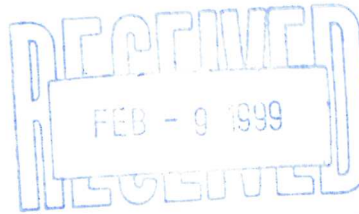


Township of DELHI

P.O. Box 182 • 183 Main Street • Delhi, Ontario CANADA N4B 2W9
Tel: (519) 582-2100 Fax: (519) 582-4571



COMMITTEE OF ADJUSTMENT COMMENT REQUEST FORM

<input checked="" type="checkbox"/> Regional Planner	<input checked="" type="checkbox"/> Regional Health Unit
<input checked="" type="checkbox"/> Regional Roads	<input checked="" type="checkbox"/> Conservation Authority
<input checked="" type="checkbox"/> Environmental Services	<input checked="" type="checkbox"/> Min. of Municipal Affairs & Housing
<input checked="" type="checkbox"/> Public Works	<input type="checkbox"/> CN Rail
<input type="checkbox"/> T.P.P.O.A	<input type="checkbox"/> Regional Treasury Department
<input type="checkbox"/> Township Treasury Department	<input type="checkbox"/> Ministry of Transportation

This Committee has received a consent/minor variance application concerning land within your jurisdiction.

File No. B-6/99-DE

The proposal is explained on the attached application. If you require further information, please feel free to contact this office Monday to Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

February 19, 1999

Date: February 5, 1999

Reply to: Lucy Hives, Planner
or
Sally Harrison
Secretary-Treasurer
Township of Delhi

This property is also the subject of an application for (Zoning Amendment, Official Plan Amendment, Minor Variance, Consent) File No. _____.

If you wish to be notified of the decision of the Township of Delhi Committee of Adjustment in respect of the proposed application and in order to be kept advised of a possible Ontario Municipal Board hearing, you must make a written request to the Secretary-Treasurer.

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

An Agency shall be considered as having no objection if it does not reply by the above due date.

FILE NO. B-6/99-DE

ROLL NO. 21-430.

THE PLANNING ACT

TOWNSHIP OF DELHI

APPLICATION FOR CONSENT

A. APPLICANT INFORMATION

1. Name of Owner Robert Butler Phone No. 426-8610
Address R. R. # 4, Postal Code N3Y 4K3
Simcoe, Ont. Fax No. _____
2. Owner's Solicitor or Authorized Agent n/a Phone No. _____
Address _____ Postal Code _____
_____ Fax No. _____

Please specify to whom all communications be sent:

☒ Owner ☐ Solicitor/Agent

LOCATION/LEGAL DESCRIPTION OF PROPERTY

1. Former Municipality Township of Windham
Town or Village _____
Concession Number 12 Lot Number Pt. Lt. 3
Registered Plan Number _____ Lot(s)/Block(s) _____
Reference Plan Number _____ Part Number(s) _____
Number and Name of Street/Road Harmony Rd.

B. **LOCATION/LEGAL DESCRIPTION OF PROPERTY** (Continued) PAGE TWO

2. Are there any easements or restrictive covenants affecting the property?

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

There is a Hydro Transmission line traversing the subject lands which has no impact on the residential residences situate thereon

C. **PURPOSE OF APPLICATION**

1. Type and purpose of proposed transaction: (check the appropriate space)

Transfer: ☒ creation of a new lot Other: ☐ a charge

☐ boundary adjustment ☐ a lease

☐ an easement/right-of-way ☐ a correction of title

2. Name of persons(s), if known, to whom land or interest in land is to be transferred,

leased or charged: "Not Known"

3. If a boundary adjustment, identify the Assessment Roll No. of the lands to which the

parcel will be added. n/a

- ✓ 4. If application involves a residential lot in a rural/agricultural area, please complete Form 1 which is available upon request.

- ✓ 5. If application proposes to divide a farm into two smaller agricultural parcels, please complete Form 2 which is available upon request.

D. **PROPERTY AND SERVICING INFORMATION:**

1. Description of land intended to be SEVERED:

Frontage: 200 feet Depth: 250 feet Area: Approx. 1 acre

Existing Use: Residential Proposed Use: Residential

Number and type of buildings and structures existing on land to be severed:

Single Family Dwelling

D. **PROPERTY AND SERVICING INFORMATION:** (Continued)

PAGE THREE

Number and type of buildings and structures proposed on land to be severed:
n/a

2. Description of land intended to be **RETAINED**:

Frontage: 1,900 feet Depth: 4400 feet Area: 163 Acres

Existing Use: Agricultural Proposed Use: Agricultural

Number and type of buildings and structures existing on land to be retained:

2 Houses, Barn, Drive-shed, 3 Kilns, Striproom, Shop & Granary

Number and type of buildings and structures proposed on land to be retained

n/a

3. Are any parts of the severed or retained lands within 400 metres of a Provincial Highway?

Yes _____

No x

If yes, have you consulted with the Ministry of Transportation about this proposal?

Yes _____

No _____

4. Access to land intended to be **SEVERED**:

☐ Unopened Road

☒ Municipal Road

☐ Regional

☐ Provincial Highway

☐ Other (specify) _____

Name of Road/Street _____

5. Access to land intended to be **RETAINED**:

☐ Unopened Road

☒ Municipal Road

☐ Regional

☐ Provincial Highway

☐ Other (specify) _____

Name of Road/Street _____

6. Services

PAGE FOUR

- ☐ Municipal Water and Sewer ☐ Municipal Water and Private Sewage
- ☐ Municipal Sewer and Well ☒ Private Sewage System and Well
- ☐ Other (specify) _____

LAND USE

1. What is the existing official plan designation(s) of the lands: Agricultural
2. What is the zoning of the lands: Agricultural
3. 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)
An Agricultural Operation, including livestock facility or stockyard (See 4)	Yes	+ 500'
A Municipal Landfill	No	
A Sewage Treatment Plant or Waste Stabilization Plant	No	
A Provincially significant wetland (Class 1, 2 or 3 wetland) or a provincially significant wetland within 120 metres of the subject lands. (400 feet)	No	
Floodplain	No	
A Rehabilitated Mine Site	No	
A Non-Operating Mine Site within 1 Kilometre	No	
An Active Mine Site	No	
An Industrial or commercial use and specify the use(s)	No	
An Active Railway Line	No	
Seasonal Wetness of land	No	
Erosion	No	
Abandoned Gas Wells	No	

If there are any livestock operations within 500 metres (1640 feet) of the subject lands, please complete Form 3 which is available upon request.

MEMO

Attached is a diagram of Robert Butler's current property. The house to the South and approximately 73 acres was acquired by Lorne Elmer Butler in 1943. The other house to the North and the balance of the property was acquired by the late Mr. Butler in 1946. Robert Butler acquired both of these properties in and additionally was the registered owner of Part Lot 5, Concession 9 in Woodhouse. The Woodhouse property was sold in 1985.

Mr. Butler also farms with another party and together they work approximately 800 acres.

HISTORY OF PROPERTY:

PAGE FIVE

1. Has the owner previously severed any land from this land holding or any other land the owner has interest in since August 24, 1978?

☐ Yes ☒ No

HISTORY OF PROPERTY: (Continued)

If the answer to the above question is yes:

How many separate parcels have been created: _____

Dates(s) these parcels were created: _____

The name of the transferee for each parcel: _____

For what uses? _____

2. If this application proposes to sever a dwelling made surplus through farm amalgamation, when were the farm properties amalgamated?

"See Memo Attached"

Construction Date of Dwelling to be severed: Not Known (Approx. 60-70 years ago)

3. Have the lands subject of this application ever been the subject of an application for approval of a Plan of Subdivision or Consent under the Planning Act?

☐ Yes ☒ No ☐ Unknown

If YES, provide the File number, if known and the decision made on the application.

File No.: _____ Decision: _____

4. Date of purchase of subject lands "1983" - November.

5. How many years has the owner farmed?: 46 years - *has farmed all his life & made his living from the farm.*

In Ontario? Yes In the Region? Yes On this Farm Holding? Yes

CURRENT APPLICATION:

Are the subject lands currently the subject of a proposed Official Plan or Official Plan Amendment that has been submitted for approval?

☐ Yes ☒ No ☐ Unknown

If Yes, and if known, specify the appropriate file number and status of the application _____

2. Are the subject lands the subject of an application for a Zoning By-Law Amendment, Minister's Zoning Order Amendment, Minor Variance, Consent or Plan of Subdivision?

☐ Yes ☒ No ☐ Unknown

If Yes, and if known, specify the appropriate file number and status of the application _____

SKETCH

1. The application shall be accompanied by a sketch showing the following:
- the boundaries and dimensions of the subject lands including the part that is to be severed and the part that is to be retained.
 - the boundaries and dimensions of any land owned by the owner of the subject lands and that abuts the subject lands.
 - the distance between the subject lands and the nearest municipal lot line or landmark, such as a railway crossing or bridge.
 - the location of all land previously severed from the parcel originally acquired by the current owner of the subject lands.
 - the approximate location of all natural and artificial features on the subject lands and adjacent lands, including railways, highways, roads, watercourses, drainage ditches, river or stream banks, wetlands, wooded areas.
 - the existing use(s) on adjacent lands.
 - the location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road or a right-of-way.
 - where access to the subject lands is by water only, the location of the parking and boat docking facilities to be used.
 - the location and nature of any restrictive covenant or easement affecting the subject land

- if the severed parcel is to be conveyed to an abutting property owner, please identify the abutting property with name and instrument number exactly as now registered.
- the location of any existing sewage system and well, on the lot to be created and/or retained.

I. **FREEDOM OF INFORMATION**

For the purposes of the 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 for the purposes of processing this application.

Robert C. Butler
Owner/Applicant/Agent Signature

12/22/98
Date

J. **DECLARATION**

I, Robert Butler of the Township of Delhi

in the Regional Municipality of Haldimand-Norfolk 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.

Declared before me at the)
)
Town of Simcoe)
)
in the Regional Municipality)
)
of Haldimand-Norfolk)
)
this 22nd day of)
)
Dec., A.D., 1998)
)
A Commissioner, etc.)
)
Delhi)

Robert C. Butler
Owner/Applicant/Agent
Signature

FILE NO. B-6199-DE

APPLICANT: Butler, Robert
(last name) (first name)

RESIDENTIAL LOT IN A RURAL/AGRICULTURAL AREA

INFORMATION FORM

LOT SIZE CREATED 0.190,

ASSESSMENT ROLL NO. 010-021-

43000

This form must be completed as part of the Application for Consent for each severance application involving a residential lot in a rural/agricultural area. If not completed, your application may be denied.

1. RESIDENTIAL LOT TYPE is different policies apply to different lot types, it is important that the nature of the application be specified. The following listing reflects the types of residential lots which fall within the severance criteria for the rural/agricultural area, together with estate residential lots. Planning staff assistance is available.

Please circle one only:

1. One lot from a farm holding
2. Estate lot
3. Surplus farm house (through farm amalgamation)
4. Infilling lot
5. Residential lot involved in a boundary adjustment
6. Existing second dwelling from a non-viable rural property
7. Dwelling separated from existing commercial or industrial use in the rural area.

2. If the lot type is a "one lot from a farm holding", a surplus farm house", or an "infilling lot", please list all properties owned and rented by the applicant which are involved in the farm operation. Properties located in other area municipalities MUST be included. Roll numbers can be obtained from your tax certificate.

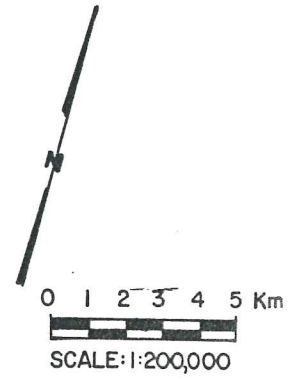
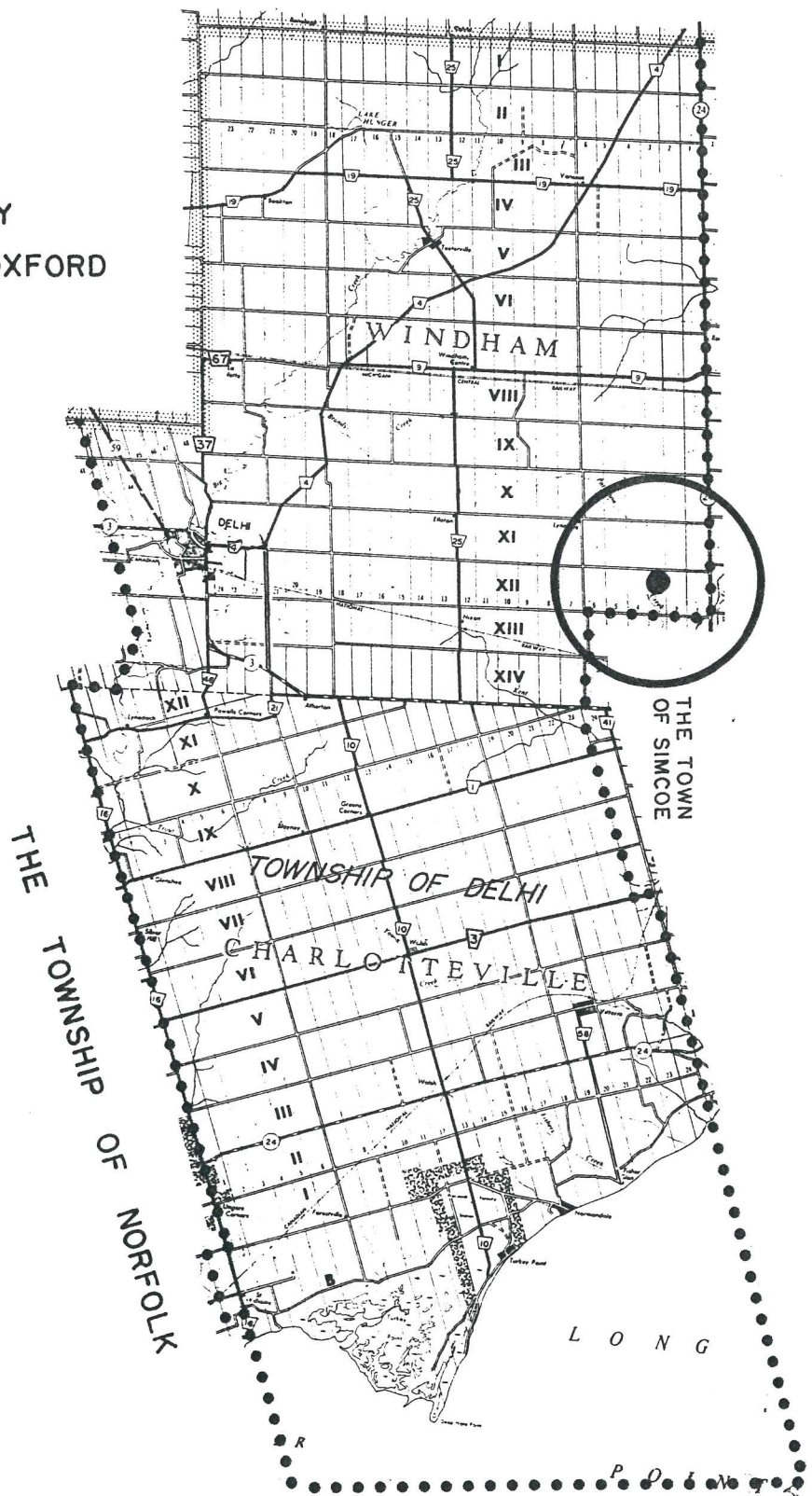
Assessment Roll No. *	Lot	Conc.	Twp.	Total acreage (indiv. property)	Acres Workable (indiv. property)	Owners name and address (including those with part interest)	Tenure (rented/owned)	Existing farm type (individual property) (eg. corn production, orchards, tobacco)	Existing Building(s) (eg. farm house, dairy barn, kilns)
28/49/010/021/43000	Pt. 3 Lt. 3	12	Delhi	164 A.	152 A.	Robert Butler, #4, Simcoe Hwy 4K3	Owned	Corn, Beans & Hay	2 Houses, Barn, Drive shed, Kilns, Sunroom, Shop & Granary

NOTE: If you are including a rented property as part of this farm holding, the attached Authorization form must be completed by the property owner.
POP: FBA/64SW

MAP N° I TO FILE NUMBER B-6/99-DE

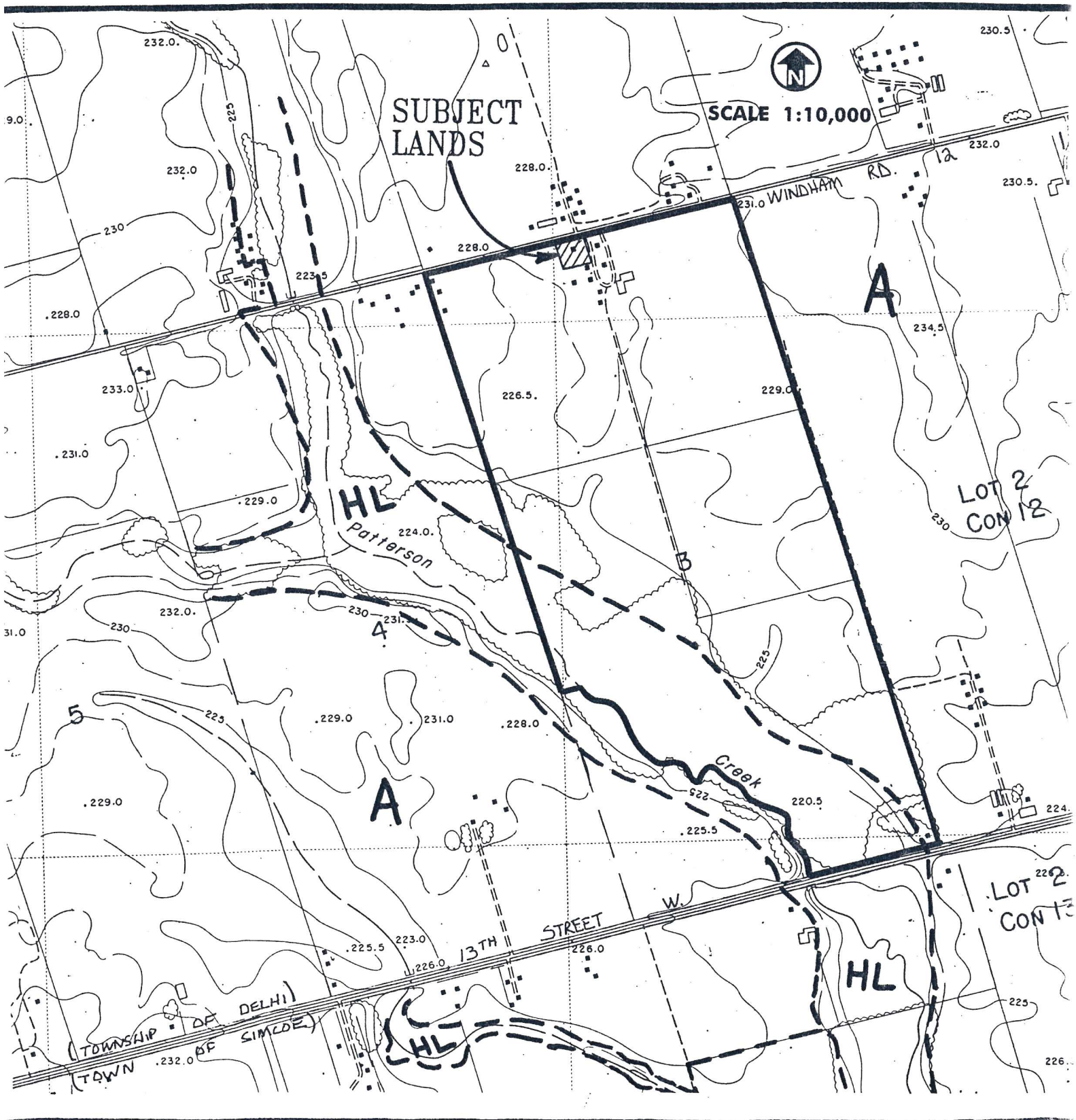
THE COUNTY OF BRANT

THE COUNTY
OF OXFORD



MAP N^o 2 TO FILE NUMBER B-6/99-DE

FORMER MUNICIPALITY: WINDHAM



FORMER MUNICIPALITY: WINDHAM



21-060

21-120

21-095
372-5051
PT-1
05771C

21-080

230.25'

1

21-90

3 AK

Sub. 2'

134.4

21-65

WINDHAM

ROAD

12

60.96m

76.2m

(200')

1492

SUBJECT
LANDS

21-480

21-460 27c

CON. XII.

- new well in basement
- SDS on west side of house (tank + pipes)

Very - new SDS (Sts. 11)

on property

21-430

21-420

21-510

LOT 4

LOT

3

LOT 2

