



THE CORPORATION OF NORFOLK COUNTY  
COMMITTEE OF ADJUSTMENT

## COMMENT REQUEST FORM

**FILE NO: BNPL2012048**

☒ 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  
☒ Union Gas  
☒ Norfolk Heritage Committee  
☐ 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:**

**April 2<sup>nd</sup>, 2012**

**APPLICANT:**

MARSHALL RANDY NORMAN  
MARSHALL PAMELA EDITH, 1409 CHAR'VILLE RD 5 RR 2 STN MAIN SIMCOE, ON N3Y 4K1

**AGENT:**

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

**LOCATION:** CHR CON 5 PT LOT 18 (south of 1409 Charlotteville Road 5)

**ASSESSMENT ROLL NO.:** 33104930600500000000

**PROPOSAL:**

An application has been received to sever a parcel having a frontage of 1.52 m (5 ft.) a width of 71.63 m (235 ft.) and having an area of 0.23 ha (0.57 ac.) and retain a parcel having an area of 23.2 ha (57.3 ac.) as a boundary adjustment. Lands to be added to: 1409 Charlotteville Rd 5. Final Lot size: 0.658 ha (1.626)

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**PLEASE REPLY BY EMAIL DIRECTLY TO:**

**TRICIA GIVENS, M.SC.(PL), MCIP, RPP**  
60 Colborne Street South, Simcoe ON N3Y 4H3  
(519) 426-5870 ext: 1834  
**EMAIL:** [tricia.givens@norfolkcounty.ca](mailto:tricia.givens@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)

**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:** March 19, 2012

**CONSENT / SEVERANCE**

- OSSDS form  
given with  
sign JF

**Office Use:**

File Number:

BN-

PL2012 048

Related File:

B-161/89-DE

Fees Submitted:

889.00.

Application Submitted:

MAR 8, 2012.

Sign Issued:

JF

Complete Application:

MAR 8, 2012 JF

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- 493-060-6000

- |   |   |
|---|---|
| <input type="checkbox"/> Creation of a new lot  | <input checked="" type="checkbox"/> Boundary adjustment |
| <input type="checkbox"/> Surplus Dwelling       | <input type="checkbox"/> Easement                       |
| <input type="checkbox"/> Farm Split             | <input type="checkbox"/> Right-of-way                   |
| <input type="checkbox"/> Other (lease / charge) |   |

**A. APPLICANT INFORMATION**Name of Applicant<sup>1</sup>

Randy &amp; Pamela Marshall

Phone #

(519) 428-0242

Address

1409 Charlotteville Road 5

Fax #

Town / Postal Code

E-mail

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

**AGENT INFORMATION**

Name of Agent

R. C. Dixon, O.L.S.

Phone #

(519) 426-0842

Address

51 Park Road

Fax #

426-1034

Town / Postal Code

Simcoe N3Y 4J9

E-mail

surveyors@amtelecom.net

**OWNER(S) INFORMATION** Please indicate name(s) exactly as shown on the Transfer/Deed of LandName of Owners<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:



## CONSENT / SEVERANCE

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

Geographic Township	<u>Charlottesville</u>	Urban Area or Hamlet	
Concession Number	<u>5</u>	Lot Number(s)	<u>18</u>
Registered Plan Number		Lot(s) or Block Number(s)	
Reference Plan Number		Part Number(s)	
Frontage (metres/feet)	<u>599.5 m<sup>±</sup> / 1966'.8 ±</u>	Depth (metres/feet)	<u>352 - 410 m / 1155' - 1347'</u>
Width (metres/feet)	<u>599.5 m<sup>±</sup> / 1966'.8 ±</u>	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	<u>23.42 ha / 57.85 ac<sup>±</sup></u>
Municipal Civic Address	<u>1409 Charlottesville Road 5</u>		

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

### 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):

Subject lands are part of the residential use, sitting on a knoll with the workable agriculture lands being lower and flat. Applicants wish to include the present residential portion (garden, shed (garage + workshop) as the residential lot.

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

Randy + Pamela Marshall → Pamela Marshall

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

403 - 060-050-30 Pamela Marshall  
1409 Charville Rd 5

## 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 type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Type of manure storage		

**SENT / SEVERANCE**Description of land intended to be **SEVERED**:

Frontage (metres/feet)	_____	Depth (metres/feet)	_____
Width (metres/feet)	_____	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	_____
		PROPOSED FINAL LOT SIZE (if boundary adjustment)	_____

Existing use: \_\_\_\_\_

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

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:

1 Metal Sided Bldg (garage/workshop) 24' x 60.4' and height of 17.45'

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:

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

Frontage (metres/feet)	_____	Depth (metres/feet)	_____
Width (metres/feet)	_____	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	_____

Existing use: \_\_\_\_\_

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

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:

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:

Description of proposed **RIGHT OF WAY/EASEMENT**:

Frontage (metres/feet)	_____	Depth (metres/feet)	_____
Width (metres/feet)	_____	Lot area (m <sup>2</sup> / ft <sup>2</sup> )	_____

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

## CONSENT / SEVERANCE

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

Frontage (metres/feet)

1.52m / 5'

Depth (metres/feet)

irregular see sketch

Width (metres/feet)

71.63m / 235'

Lot area (m<sup>2</sup> / ft<sup>2</sup> or  
hectares/acres)

0.23 ha / 0.57 ac

PROPOSED FINAL LOT SIZE  
(if boundary adjustment)

0.658 ha / 1.626 ac.

Existing use:

residential

Proposed use:

residential

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:

1 metal sided shed (garage and work-shop) 24' x 60.4' height 17.45'

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:

no change

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

Frontage (metres/feet)

527.85 m / 1731.8'

Depth (metres/feet)

352-410m / 1155' - 1347'

Width (metres/feet)

599.5 m / 1966.8'

Lot area (m<sup>2</sup> / ft<sup>2</sup> or  
hectares/acres)

23.2 ha / 57.3 ac ±

Existing use:

agriculture

Proposed use:

agriculture

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 storey dwelling, swimming pool & pump-house

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:

no change

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:

## CONSENT / SEVERANCE

### D. PROPERTY INFORMATION

Present official plan designation(s): Agriculture

Present zoning: Agriculture

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: B-161/89 - DE - approved & completed

Number of separate parcels that have been created: 1

Date(s) these parcels were created: 1989

Name of the transferee for each parcel: \_\_\_\_\_

Uses of the severed lands: residential

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: \_\_\_\_\_

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?

## CONSENT / SEVERANCE

☐ 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

## 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: If additional space is required, attach a separate sheet.

File number: B-161/89-DE

Land it affects: lot which is being added to

Purpose: residential

Status/decision: approved and completed

Effect on the requested amendment: this application would add other land used as residential

Is the above information for other planning developments applications attached? ☐ Yes ☒ No



## CONSENT / SEVERANCE

### 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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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 checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes	<input 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 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

n/a

#### WATER SUPPLY

Municipal piped water

☐☐

Communal Wells

☐☐

Individual Wells

☐☐

Other means (describe) \_\_\_\_\_



**CONSENT / SEVERANCE***n/a***SEWAGE TREATMENT****SEVERED****RETAINED**

Municipal Sewers

☐☐

Communal System

☐☐

Septic tank and tile bed

☐☐

Other means (describe) \_\_\_\_\_

**STORM DRAINAGE***n/a***SEVERED****RETAINED**

Storm Sewers

☐☐

Open ditches

☐☐

Other (describe) \_\_\_\_\_

Have you consulted with Public Works &amp; 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

☐ UnknownExisting or proposed access to the **RETAINED** lands:☐ Unopened road☐ Provincial highway☒ Municipal road maintained all year☐ Right-of-way☐ Municipal road maintained seasonally☐ Other (describe below)If other, describe: *Char.*Name of road/street: *Charlottesville Road 5*Existing or proposed access to **SEVERED** lands:☐ Unopened road☐ Provincial highway☒ Municipal road maintained all year☐ Right-of-way☐ Municipal road maintained seasonally☐ Other (describe below)

If other, describe: \_\_\_\_\_

Name of road/street: *Charlottesville Road 5***I. OTHER INFORMATION**

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

☐

Yes

☒

No

If yes, describe: \_\_\_\_\_

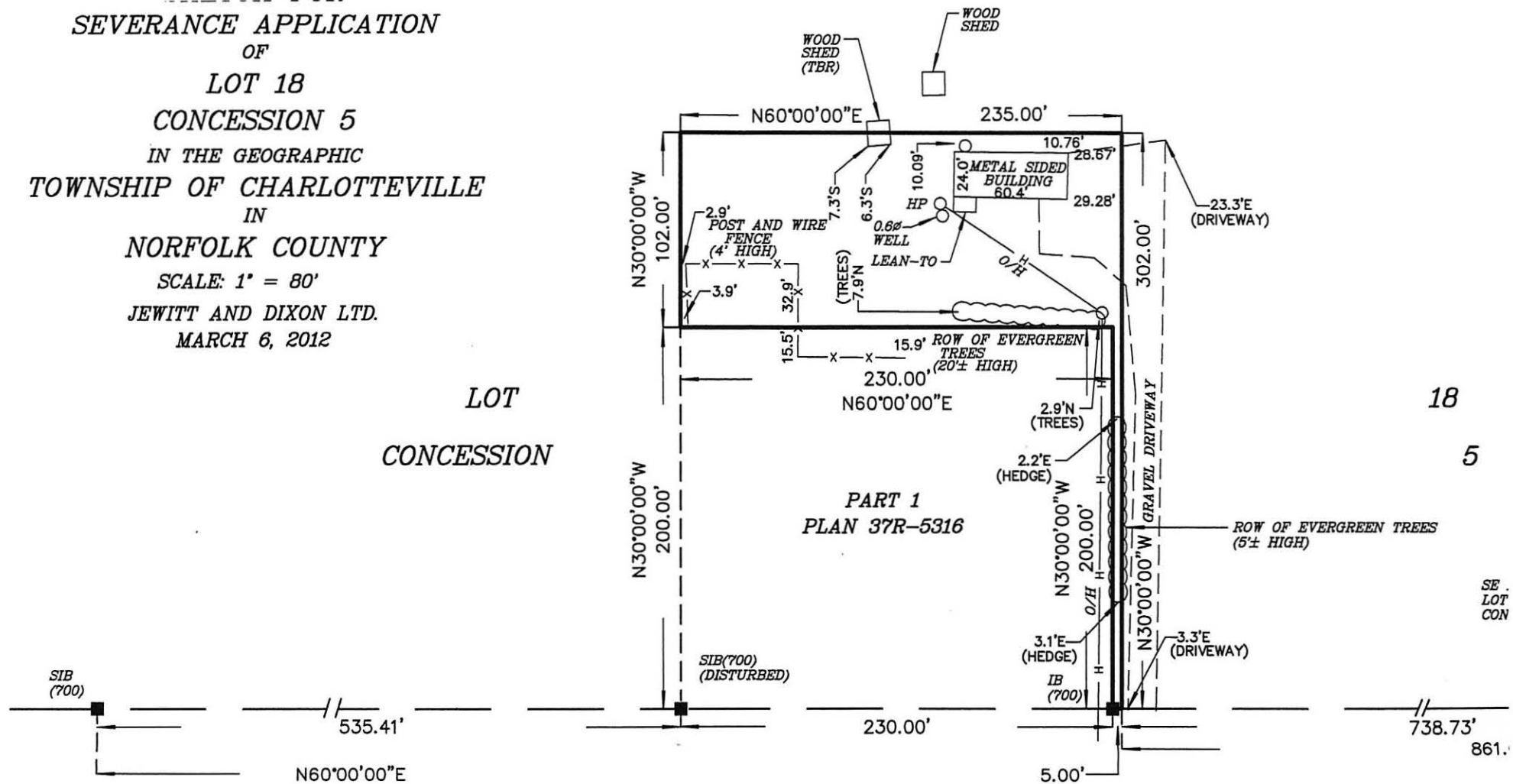
Is there any other information that you think may be useful in the review of this development application? If so, explain below or attach on a separate page.

SEVERANCE APPLICATION  
OF  
LOT 18  
CONCESSION 5  
IN THE GEOGRAPHIC  
TOWNSHIP OF CHARLOTTEVILLE  
IN  
NORFOLK COUNTY

SCALE: 1" = 80'  
JEWITT AND DIXON LTD.  
MARCH 6, 2012

LOT  
CONCESSION

PART 1  
PLAN 37R-5316



66.00' WIDE ALLOWANCE FOR ROAD BETWEEN CONCESSIONS 4 AND 5

NOTE:

THIS PLAN IS IN FEET AND CAN BE CONVERTED  
TO METRIC BY DIVIDING 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.

NOTE:

AREA OF PARCEL = 0.57 ACRES  
AREA OF BUILDING = 1470 SQ. FT.  
HEIGHT OF BUILDING = 17.45'

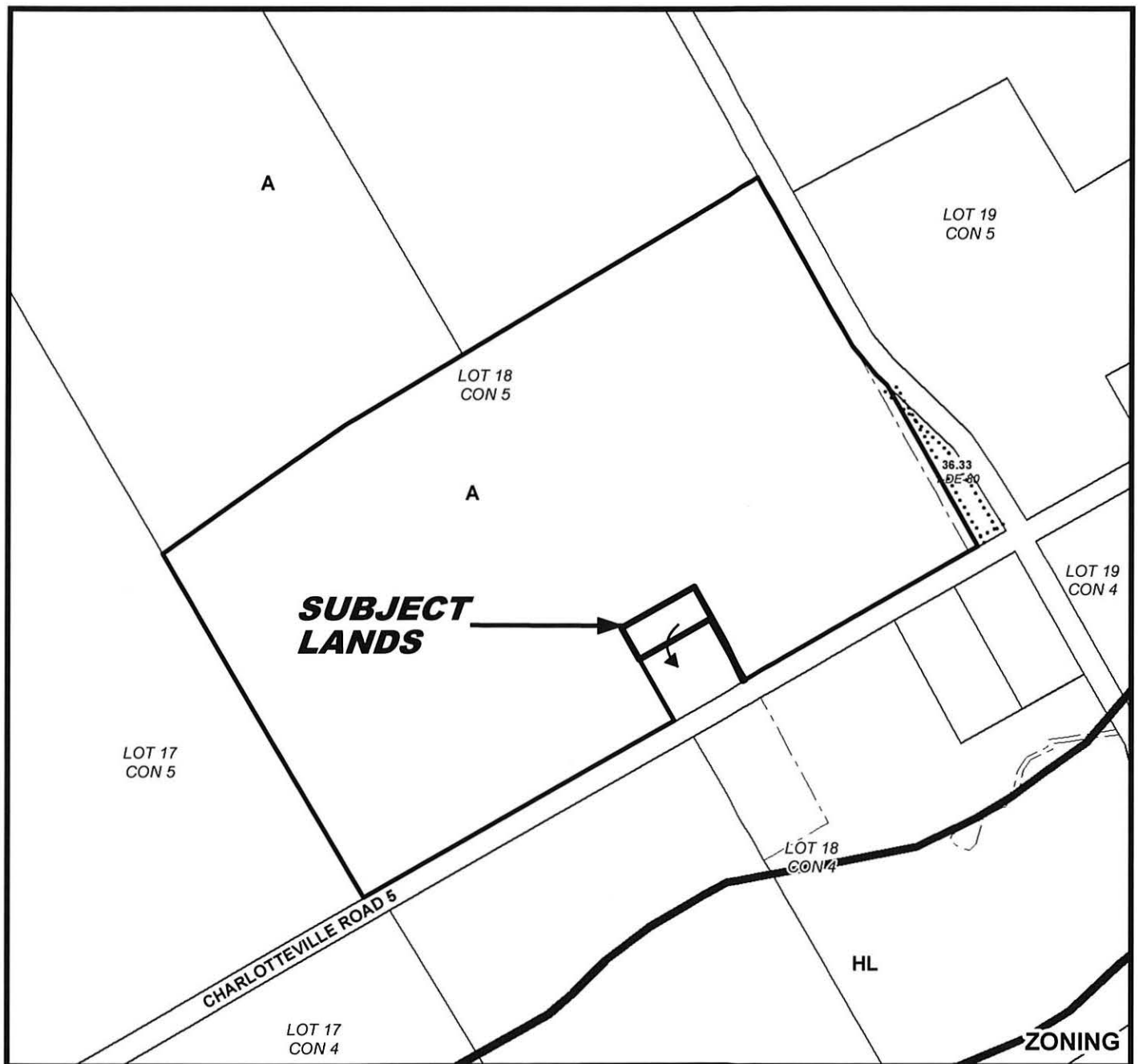
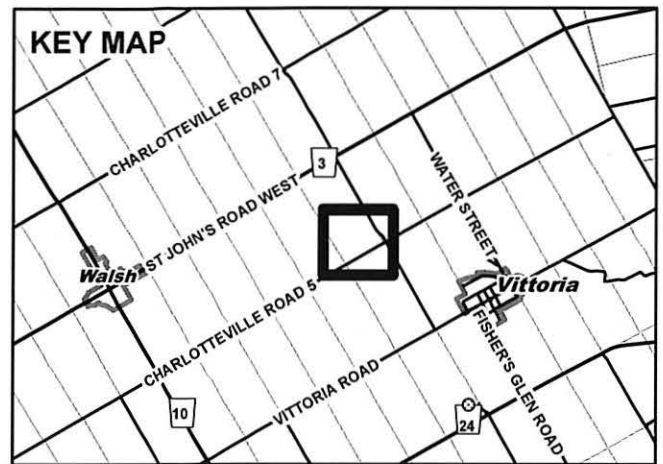
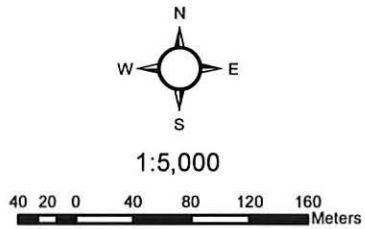
NOTE:

OVERHEAD HYDRO WIRE SHOWN (O/H)  
HYDRO POLE SHOWN (HP)  
TO BE REMOVED SHOWN (TBR)

PH

**MAP 1**  
**File Number: BNPL2012048**

Geographic Township of  
**CHARLOTTEVILLE**



## MAP 2

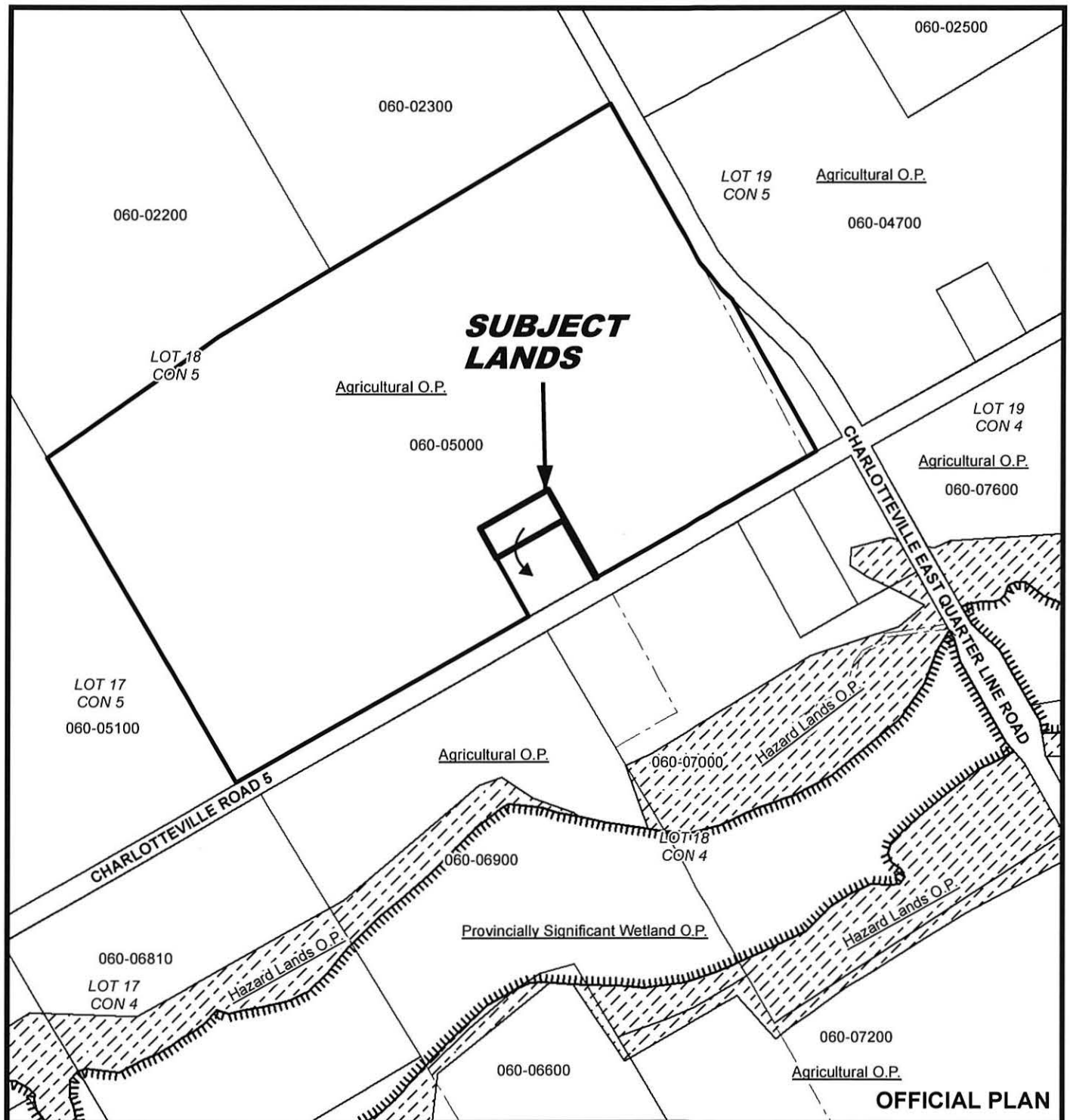
File Number: BNPL2012048

Geographic Township of CHARLOTTEVILLE



20 40 60 80 Meters

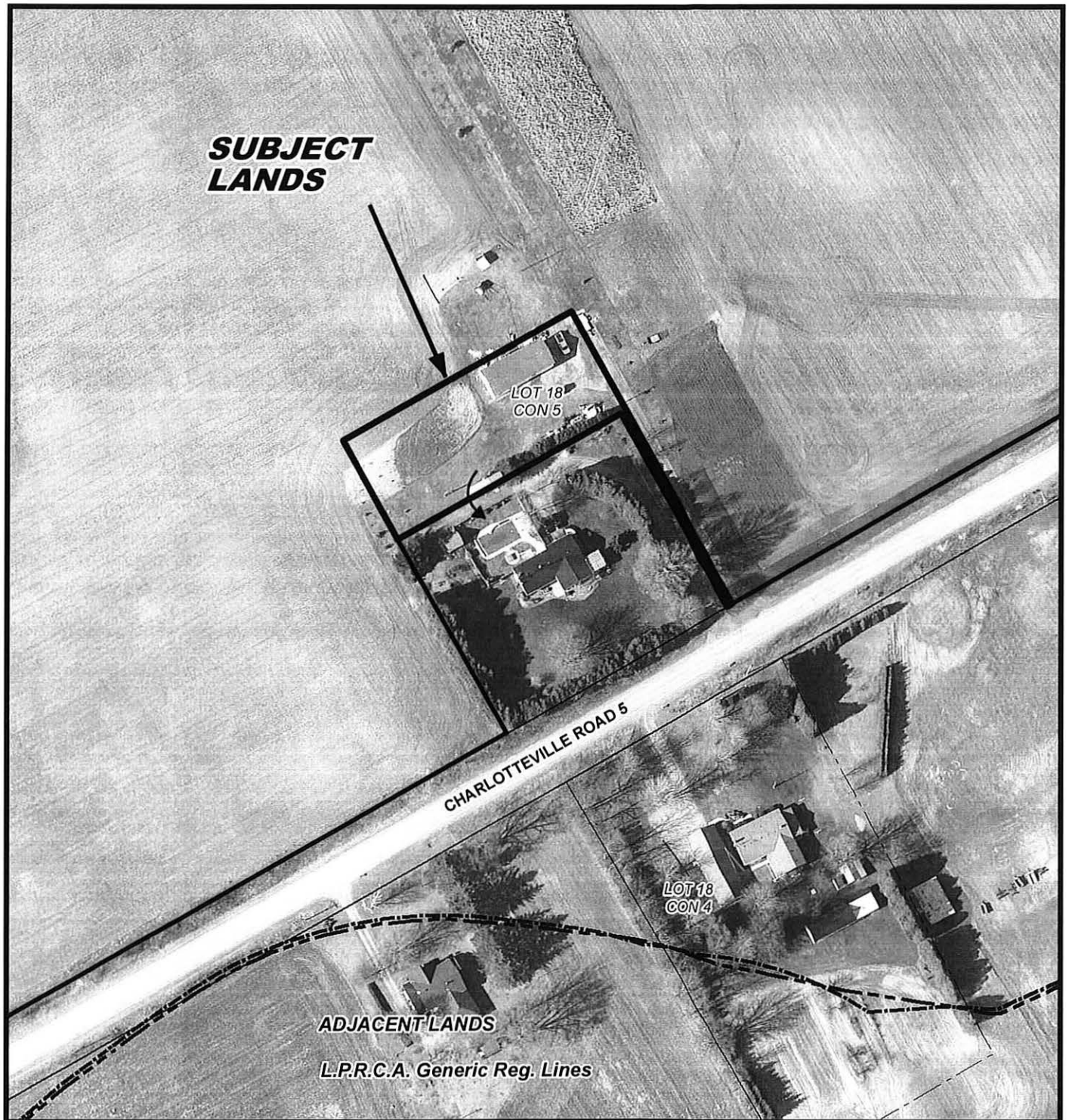
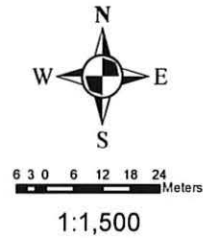
1:5,000



# MAP 3

File Number: BNPL2012048

Geographic Township of CHARLOTTEVILLE





# MAP 4

File Number: BNPL2012048

Geographic Township of CHARLOTTEVILLE

