) 426-0842 FAX: (519) 426-1034
E-mail: surveyors@amtelecom.net

JOB # 20-2477 CLIENT: PRITCHETT

190 La Salette Road (Retained Land)

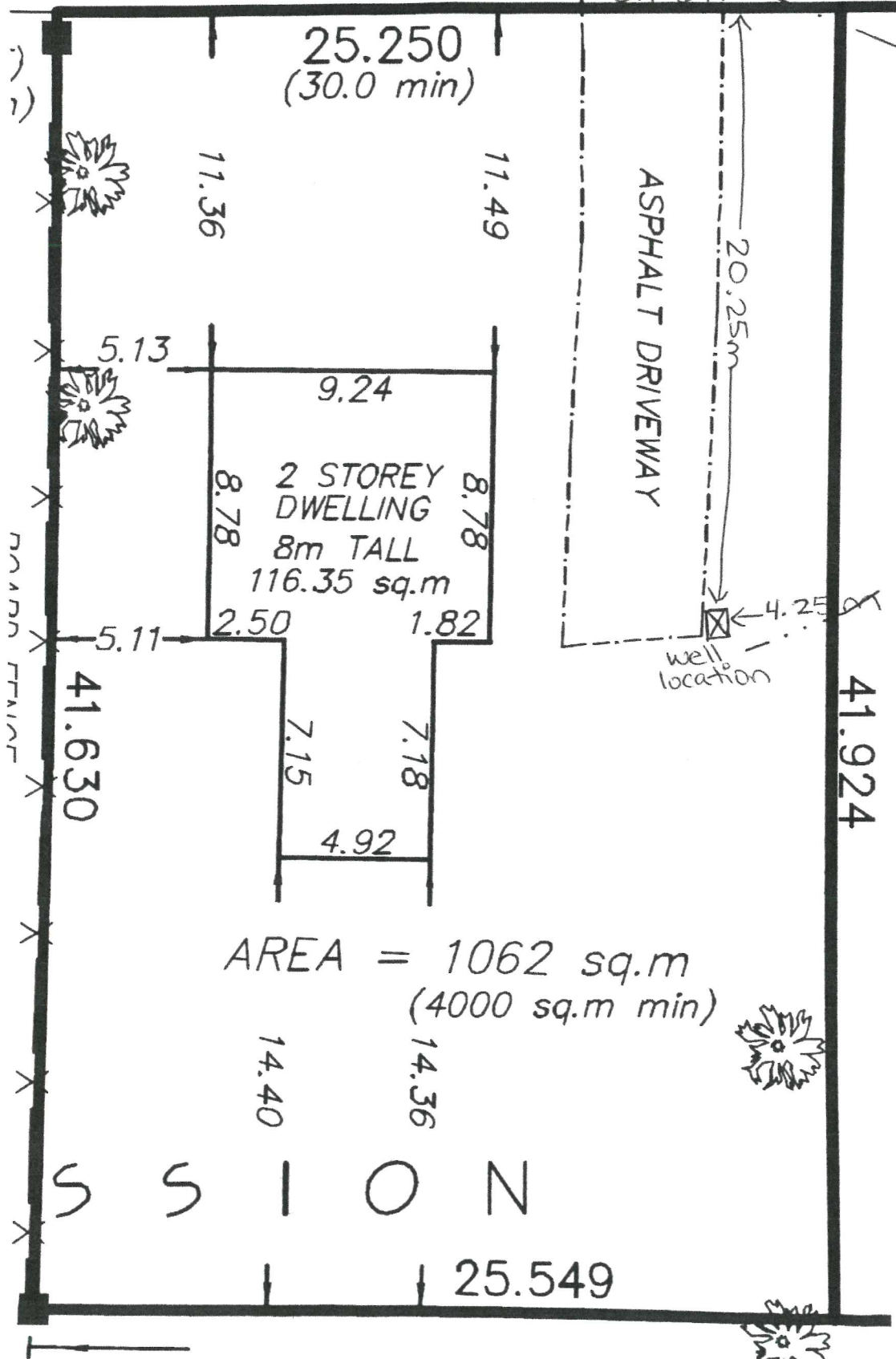


* Not to Scale *

190 La Salette (Retained Land)



Well Location

LA SALETTE ROAD

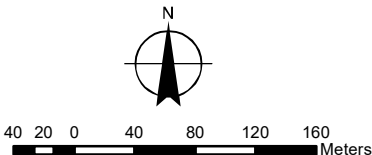




Legend

-  Subject Lands
-  Lands Owned
- 2020 Air Photo

5/19/2023





MAP B
ZONING BY-LAW MAP
Geographic Township of WINDHAM

ANPL2023114



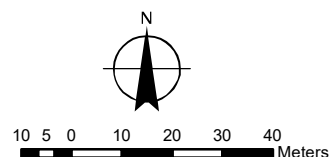
LEGEND

-  Subject Lands
-  Lands Owned

ZONING BY-LAW 1-Z-2014

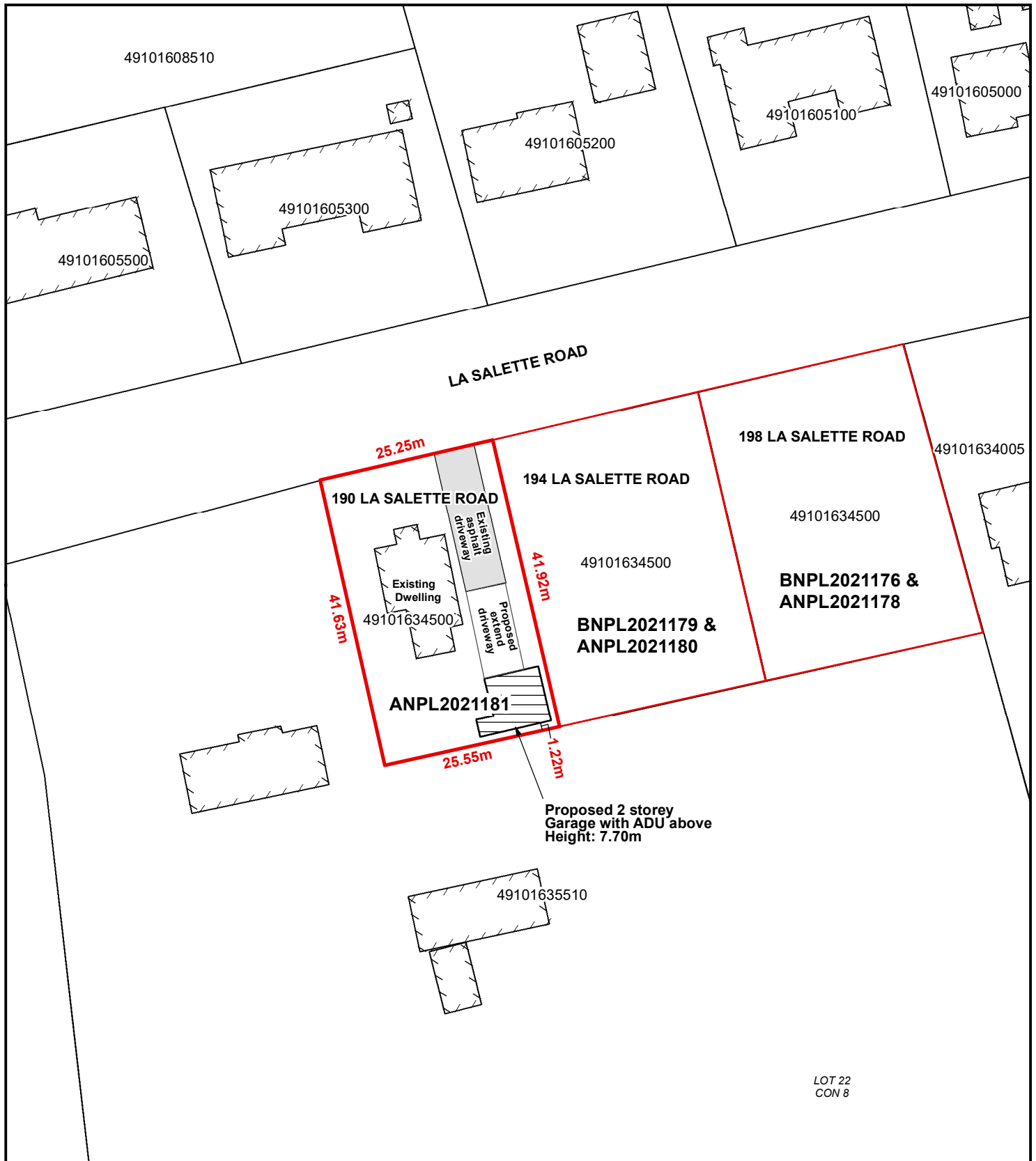
5/19/2023

(H) - Holding
A - Agricultural Zone
RH - Hamlet Residential Zone



CONCEPTUAL PLAN

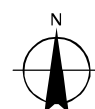
Geographic Township of WINDHAM



Legend

- Subject Lands
- Lands Owned

5/19/2023



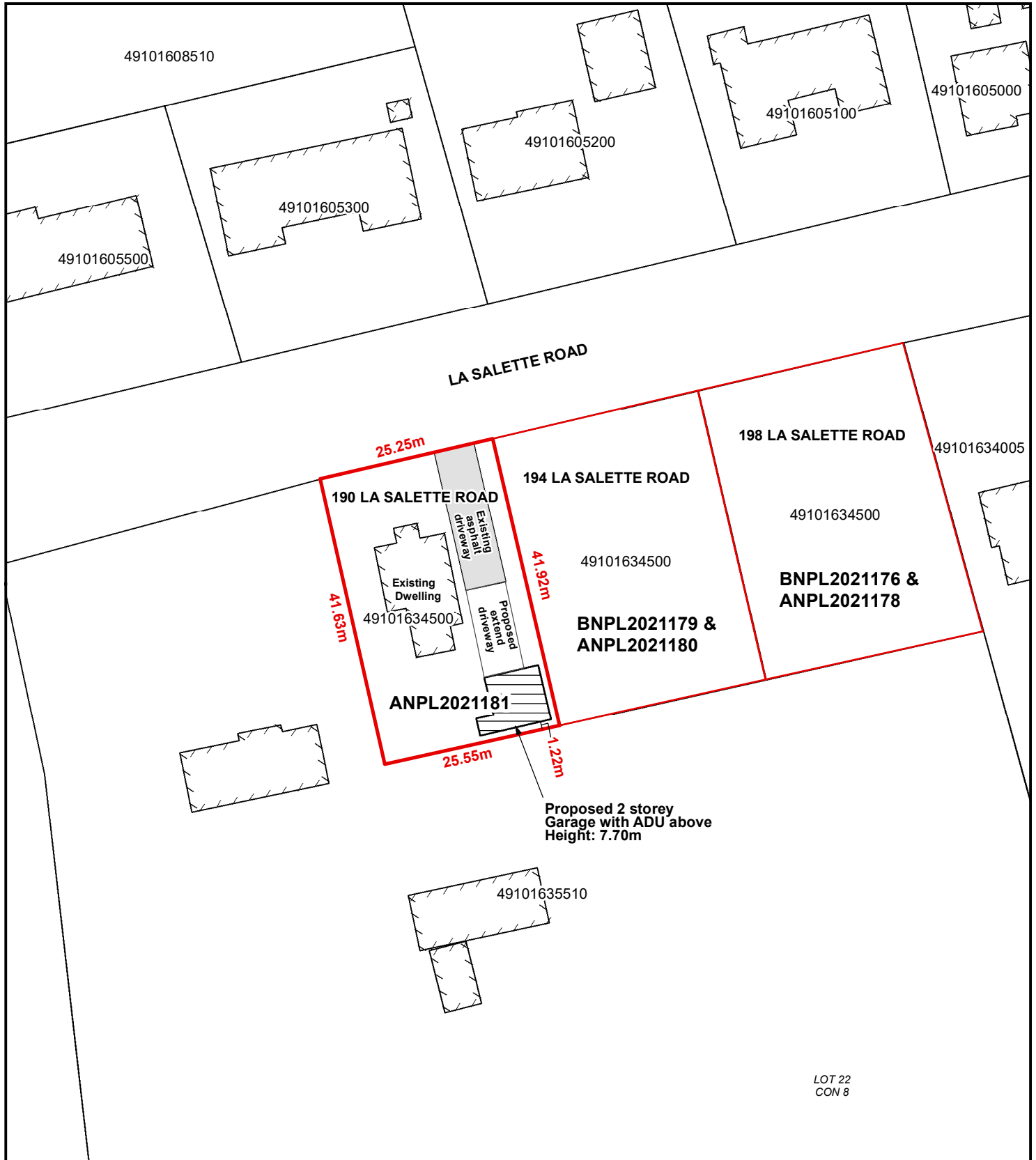
6 3 0 6 12 18 24 Meters

LOCATION OF LANDS AFFECTED

ANPL2023114

CONCEPTUAL PLAN

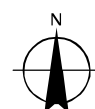
Geographic Township of WINDHAM



Legend

- Subject Lands
- Lands Owned

5/19/2023



6 3 0 6 12 18 24 Meters