



## COMMENT REQUEST FORM

**FILE NO.: BN-069/2008**

**ROLL NO.: 3310-541-020-02601**

- ☒ Building Department
- ☒ Building Inspector (Sewage System Review)
- ☒ Forestry Division
- ☒ Treasury Department
- ☒ Public Works > NOTE: If an agreement is required please attach the clauses you require in the agreement.

- ☒ GIS Section
- ☐ Norfolk Power
- ☐ Ministry of Transportation
- ☐ Railway
- ☐ Conservation Authority

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 2<sup>nd</sup>, 2008

**APPLICANT:**

Michelle Mae Louise Couse, 226 Norfolk County Road 13, R.R. #2 Courtland, ON N0J 1E0

**AGENT:**

Lisa C. Gilvesy  
Jenkins & Gilvesy, 107 Broadway, Box 280 Tillsonburg, ON N4G 4H5

**LOCATION:**

Part Lot 21, Concession 2 NTR MID (226 Norfolk County Road 13)

**PROPOSAL:**

Sever a parcel having a frontage of 10.68 m. (35.04 ft.) a depth of 157.76 m. (517.59 ft.) and having an area of 1,113.0 sq. m. (11,980.62 sq. ft.) and retain a parcel having an area of 1.26 ha. (3.12 ac.) more or less as a boundary adjustment.

### PLEASE REPLY BY EMAIL DIRECTLY TO:

**SCOTT PECK, MCIP, RPP**

Norfolk County, 22 Albert Street, Langton, ON N0E 1G0  
(519) 875-4485 ext 1834

**EMAIL: [t.scott.peck@norfolkcounty.ca](mailto: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 N0E 1G0  
Phone: (519) 875-4485 ext 1835; Fax: (519) 875-4789  
[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.

**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 18<sup>th</sup>, 2008**

## CONSENT / SEVERANCE

Of Use:

File Number:

BN-69/08

Related File:

Date Submitted:

May 27/08

Date Received:

May 27/08

Sign Issued:

May 27/08

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: 3310-541 020 02601 0000

- ☐ Creation of a new lot  
☒ Boundary adjustment  
☐ Easement/right-of-way  
☐ Other (lease / charge)

### A. APPLICANT INFORMATION

Name of Applicant<sup>1</sup> Michelle Mae Louise Couse Phone # 519-808-1174  
Address 226 Norfolk County Rd. 13, R.R.#2 Fax # -  
Courtland, Ontario N5J 1E0 E-mail -

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

Name of Agent Lisa C. Gilvesy Phone # 519-842-9017  
Address Jenkins + Gilvesy, 107 Broadway Fax # 519-842-3394  
Box 280 Tillsonburg, Ont. N4G 4H5 E-mail lisa@jenkins-gilvesy.com

Name of Owner<sup>2</sup> Michelle Mae Louise Couse Phone # 519-808-1174  
Address 226 Norfolk County Rd. 13, R.R.#2 Fax # -  
Courtland, Ontario N5J 1E0 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:

The Bank of Nova Scotia, 10 Wright Blvd., Stratford, Ontario N5A 7X9

## CONSENT / SEVERANCE

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

|                         |                                  |   |                               |
|-------------------------|----------------------------------|---|-------------------------------|
| Geographic Township     | <u>Middleton</u>                 | Urban Area or Hamlet  |                               |
| Concession Number       | <u>2 NTR</u>                     | Lot Number(s)   | <u>Pt. Lot 21</u>             |
| Registered Plan Number  |                                  | Lot(s) or Block Number(s)                                     |                               |
| Reference Plan Number   | <u>37R-6998</u>                  | Part Number(s)  | <u>2</u>                      |
| Frontage (metres/feet)  | <u>87.12 m</u>                   | Depth (metres/feet)   | <u>156.44 m</u>               |
| Width (metres/feet)     | <u>87.12 m</u>                   | Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) | <u>13,735.4 m<sup>2</sup></u> |
| Municipal Civic Address | <u>226 Norfolk County Rd. 13</u> |   |                               |

To obtain your municipal civic address for the severed lands please contact [NorfolkGIS@norfolkcounty.on.ca](mailto:NorfolkGIS@norfolkcounty.on.ca).

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):

boundary adjustment with adjoining property to south (Pt. 1, 37R-6998)

Name of person(s), if known, to whom lands or interest in lands is to be transferred, leased or charged (if known):  
MARTIN, Gregory William + MARTIN, Leslie Jo

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

roll number - 33-10-541.020-02550.0000

property owner - Gregory William Martin + Leslie Jo Martin

## CONSENT / SEVERANCE

If the application involves the severance of a surplus farmhouse (through farm amalgamation), please list all properties in Norfolk County, which are owned and farmed by the applicant and involved in the farm operation:

n/a

| Owners Name and Address<br>(including those with part interest)<br>Assessment Roll No.<br>(obtained from your tax bill) | Geographic Township<br>Concession and Lot # | Total<br>Acreage<br>(individual<br>property) | Acres<br>Workable<br>(individual<br>property) | Existing Farm Type<br>(individual property e.g. corn<br>production, orchard, tobacco) | Dwelling Present   | Year<br>Dwelling<br>Built |
|---|---|--|---|---|--|---------------------------|
| <b>SUBJECT LANDS</b>  |   |  |   |   |  |                           |
|   |   |  |   |   | <input type="checkbox"/> Yes <input type="checkbox"/> No |                           |
| <b>OTHER</b>  |   |  |   |   |  |                           |
|   |   |  |   |   | <input type="checkbox"/> Yes <input type="checkbox"/> No |                           |
|   |   |  |   |   | <input type="checkbox"/> Yes <input type="checkbox"/> No |                           |
|   |   |  |   |   | <input type="checkbox"/> Yes <input type="checkbox"/> No |                           |
|   |   |  |   |   | <input type="checkbox"/> Yes <input type="checkbox"/> No |                           |

If the application proposes to divide a farm into two smaller agricultural parcels, please complete the following:

n/a

| Description of Land                  | Lands to be Severed                                  | Lands to be Retained                                 |
|--------------------------------------|--|--|
| Area under cultivation               | (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) | (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) |
| Woodlot area                         | (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) | (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) |
| Existing crops grown (type and area) |  |  |
| Proposed crops grown (type and area) |  |  |

| Description of Existing Buildings | Lands to be Severed                                      | Lands to be Retained                                     |
|-----------------------------------|--|--|
| Residence                         | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Livestock barn                    | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Type of livestock                 |  |  |
| Capacity of barn                  |  |  |
| Manure storage                    | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Type of manure storage            |  |  |

## CONSENT / SEVERANCE

Description of land intended to be **SEVERED**:

|                        |                                       |   |  |
|------------------------|---------------------------------------|---|--|
| Frontage (metres/feet) | <u>10.68 m      35.04 ft</u>          | Depth (metres/feet)   | <u>157.76 m      517.59 ft</u>                             |
| Width (metres/feet)    | <u>ranges between 0 m and 10.68 m</u> | Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) | <u>1,113.0 m<sup>2</sup>      11,980.62 ft<sup>2</sup></u> |

Existing use:

vacant rural residential

Proposed use:

rural residential lot addition

Number and type of buildings and structures existing on the land to be severed, please describe in metric units, the setback from the front lot line, rear lot line and side lot lines, the height of the building or structure and its dimensions or floor area:

none

Number and type of buildings and structures proposed on the land to be severed, please describe in metric units, the setback from the front lot line, rear lot line and side lot lines, the height of the building or structure and its dimensions or floor area:

none

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

|                        |                          |   |  |
|------------------------|--------------------------|---|--|
| Frontage (metres/feet) | <u>76.46 m</u>           | Depth (metres/feet)   | <u>156.44 m</u>  |
| Width (metres/feet)    | <u>76.46 m to 87.2 m</u> | Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres) | <u>12,622.9 m<sup>2</sup>      135,876.21 ft<sup>2</sup></u><br><u>1.26 ha / 3.12 ac</u> |

Existing use:

rural residential

Proposed use:

rural residential (no change)

Number and type of buildings and structures existing on the land to be retained, please describe in metric units, the setback from the front lot line, rear lot line and side lot lines, the height of the building or structure and its dimensions or floor area:

1. Single family dwelling - see sketch for setbacks - 1 storey - approx 15 m x 9 m
2. Shed - see sketch for setbacks - 1 storey - approx 11 m x 18 m

Number and type of buildings and structures proposed on the land to be retained, please describe in metric units, the setback from the front lot line, rear lot line and side lot lines, the height of the building or structure and its dimensions or floor area:

same as existing

## CONSENT / SEVERANCE

Description of proposed RIGHT OF WAY/EASEMENT: n/a

Frontage (metres/feet) \_\_\_\_\_

Depth (metres/feet) \_\_\_\_\_

Width (metres/feet) \_\_\_\_\_

Lot area (m<sup>2</sup> / ft<sup>2</sup>) \_\_\_\_\_

Proposed use: \_\_\_\_\_

### D. PROPERTY INFORMATION

Present official plan designation(s):

Agricultural

Present zoning:

Agricultural

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

☐ Yes

☒ No

☐ Unknown

If yes, indicate the file number and the status/decision:

Has any land been severed from the parcel originally acquired by the owner of the subject lands?

☐ Yes

☒ No

☐ Unknown

If yes, indicate the file number and the status/decision:

Number of separate parcels that have been created:

Date(s) these parcels were created:

Name of the transferee for each parcel:

Uses of the severed lands:

## CONSENT / SEVERANCE

Description of proposed RIGHT OF WAY/EASEMENT: n/a

Frontage (metres/feet) \_\_\_\_\_

Depth (metres/feet) \_\_\_\_\_

Width (metres/feet) \_\_\_\_\_

Lot area (m<sup>2</sup> / ft<sup>2</sup>) \_\_\_\_\_

Proposed use: \_\_\_\_\_

### D. PROPERTY INFORMATION

Present official plan designation(s):

Agricultural

Present zoning:

Agricultural

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

☐ Yes ☒ No ☐ Unknown

If yes, indicate the file number and the status/decision:

Has any land been severed from the parcel originally acquired by the owner of the subject lands?

☐ Yes ☒ No ☐ Unknown

If yes, indicate the file number and the status/decision:

Number of separate parcels that have been created:

Date(s) these parcels were created:

Name of the transferee for each parcel:

Uses of the severed lands:

## CONSENT / SEVERANCE

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

n/a

Date of construction of the dwelling proposed to be severed:

—

Date of purchase of subject lands:

—

## 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

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:

title search and self-inspection

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? n/a

☐ 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:

Effect on the requested amendment:

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 application 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:

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

☐ Yes      ☒ No

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

## CONSENT / SEVERANCE

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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No <u>300'</u> 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        |

## 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

## CONSENT / SEVERANCE

Existing or proposed access to the **retained** lands:

☐ Unopened road

☐ Provincial highway

☒ Municipal road

☐ Other (describe below)

If other, describe:

Name of road/street:

Regional Rd. 13

Existing or proposed access to **severed** lands:

☐ Unopened road

☐ Provincial highway

☒ Municipal road

☐ Other (describe below)

If other, describe:

Name of road/street:

Regional Rd. 13

### I. OTHER INFORMATION

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

☒ Yes

☐ No

If yes, describe:

Agreement of Purchase + Sale pending - Conditional upon severance / boundary adjustment.

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.

- boundary adjustment only - does not result in the creation of a new lot or lots.

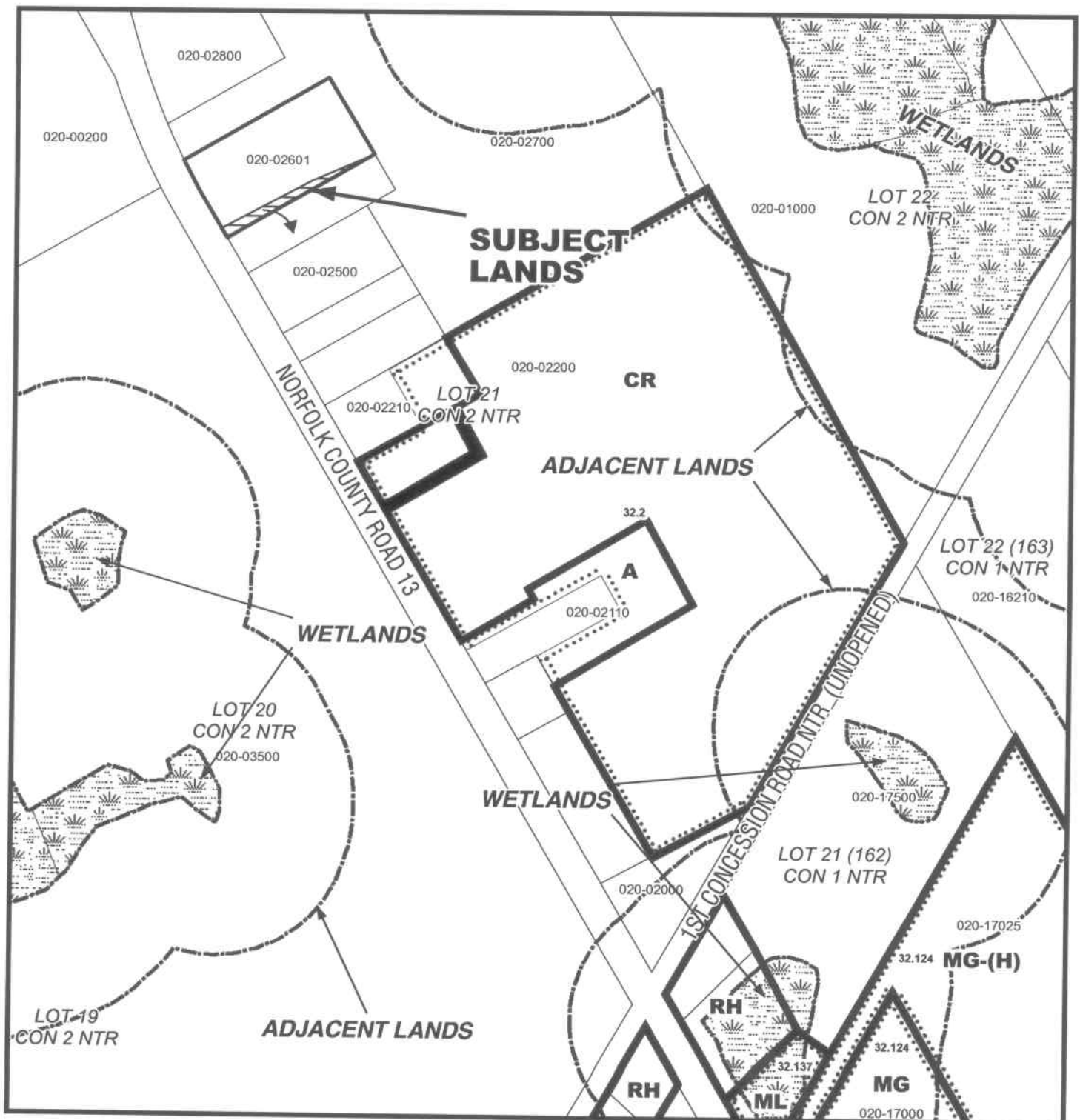
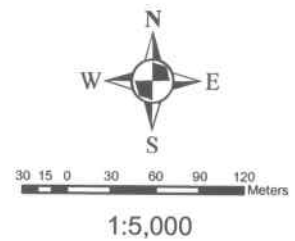
# MAP 1

File Number: BN-069/2008

Geographic Township of MIDDLETON



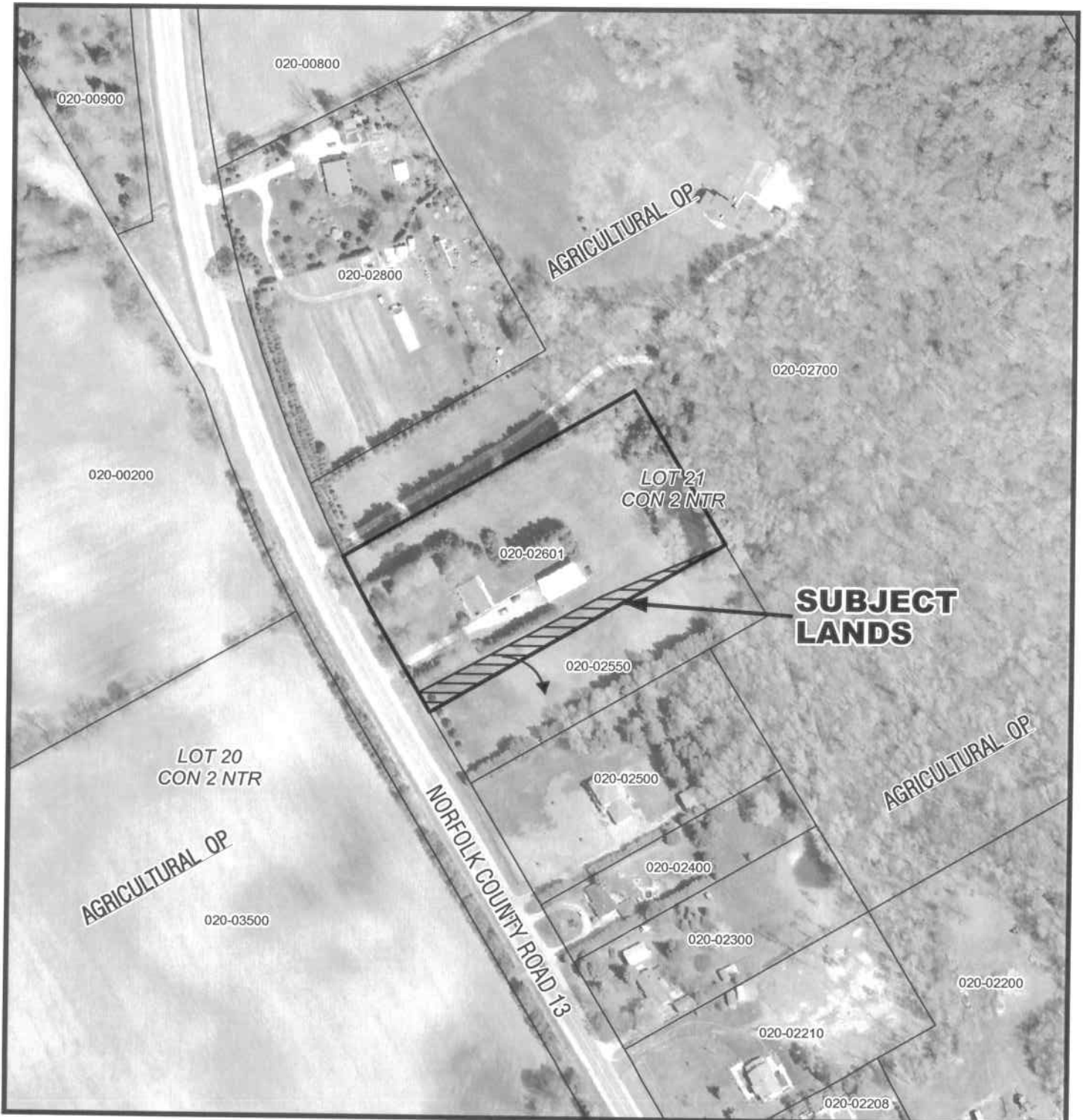
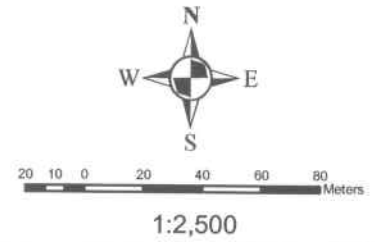
# Geographic Township of MIDDLETON



# MAP 3

File Number: BN-069/2008

Geographic Township of MIDDLETON



# MAP 4

File Number: BN-069/2008

Geographic Township of MIDDLETON

