

For Office Use Only:

File Number

Related File Number

Pre-consultation Meeting

Application Submitted

Complete Application

BNPL2018049

BNPL2018048

Mar 2/18

Mar 14/18

Application Fee

Conservation Authority Fee

OSSD Form Provided

Planner

Public Notice Sign

\$3061

-

Mar 14/18

Alisha

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: 54304009600**A. Applicant Information****Name of Owner**

Larry Harvey Smith & Cheryl Lynn Smith

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

89 East Quarter Line Road

Town and Postal Code

St. Williams, Ontario N0E 1P0

Phone Number

(519) 410-3455

Cell Number

Email

Name of Applicant

Larry Harvey Smith

Address

See above.

Town and Postal Code

Phone Number

Cell Number

Email

Name of Agent	<u>Brimage Law Group - Nathan Kolomaya</u>
Address	<u>21 Norfolk Street North</u>
Town and Postal Code	<u>Simcoe, ON N3Y 4L1</u>
Phone Number	<u>(519) 426-5840</u>
Cell Number	<u></u>
Email	<u>nkolomaya@brimage.com</u>

Please specify to whom all communications should be sent. Unless otherwise directed, all correspondence, notices, etc., 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:

N/A

B. Location, Legal Description and Property Information

1. Legal Description (include Geographic Township, Concession Number, Lot Number, Block Number and Urban Area or Hamlet):

See parcel register attached hereto.

Municipal Civic Address: 90 East Quarter Line Road, St. Williams

Present Official Plan Designation(s): Agricultural

Present Zoning: Agricultural

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

☐ Yes
 ☒ No
 If yes, please specify:

3. Present use of the subject lands:

Agricultural

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

See aerial photograph attached hereto.

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

N/A

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

N/A

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:

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

9. Existing use of abutting properties:
Agricultural

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, i.e. m, m² or %, etc.

Lot frontage	~831.9m	
Lot depth	~597.9m	
Lot width	Irreg.; see sched.	
Lot area	~415,736.2m ²	
Lot coverage		
Front yard		
Rear yard		
Left Interior side yard		
Right Interior side yard		
Exterior side yard (corner lot)		

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

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

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

Frontage:	62.679m
Depth:	86.011m
Width:	Irregular; see sketch
Lot Area:	3,310.40m ²
Present Use:	Dwelling surplus to farm operation
Proposed Use:	Residential dwelling
Proposed final lot size (if boundary adjustment):	

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

Description of land intended to be retained in metric units:

Frontage:	~731.22m
Depth:	Irregular; see GIS sketch
Width:	Irregular; see GIS sketch
Lot Area:	~410,409.10m ²
Present Use:	Agricultural
Proposed Use:	Agricultural

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

Frontage:	_____
Depth:	_____
Width:	_____
Area:	_____
Proposed use:	_____

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

Owners Name:	See list attached hereto.
Roll Number:	_____
Total Acreage:	_____
Workable Acreage:	_____
Existing Farm Type: (i.e., corn, orchard etc)	_____
Dwelling Present?:	<input type="radio"/> Yes <input type="radio"/> No If yes, year dwelling built _____

Owners Name:	_____
Roll Number:	_____
Total Acreage:	_____

Workable Acreage: _____

Existing Farm Type: (i.e., corn, orchard etc) _____

Dwelling Present?: ☐ Yes ☐ No If yes, year dwelling built _____

Owners Name: _____

Roll Number: _____

Total Acreage: _____

Workable Acreage: _____

Existing Farm Type: (i.e., corn, orchard etc) _____

Dwelling Present?: ☐ Yes ☐ No If yes, year dwelling built _____

Owners Name: _____

Roll Number: _____

Total Acreage: _____

Workable Acreage: _____

Existing Farm Type: (i.e., corn, orchard etc) _____

Dwelling Present?: ☐ Yes ☐ No If yes, year dwelling built _____

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 (example: gas station, petroleum storage, etc.):

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:

Personal knowledge of property.

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:

Lands are actively farmed.

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:

Lands are actively farmed.

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:

Lands are actively farmed.

Note: If in an area of source water 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 _____

Wooded area

☐ On the subject lands or ☐ within 500 meters – distance _____

Municipal Landfill

☐ On the subject lands or ☐ within 500 meters – distance _____

Sewage treatment plant or waste stabilization plant

☐ On the subject lands or ☐ within 500 meters – distance _____

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

☐ On the subject lands or ☐ within 500 meters – distance _____

Floodplain

☐ On the subject lands or ☐ within 500 meters – distance _____

Rehabilitated mine site

☐ On the subject lands or ☐ within 500 meters – distance _____

Non-operating mine site within one kilometre

☐ On the subject lands or ☐ within 500 meters – distance _____

Active mine site within one kilometre

☐ On the subject lands or ☐ within 500 meters – distance _____

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

☐ On the subject lands or ☐ within 500 meters – distance _____

Active railway line

☐ On the subject lands or ☐ within 500 meters – distance _____

Seasonal wetness of lands

☐ On the subject lands or ☐ within 500 meters – distance _____

Erosion

☐ On the subject lands or ☐ within 500 meters – distance _____

Abandoned gas wells

☐ On the subject lands or ☐ within 500 meters – distance _____

F. Servicing and Access

1. Indicate what services are available or proposed:

Water Supply

- | | |
|---|--|
| <input type="radio"/> Municipal piped water | <input type="radio"/> Communal wells |
| <input checked="" type="radio"/> Individual wells | <input type="radio"/> Other (describe below) |
-

Sewage Treatment

- | | |
|---|--|
| <input type="radio"/> Municipal sewers | <input type="radio"/> Communal system |
| <input checked="" type="radio"/> Septic tank and tile bed | <input type="radio"/> Other (describe below) |
-

Storm Drainage

- | | |
|--|---|
| <input type="radio"/> Storm sewers | <input checked="" type="radio"/> Open ditches |
| <input type="radio"/> Other (describe below) | <input type="radio"/> |
-

2. Existing or proposed access to subject lands:

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

Name of road/street:

Easter Quarter Line 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?

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.

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. Names of adjacent streets
8. 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
- ☐ Environmental Impact Study
- ☐ Geotechnical Study / Hydrogeological Review
- ☐ Minimum Distance Separation Schedule
- ☐ Record of Site Condition

Your development approval might also be dependent on Ministry of Environment and Climate Change, 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

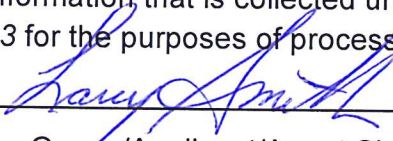
The owner acknowledges and agrees that if required it is their solicitor's responsibility on behalf of the owner for the registration of all transfer(s) of land to the County, and/or transfer(s) of easement in favour of the County and/or utilities. Also, the owner further acknowledges and agrees that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

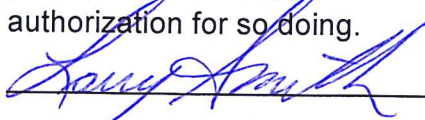
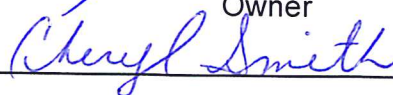
15 March / 2018
Date

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 Larry Smith and Cheryl Smith am/are the registered owner(s) of the lands that is the subject of this application for site plan approval.

I/We authorize Brimage Law Group 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

Owner

Mar. 1 / 2018
Date
Mar 1 / 2018
Date



K. Declaration

I, Larry Harvey Smith of NORFOLK COUNTY

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

Cheryl Smith

Owner/Applicant/Agent Signature

In THE PROVINCE OF ONTARIO

Larry Smith

This 1st day of MARCH

A.D., 20 18

Paul G. 28

A Commissioner, etc.



PROPERTY LIST – SMITH, LARRY HARVEY

1. 89 East Quarter Line Road, St. Williams
50121-0117 (LT) - BLK 44 PL 16B; NORFOLK COUNTY;
~7.5 acres total; ~2 acres worked (orchard)
2. 53 East Quarter Line Road, St. Williams
50121-0118 (LT) – LT 2 BLK 43 PL16B; NORFOLK COUNTY;
~6.5 acres total; ~1.75 worked
3. 130 East Quarter Line Road, St. Williams
50122-0104 (LT) – PT LT 19 CON 1 SOUTH WALSINGHAM AS IN NR493231
EXCEPT MRO PT 15 NR312802; S/T DEBTS IN NR446949; NORFOLK
COUNTY
~106 acres total; ~90 acres worked




Working together with our community
to provide quality services.

Evaluation Form for Existing On-Site Sewage Systems

Date: July 2009

OFFICE USE ONLY		FILE No.:		DATE RECEIVED:	
PROPERTY INFORMATION		Municipal Address: <u>90 EAST 1/4 LINE - PT. ROWAN</u>			
Owner: <u>LARRY SMITH</u>		Lot:		Concession:	
Lot Area:	Lot Frontage:	Assessment Roll No.			
PURPOSE OF EVALUATION		<input type="checkbox"/> Consent <input type="checkbox"/> Minor Variance <input type="checkbox"/> Site Plan <input type="checkbox"/> Zoning <input type="checkbox"/> Other _____			
BUILDING INFORMATION		<input checked="" type="checkbox"/> Residential <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Agricultural			
Building Area: <u>800 ft²</u>	No. of Bedrooms: <u>2</u>	No. of Fixture Units: <u>10</u>	Is the building currently occupied? <input checked="" type="checkbox"/> Yes / No If No, how long?		
EVALUATOR'S INFORMATION		Evaluator's Name: <u>ED DOVE</u> Company Name: <u>BILL'S SEPTIC LTD</u> Address: <u>24 WERRET AVE - SIMCOE</u> Postal Code: <u>N3Y 5N5</u> Phone: <u>519-426-7108</u> Email: <u>BILLSSEPTIC@SYMPATICO.CA</u> BCIN # <u>38259 / 38413</u>			
SITE EVALUATION		Ground Cover (trees, bushes, grass, impermeable surface): <u>GRASS</u>		Soil Type: <u>CLAY / LOAM</u>	
Site Slope: <input checked="" type="checkbox"/> Flat <input type="checkbox"/> Moderate <input type="checkbox"/> Steep		Soil Conditions: <input checked="" type="checkbox"/> Wet <input type="checkbox"/> Dry		Depth of Water Table: <u>~25</u> ft.	
Surface Discharge Observed: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Odour Detected: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Current Weather (at time of evaluation): <u>SUNNY / DRY</u>	
SYSTEM EVALUATION		Class of System: <input type="checkbox"/> 1 (Privy) <input type="checkbox"/> 2 (Greywater) <input type="checkbox"/> 3 (Cesspool) <input checked="" type="checkbox"/> 4 (Leaching Bed) <input type="checkbox"/> 5 (Holding Tank)			
Tank: <input checked="" type="checkbox"/> Pre-cast <input type="checkbox"/> Plastic <input type="checkbox"/> Fibre Glass <input type="checkbox"/> Wood <input type="checkbox"/> Other _____		Size: <u>800</u> Gal.		Pump: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Distribution System: Area: <input checked="" type="checkbox"/> Trench Bed <input type="checkbox"/> Filter Medium		No. of Tile Runs: <u>5</u>	Total Length of Tile: <u>Approx 250 FT</u>	Distance Between Tile Runs: <u>6 FEET</u>	
Tile Material: <input checked="" type="checkbox"/> PVC <input type="checkbox"/> Clay <input type="checkbox"/> Other		Ends: <input checked="" type="checkbox"/> Capped <input type="checkbox"/> Joined	Cover: <input type="checkbox"/> Filter Cloth <input type="checkbox"/> Sand <input checked="" type="checkbox"/> Top Soil <input checked="" type="checkbox"/> Seeded		
Setbacks:		Tank		Distribution Pipe	
Distance to Buildings & Structures (ft)	<u>4 FT</u>		<u>25 FT</u>		
Distance to Bodies of Water (ft)	<u>N/A</u>		<u>N/A</u>		
Distance to Nearest Well (ft)	<u>100 FEET</u>		<u>150 FT</u>		
Distance to Proposed Property Lines	Front <u>35'</u> Rear <u>55'</u> Side <u>60'</u> Side <u>>100'</u>		Front <u>15'</u> Rear <u>22'</u> Side <u>30'</u> Side <u>>100'</u>		

OVERALL SYSTEM RATING <div style="font-size: 2em; text-align: center; margin-top: 20px;">OK</div>	<input checked="" type="checkbox"/> System Working Properly / No Work Required <input type="checkbox"/> System Functioning / Maintenance Required <input type="checkbox"/> System Not Functioning / Minor Repair Required <input type="checkbox"/> System Failure/Major Repair / Replacement Required <u>Note:</u> Any repair/replacement of an on site sewage system requires a building permit. Contact the Norfolk County Building Division at (519) 426-5870 for more information.
Additional Comments: <u>SEPTIC SYSTEM APPEARS TO BE IN GOOD WORKING ORDER AND IN A GOOD STATE OF REPAIR AT THE TIME OF EVALUATION</u>	
VERIFICATION <u>OWNER:</u> The owner is responsible for having a site evaluation conducted of the above mentioned property. Neither the evaluation nor the approval thereof shall in any way exempt the owner(s) from complying with the Ontario Building Code or any other applicable law. I, _____ (the owner of the subject property) hereby authorize the above mentioned evaluator to act on my behalf with respect to all matters pertaining to the existing on-site sewage system evaluation. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;">Owner Signature _____</div> <div style="width: 45%;">Date _____</div> </div>	
<u>EVALUATOR:</u> 1. <u>I, Ed Dave - Buis Sene Ltd</u> declare that this site evaluation is accurate as of the date of inspection. No determination of future performance can be made due to unknown conditions, future water usage over the life of the system, abuse of the system and/or inadequate maintenance, all of which may adversely affect the life of the system. This evaluation does not grant or imply any guarantee or warranty of the future performance of the sewage system. The undersigned takes no responsibility for the accuracy of existing or proposed property lines, whether measured or implied. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;">  Evaluator Signature _____ </div> <div style="width: 45%;"> <u>March 6/2018</u> Date _____ </div> </div>	
<div style="border: 1px solid black; padding: 2px; margin-bottom: 5px;">BUILDING DIVISION COMMENTS</div> Comments: _____ _____ I, _____ have reviewed the information contained in this form as submitted. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;">Chief Building Official or designate _____</div> <div style="width: 45%;">Date _____</div> </div>	

Revised: March 16, 2016



On Site Sewage Disposal System Location Plan

DATE: MARCH 6/2018

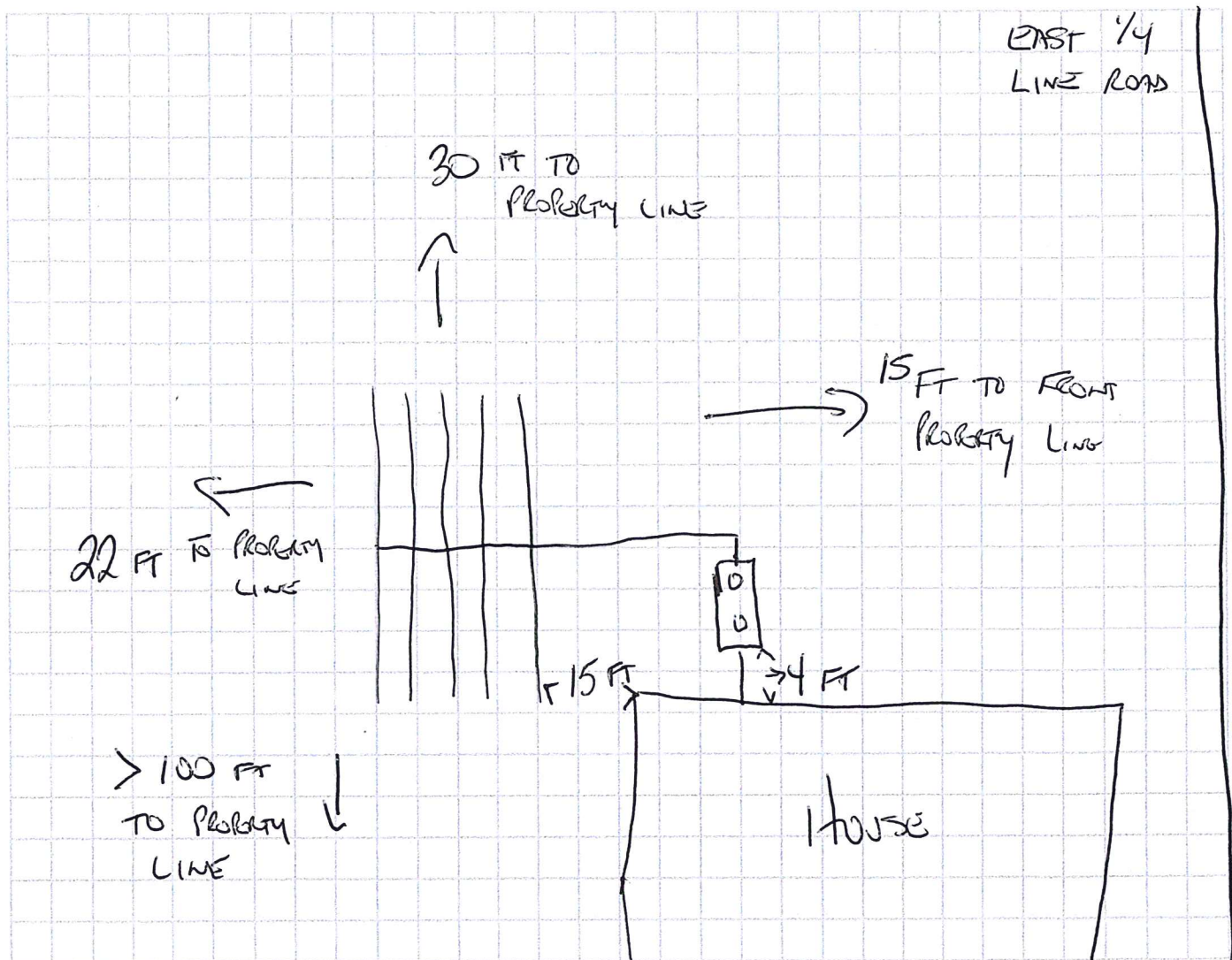
APPLICATION NUMBER: _____

OWNER: LARRY SMITH

EVALUATOR: ED DOVE

PROPERTY ADDRESS: 90 EAST 1/4 LINE ROAD

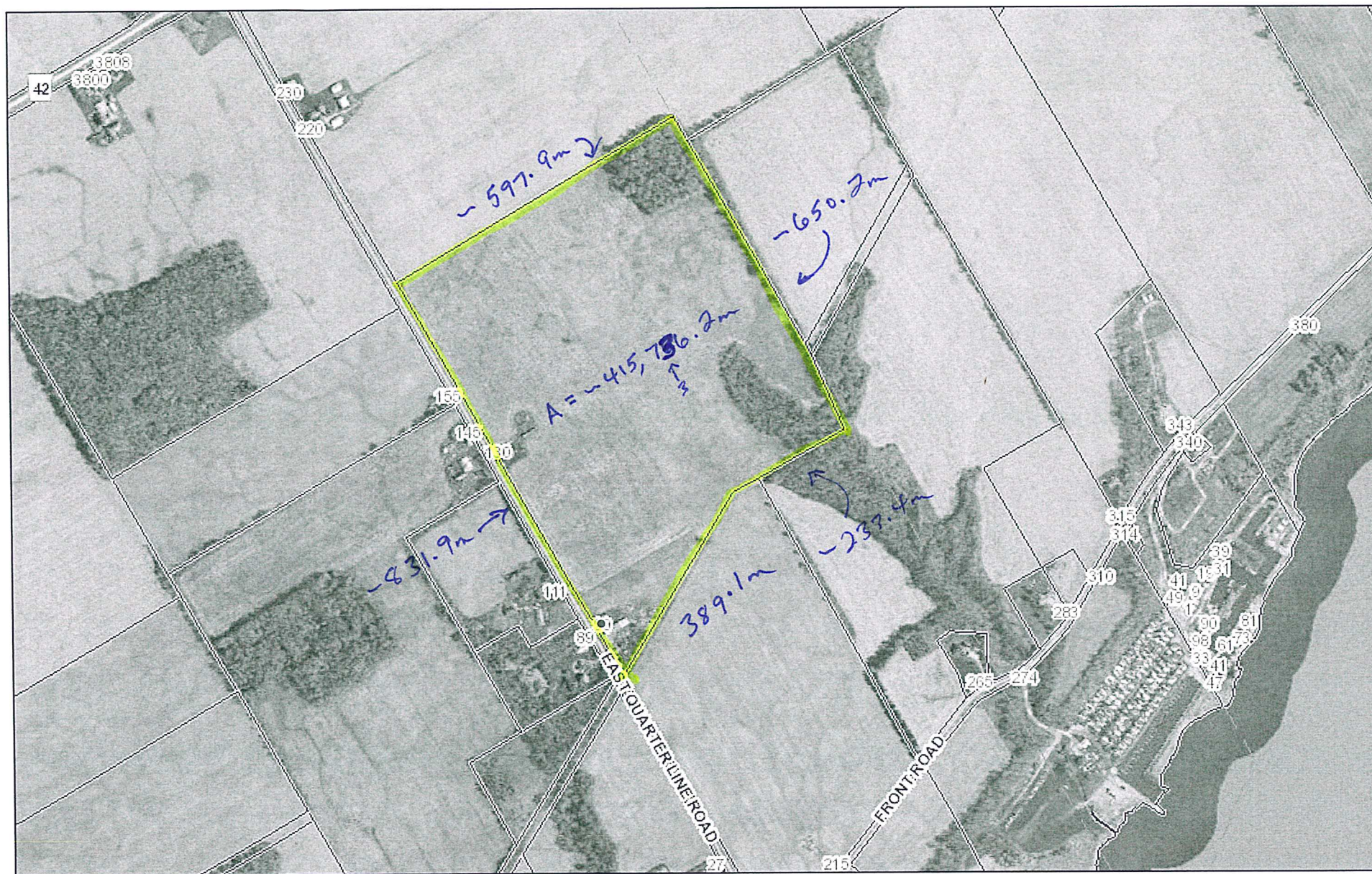
Please provide a DIMENSIONED sketch drawing indicating EXISTING AND PROPOSED property lines, existing roads and driveways, location of all existing buildings, location of existing wells, and location of existing septic tanks and tile beds.

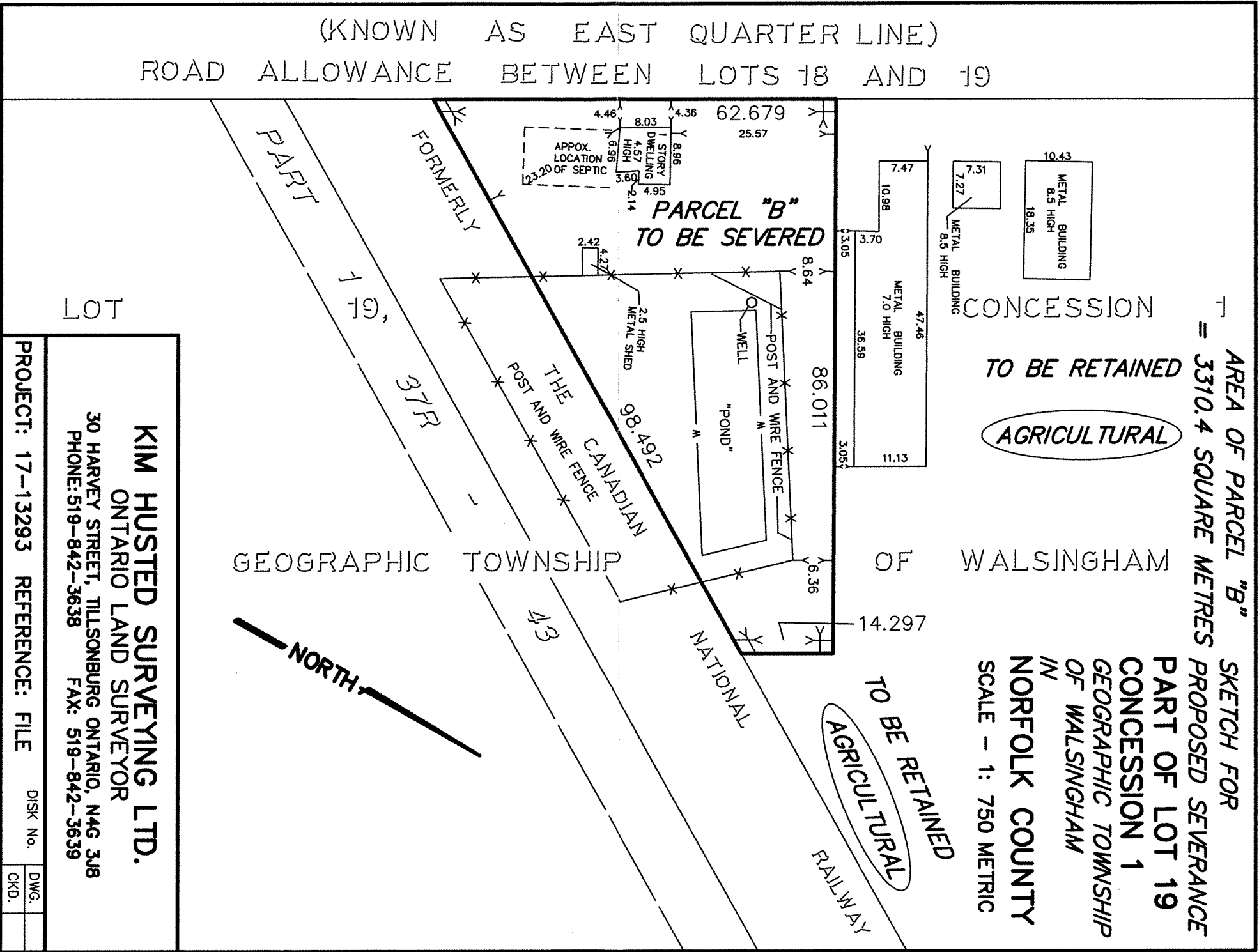


PREPARED BY: [Signature]

NOTE: The above sketch is not to exact scale.

MAP NORFOLK - Community Web Map



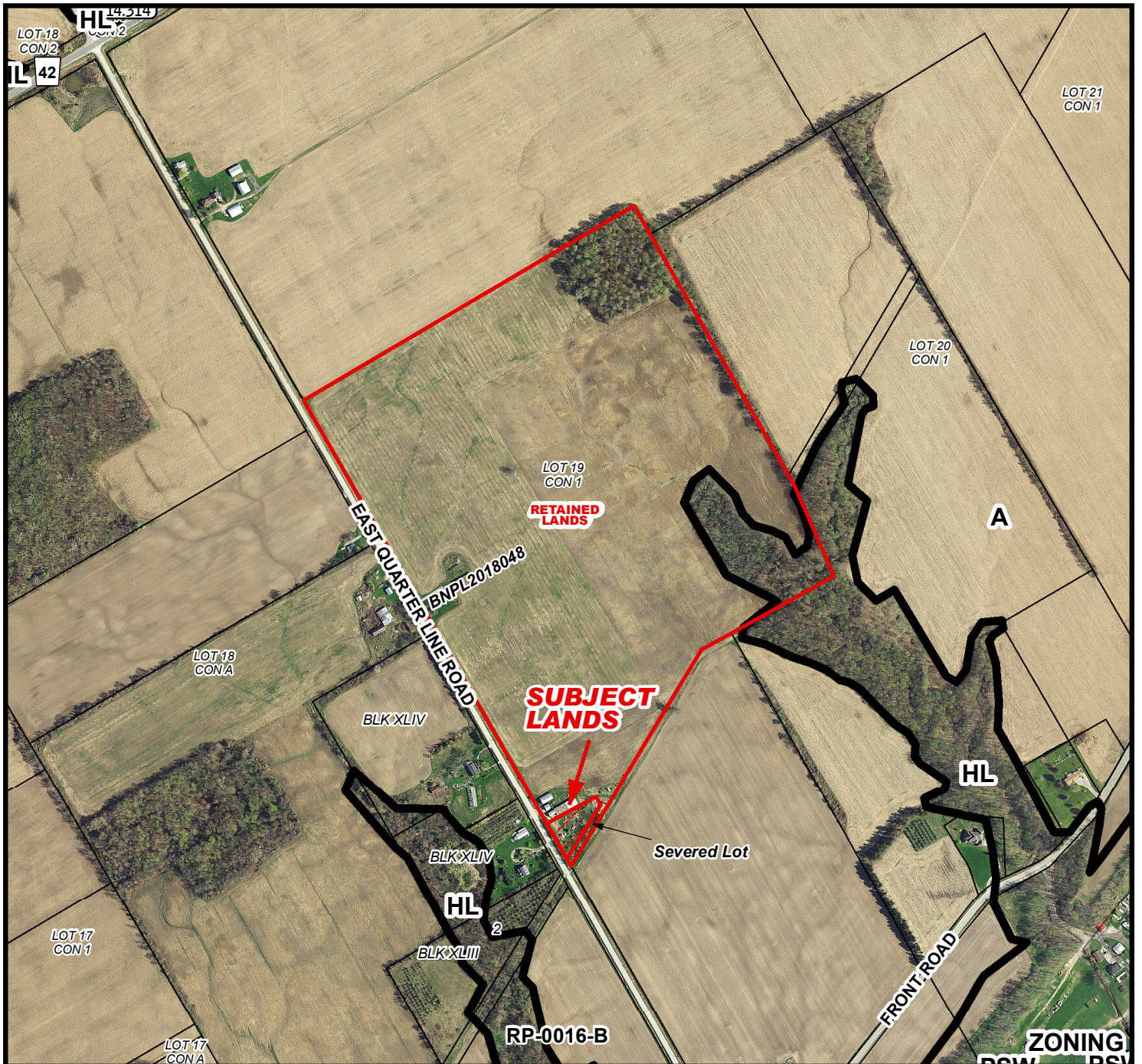
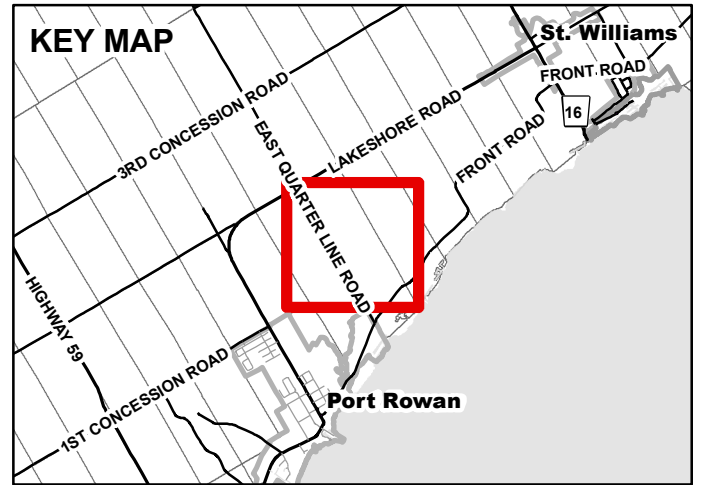
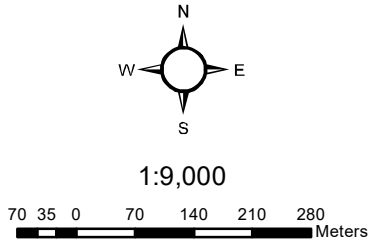


MAP 1

File Number: BNPL2018049

Geographic Township of

SOUTH WALSLINGHAM



MAP 2

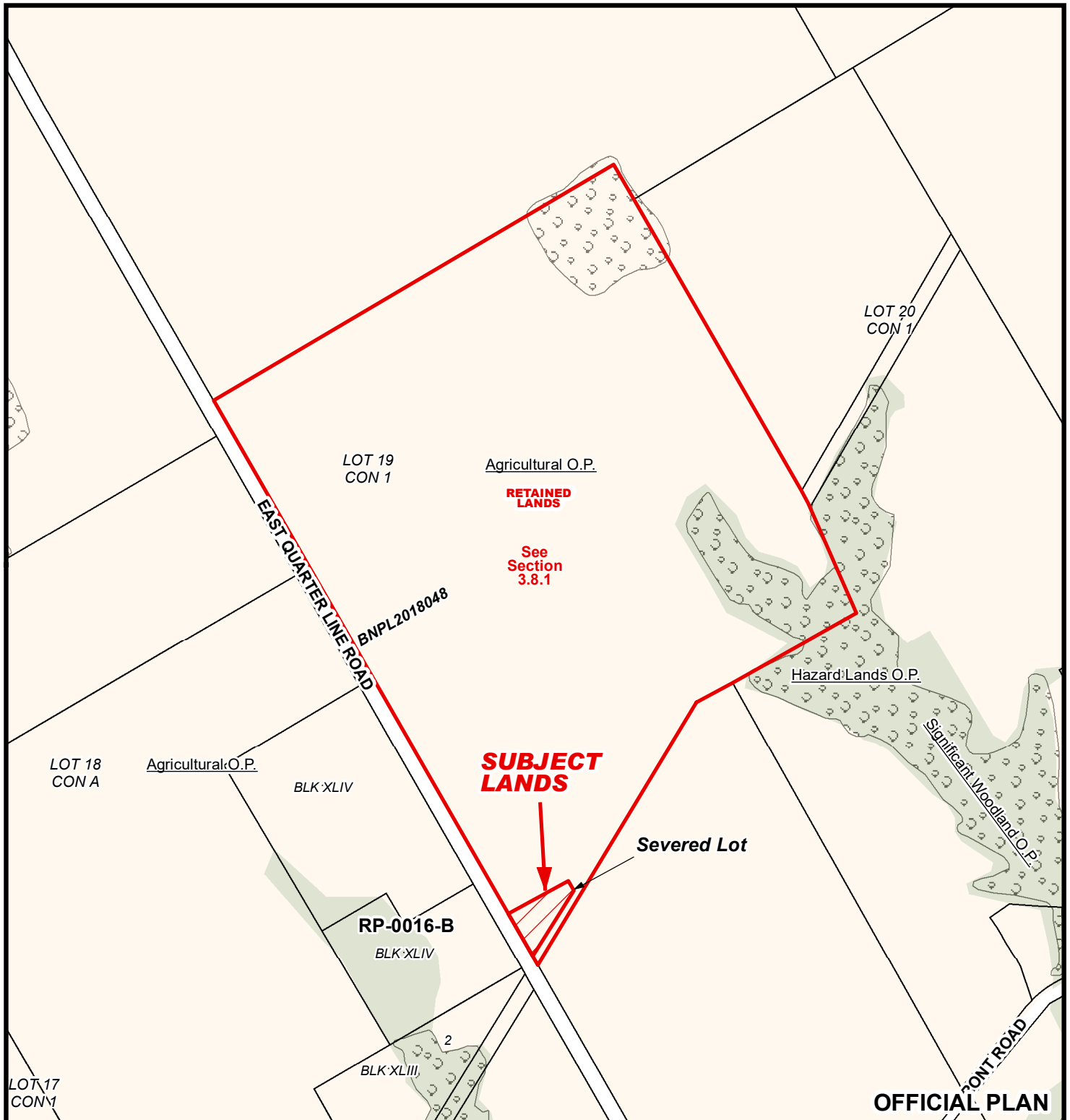
File Number: BNPL2018049

Geographic Township of SOUTH WALSINGHAM



25 50 75 100
Meters

1:7,000

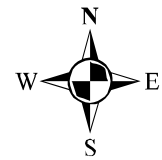


2018-03-27

MAP 3

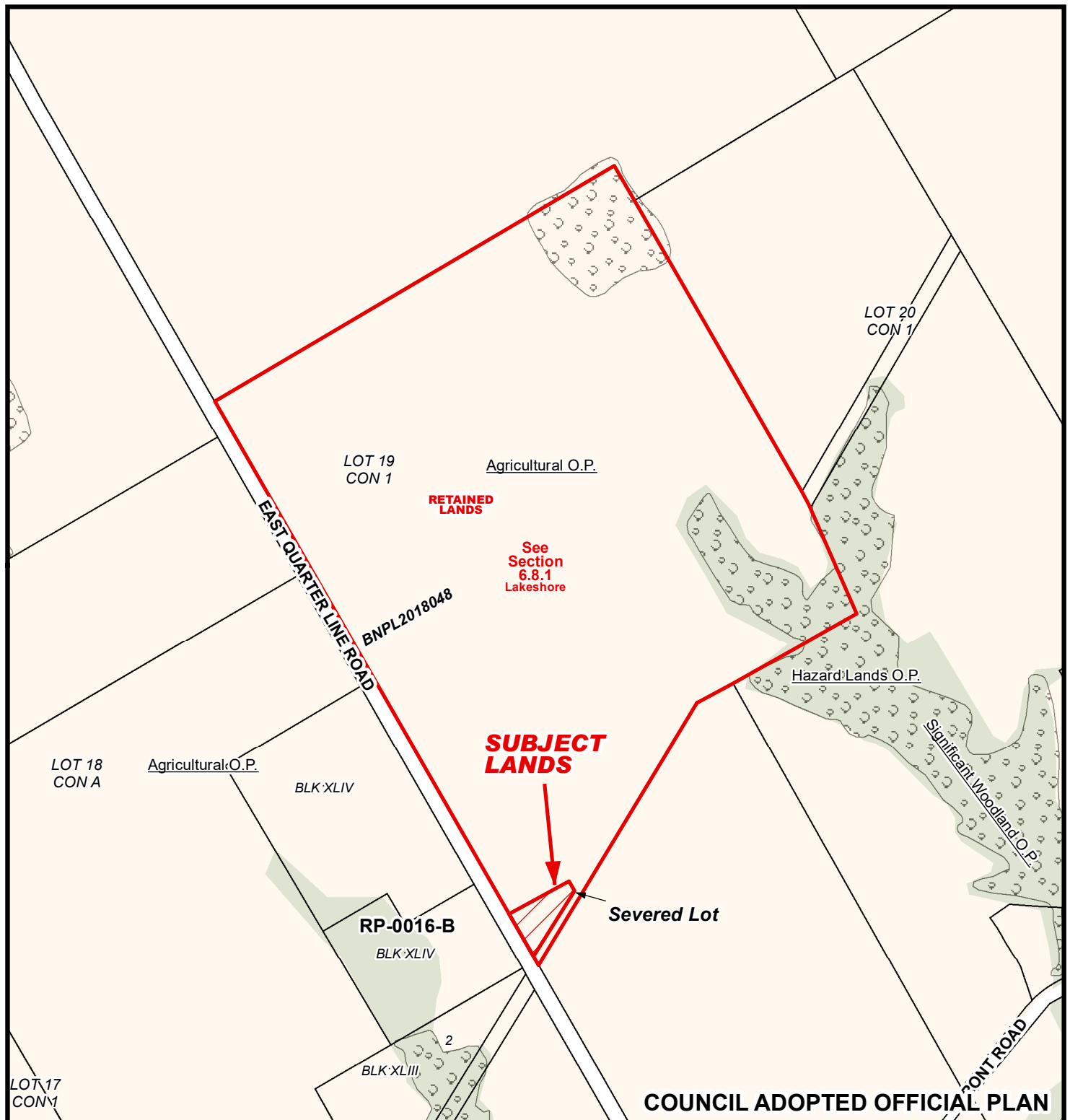
File Number: BNPL2018049

Geographic Township of SOUTH WALSINGHAM



25 50 75 100
Meters

1:7,000



MAP 4

File Number: BNPL2018049

Geographic Township of SOUTH WALSINGHAM



20 40 60 80 Meters

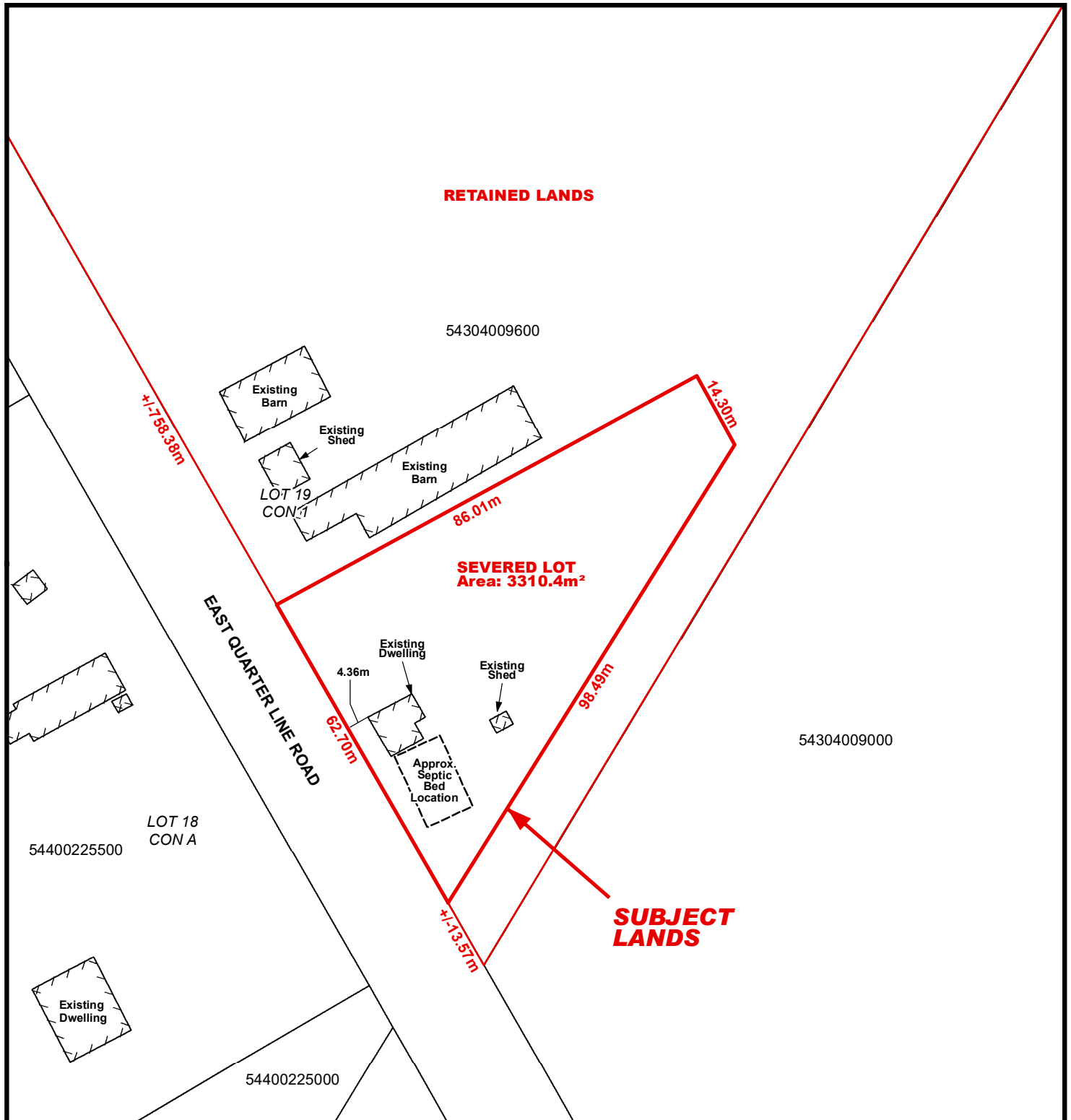
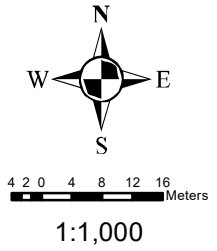
1:6,000



MAP 5

File Number: BNPL2018049

Geographic Township of SOUTH WALSINGHAM



LOCATION OF LANDS AFFECTED

File Number: BNPL2018049

Geographic Township of SOUTH WALSINGHAM



4 2 0 4 8 12 16 Meters

1:1,000

