



THE CORPORATION OF NORFOLK COUNTY  
COMMITTEE OF ADJUSTMENT  
**COMMENT REQUEST FORM**

**FILE NO: BNPL2010032**

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

☐ Railway  
☒ Norfolk Power  
☐ Ministry of Transportation  
☐ 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:**

**May 31, 2010**

**APPLICANT:**

DEMING FLOYD GEORGE, 1229 REG RD 19, RR 2, VANESSA, ON N0E 1V0

**AGENT:**

JEWIT AND DIXON LTD., R.C. DIXON, O.L.S., 51 PARK ROAD, SIMCOE, ON N3Y4J9

**LOCATION:** WDM CON 14 PT LOT 4 (14TH STREET WEST)

**ASSESSMENT ROLL NO.:** 3310403025027000000

**PROPOSAL:**

An application has been received to sever a parcel having a frontage of 88.18 m (289.31 ft) a depth of 190.70 m (625.64 ft) and having an area of 1.60 ha (3.96 ac) and retain a parcel having an area of 3.78 ha (9.34 ac) as the severance of an urban industrial lot

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**PLEASE REPLY BY EMAIL DIRECTLY TO:**

**Mary Elder, MCIP, RPP**  
60 Colborne Street South, Simcoe ON N3Y 4H3  
519-426-5870 Ext. 1341

**EMAIL:** [mary.elder@norfolkcounty.ca](mailto:mary.elder@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 application, you must make a written request to:

Karen Judd, ACST, 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)

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**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.

**CIRCULATION DATE:** May 17, 2010

CONSENT / SEVERANCE

B

Office Use:

File Number: BN PL 2010 032  
 Related File: BN PL 2010 031  
 Fees Submitted: May 6, 2010  
 Application Submitted: May 6, 2010  
 Sign Issued: May 7, 2010  
 Complete Application: May 7, 2010

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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- 403-025-02700

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

A. APPLICANT INFORMATION

Name of Applicant <sup>1</sup> Floyd Deming Mini Phone # 446-3110  
 Address 1229 Reg. Road 19 Fax # \_\_\_\_\_  
 Town / Postal Code RR 2 Vanessa NOEVO E-mail \_\_\_\_\_

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

Name of Agent R.C. Dixon, D.L.S Phone # (519) 426-0842  
 Address 51 Park Road Fax # 426-1034  
 Town / Postal Code Simcoe N3Y4J9 E-mail surveyors@amtelecom.net

Name of Owner <sup>2</sup> same 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:



## CONSENT / SEVERANCE

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

Geographic Township	<u>Windham</u>	Urban Area or Hamlet	<u>Simcoe</u>
Concession Number	<u>14</u>	Lot Number(s)	<u>Pt. 4</u>
Registered Plan Number		Lot(s) or Block Number(s)	
Reference Plan Number		Part Number(s)	
Frontage (metres/feet)	<u>232.2m ± / 762' ±</u>	Depth (metres/feet)	<u>163.58m ± / 645' ±</u>
Width (metres/feet)	<u>232.2m ± / 762' ±</u>	Lot area (m² / ft² or hectares/acres)	<u>5.35 ha ± / 13.28 ac ±</u>
Municipal Civic Address	<u>to west of 300 - 14<sup>th</sup> Street W.</u>		

For questions regarding requirements for a municipal civic address please contact [NorfolkGIS@norfolkcounty.on.ca](mailto:NorfolkGIS@norfolkcounty.on.ca).

To obtain your municipal civic address for the severed lands please contact your local building inspector.

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

☐ Yes ☒ No

If yes, describe the easement or covenant and its effect:

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### 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):

This property is zoned industrial - the desire is to create 2 industrial lots of 3.95 ac each leaving the easterly parcel as retained lands.

Name of person(s), if known, to whom lands or interest in lands is to be transferred, leased or charged (if known):

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

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## 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:

Owners Name and Address (including those with part interest) Assessment Roll No. (obtained from your tax bill)	Geographic Township Concession and Lot #	Total Acreage (individual property)	Acres Workable (individual property)	Existing Farm Type (individual property e.g. corn production, orchard, tobacco)	Dwelling Present	Year Dwelling 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	
					<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:

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 checked="" 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>88.18 m<sup>±</sup> / 289.31' ±</u>	Depth (metres/feet)	<u>190.70 m<sup>±</sup> / 625.64' ±</u>
Width (metres/feet)	<u>Variable</u>	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	<u>1.60 ha<sup>±</sup> / 3.96 ac<sup>±</sup></u>

Existing use:

Industrial

Proposed use:

Industrial

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:

nil

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:

unknown

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

Frontage (metres/feet)	<u>144.05 m<sup>±</sup> / 472.61'</u>	Depth (metres/feet)	<u>198 m<sup>±</sup> / 650' ±</u>
Width (metres/feet)	<u>Variable</u>	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	<u>3.78 ha<sup>±</sup> / 9.34 ac<sup>±</sup></u>

Existing use:

Industrial

Proposed use:

Industrial

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:

nil

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:

unknown

## 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):

Industrial

Present zoning:

Industrial

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? \_\_\_\_\_

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: \_\_\_\_\_

*Fuel depot*

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: \_\_\_\_\_

*Local Knowledge*

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

## CONSENT / SEVERANCE

### 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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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 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:

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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 application conform to or does not conflict with the provincial plan or plans:

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## 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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No ____ 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No ____ distance
Industrial or commercial use (specify the use(s))	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input checked="" 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 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:

- |  |   |
|--|---|
| <input type="checkbox"/> Unopened road             | <input type="checkbox"/> Provincial highway     |
| <input checked="" type="checkbox"/> Municipal road | <input type="checkbox"/> Other (describe below) |

If other, describe:

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Name of road/street:

14th Street W.

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

- |  |   |
|--|---|
| <input type="checkbox"/> Unopened road             | <input type="checkbox"/> Provincial highway     |
| <input checked="" type="checkbox"/> Municipal road | <input type="checkbox"/> Other (describe below) |

If other, describe:

---

Name of road/street:

14th Street W.

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### I. OTHER INFORMATION

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

- ☐ Yes      ☒ No

If yes, describe:

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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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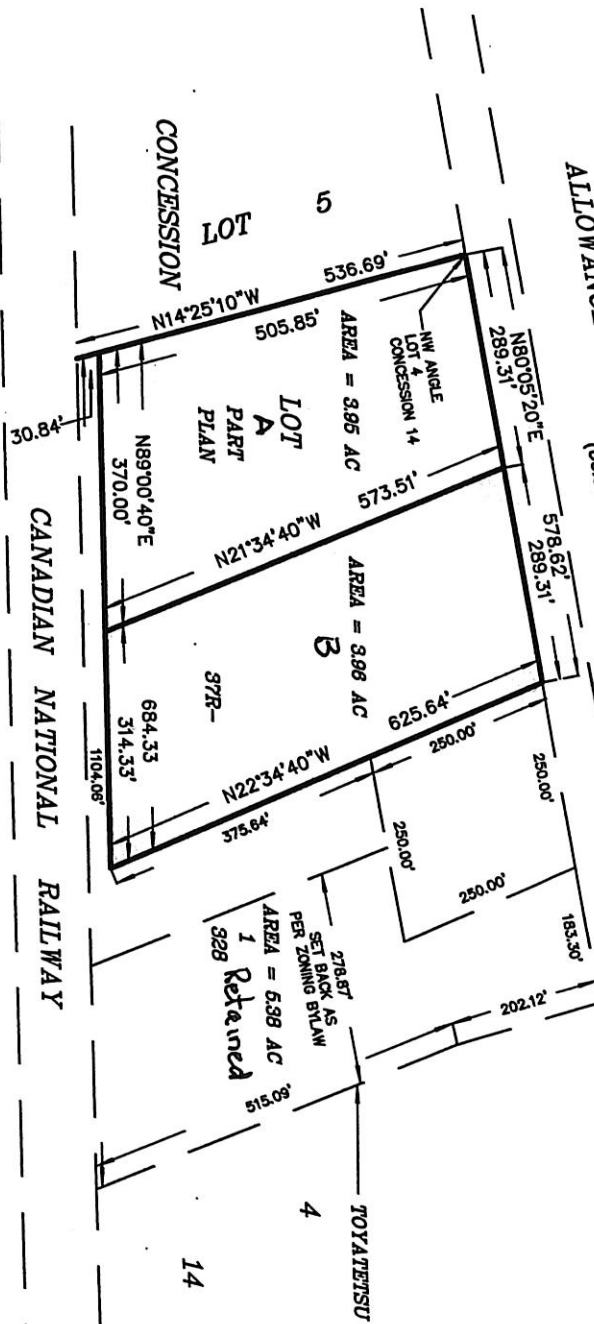
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ALLOWANCE FOR ROAD BETWEEN CONCESSIONS 13 AND 14  
(86.00' WIDE)



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

SKETCH FOR  
SEVERANCE APPLICATION  
OF  
LOT 4, CONCESSION 14  
IN THE  
TOWNSHIP OF WINDHAM  
IN  
NORFOLK COUNTY  
SCALE: 1" = 200'  
JERRITT AND DIXON LTD.  
APRIL 14, 2010

NOTE:  
THIS COPY IS NOT VALID UNLESS  
EMBOSSED WITH THE SURVEYOR'S  
SEAL.

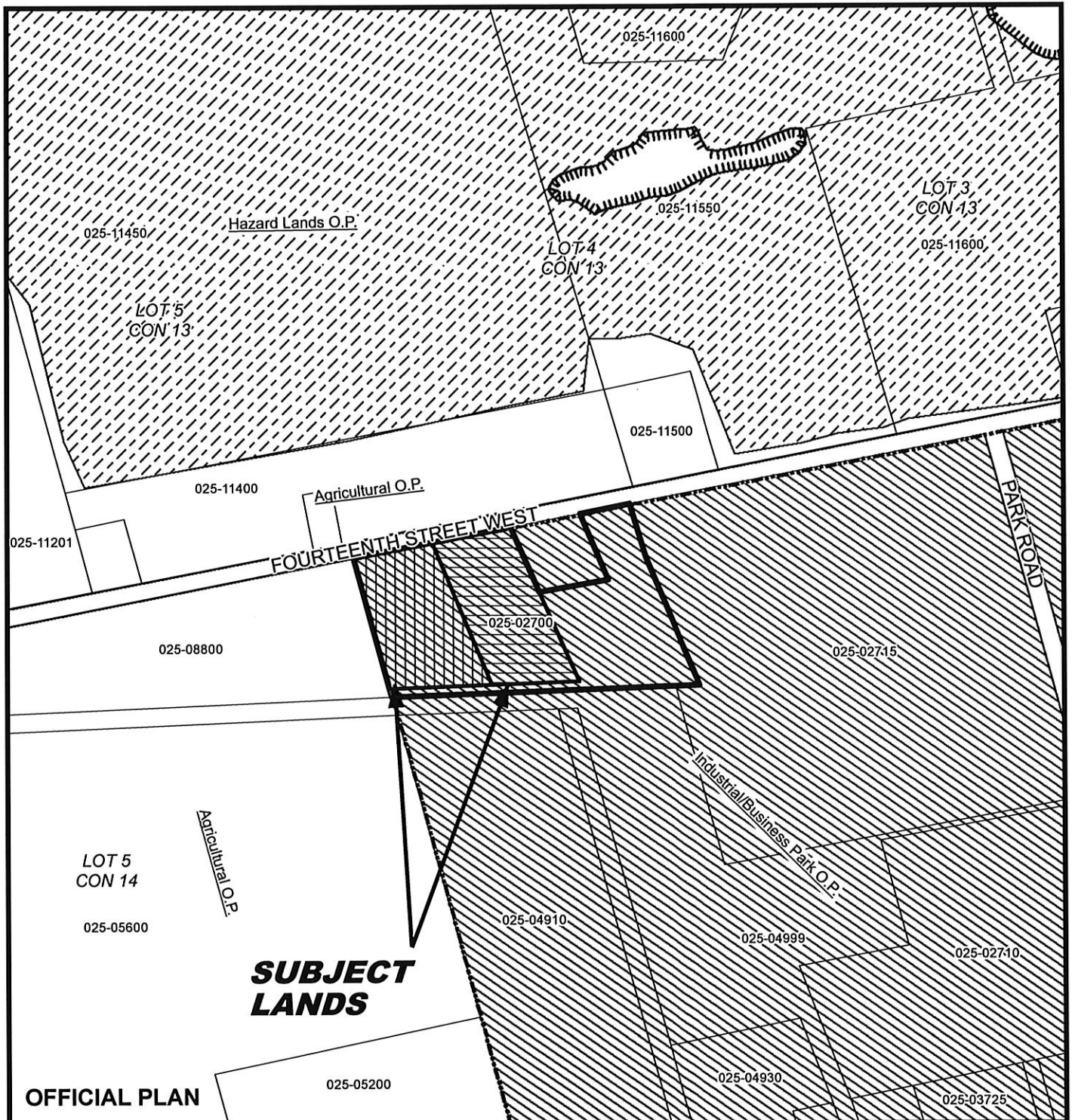
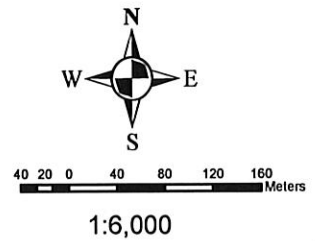
10-082 DEMING



## MAP 2

File Number: BNPL2010031 & BNPL2010032

Geographic Township of WINDHAM





# MAP 3

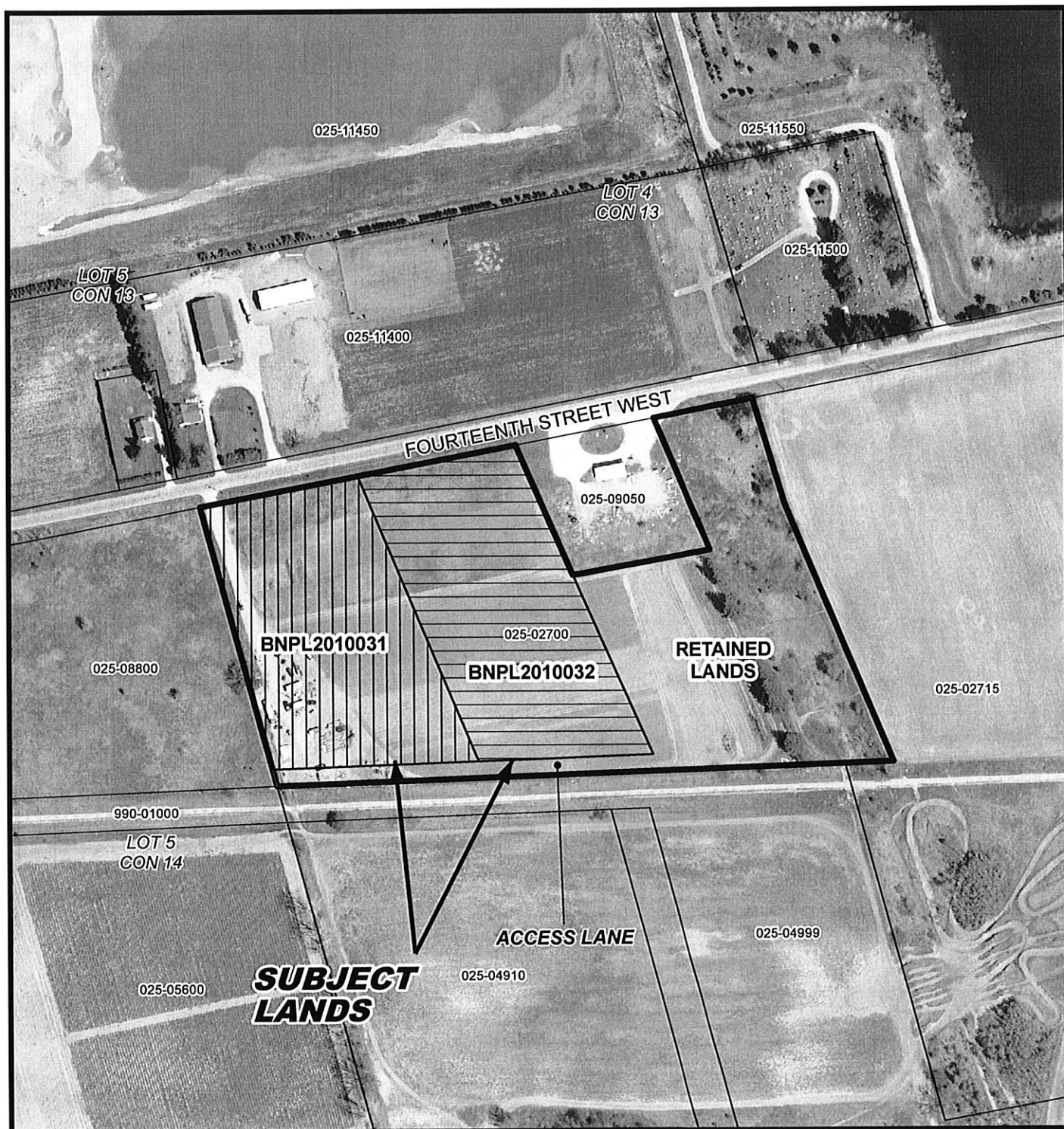
File Number: BNPL2010031 & BNPL2010032

Geographic Township of WINDHAM



105 0 10 20 30 40 Meters

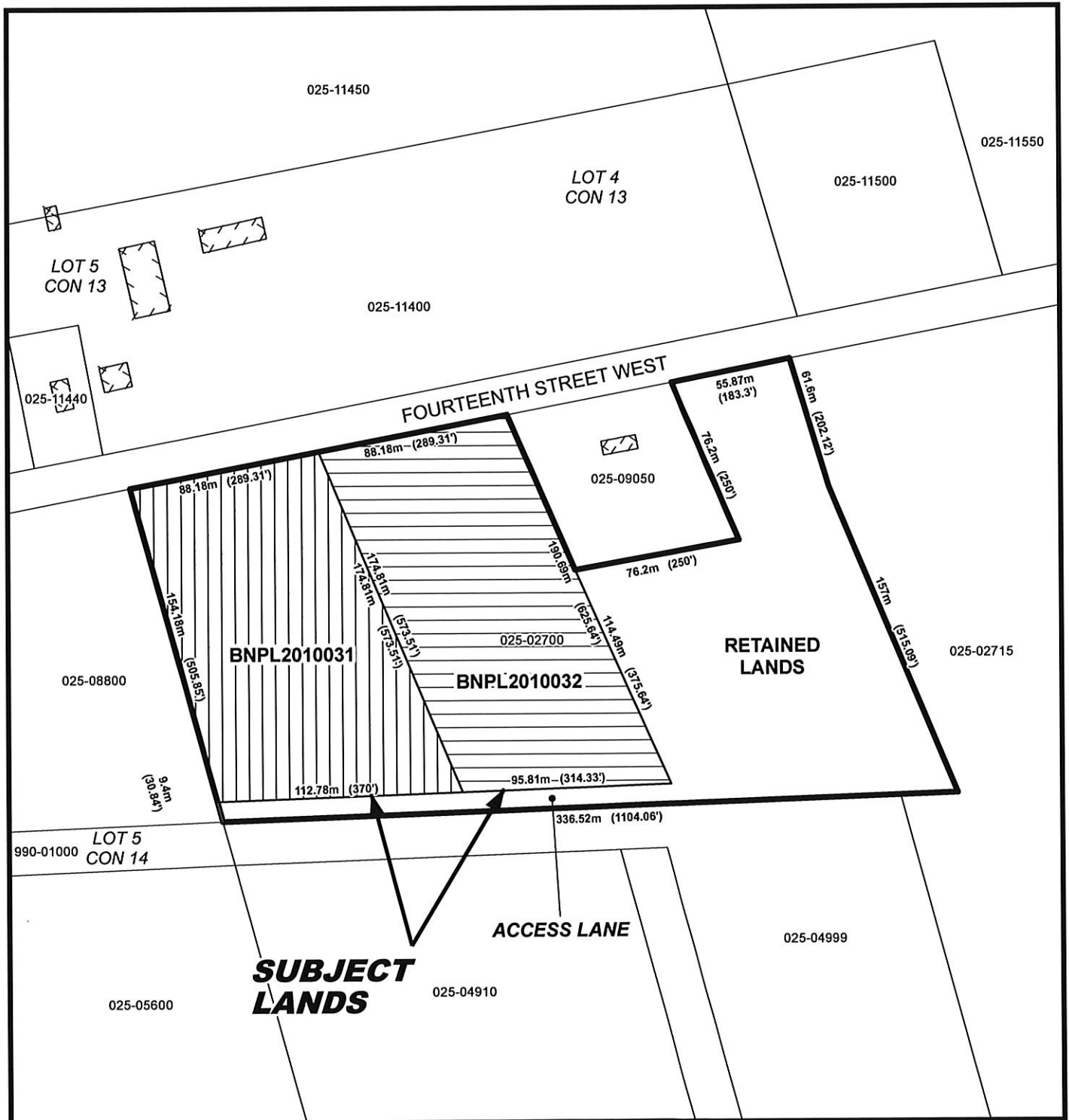
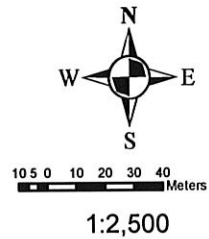
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# MAP 4

File Number: BNPL2010031 & BNPL2010032

Geographic Township of WINDHAM



# LOCATION OF LANDS AFFECTED

File Number: BNPL2010031 & BNPL2010032

Geographic Township of WINDHAM

