

## **Committee of Adjustment Application for Minor Variance**

### **Complete Application**

The application must be completed by the owner or authorized agent. If the application is being submitted by an agent, the owner's written authorization is required. If the lands subject to this application are owned by more than one owner, the authorization of all owners is required. Submission of this application constitutes consent for authorized municipal staff to inspect the subject lands.

It is the responsibility of the applicant to research and evaluate the site and the proposal to ensure that the development will conform to the interests of the health, safety and welfare of future residents. Sufficient studies for the completion of the application should be carried out prior to submission and should be reflected in the application form.

### **Before the Application is submitted**

A pre-consultation meeting is not required for Committee of Adjustment applications; however, further information can be provided by Planning Department staff prior to the submission of an application. The purpose of communicating with a planner before you submit your application is: to review the proposal / application, to discuss potential issues; and to determine the required supporting information and materials to be submitted with your application before it can be considered complete by staff.

### **Online Application Process**

All applications must be submitted online via the County's CityView Portal. The portal can be accessed here: [Welcome - CityView Portal](#). The applicant will submit the materials required as part of a complete application. Once the County confirms receipt of a complete submission, the applicant will be contacted and provided further directions for payment options.

### **User Fees**

The planning application fee will be determined when the application can be deemed complete according to Norfolk County Community Planning user fees: [User Fees | Norfolk County](#)

Cash, debit, credit or cheque payable to Norfolk County in the amount set out in the user fees By-Law that will be accepted and deposited once the application has been deemed complete.

If the subject lands are located in an area that is regulated by either the Long Point Region Conservation Authority or by the Grand River Conservation Authority an additional fee will be required if review by the applicable agency is deemed necessary. A separate cheque



payable to the Long Point Region Conservation Authority or the Grand River Conservation Authority is required in accordance with their fee schedule at the time of submission.

### **Grand River Conservation Authority**

[Plan Review fees | Grand River Conservation Authority](#)

### **Long Point Region Conservation Authority**

[Planning Fees - Long Point Region Conservation Authority](#)

### **After the application is submitted**

In order for the application to be deemed complete, all of the components noted above are required. The *Planning Act* permits up to 30 days to review and deem an application complete.

Once the application has been deemed complete by the Planning Department, it is then circulated to public agencies and County departments for review and comment. A sign is provided that is required to be posted on the subject lands summarizing the application and specifying the committee meeting date. The comments received from members of the community will be included in the planning report and given consideration.

**Additional studies** required as part of the complete application shall be at the sole expense of the applicant. Any required peer reviews shall be at the expense of the applicant. The peer reviewer shall be selected by the County.

If the application is withdrawn prior to the circulation to commenting agencies, the entire original fee will be refunded. If withdrawn after the circulation to agencies, half the original fee will be refunded. No refund is available after the public meeting and/or approval of application.

### **Notification Sign Requirements**

Planning Department staff may post a notification sign on your property in advance of the public meeting on your behalf. Please keep this sign posted until you have received a notice in the mail indicating that the Secretary Treasurer received no appeals.

It is the applicant's responsibility to ensure that the sign is correctly posted within the statutory timeframes, according to the *Planning Act*. Failure to post a sign in advance of the public meeting in accordance with statutory requirements will impact the timing of the Committee of Adjustment meeting. Applicants are responsible for removing the sign following the appeal period. The signs are recyclable and can be placed in your blue box.

### **Contact Us**

For additional information or assistance in completing this application, please contact a planner at 519-426-5870 ext. 8159 or [coa@norfolkcounty.ca](mailto:coa@norfolkcounty.ca)

**For Office Use Only:**

File Number \_\_\_\_\_  
Related File Number \_\_\_\_\_  
Application Submitted \_\_\_\_\_  
Complete Application \_\_\_\_\_

Application Fee \_\_\_\_\_  
Conservation Authority Fee \_\_\_\_\_  
Well & Septic Info Provided \_\_\_\_\_  
Planner \_\_\_\_\_  
Public Notice Sign \_\_\_\_\_

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**Check the type of planning application(s) you are submitting.**

- ☒ Standard Minor Variance  
☐ Complex Minor Variance (After the fact)  
☐ Routine Minor Variance

**Property Assessment Roll Number:** 33105430500950000000

**A. Applicant Information**

**Name of Owner** GEOFF LIVINGSTON

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 42 ERIE BOULEVARD  
Town and Postal Code PORT ROWAN, ONTARIO N0E 1M0  
Phone Number 519 550 1906  
Cell Number 519 550 1906  
Email LIVINGSTONFARMS1182@GMAIL.COM

**Name of Authorized Applicant** GEOFF LIVINGSTON

Address 42 ERIE BOULEVARD  
Town and Postal Code PORT ROWAN, ONTARIO N0E 1M0  
Phone Number \_\_\_\_\_  
Cell Number 519 550 1906  
Email LIVINGSTONFARMS1182@GMAIL.COM



**Name of Authorized Agent**

GARY J. GERARD OF 4THGSTUDIO INCORPORATED

Address

1835 CEDARPARK DRIVE

Town and Postal Code

LONDON, ONTARIO

Phone Number

Cell Number

519 495 8980

Email

4THGSTUDIO@GMAIL.COM

Please specify to whom all communications should be sent. Unless otherwise directed, all correspondence and notices in respect of this application will be forwarded to the owner and agent noted above.

☐ Owner

☐ Agent

☐ Applicant

Names and addresses of any holder of any mortgagees, charges or other encumbrances on the subject lands:

**B. Location, Legal Description and Property Information**

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

SWAL PLAN 324 LOT 11A LOT & 11B LOT & 11C PLUS R O W

Municipal Civic Address: 42 ERIE BOULEVARD

Land acquisition date (if known):

Present Official Plan Designation(s):

Present Zoning: RR - RESORT RESIDENTIAL

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:

DETACHED COTTAGE AND BOATHOUSE

4. Please describe **all existing and proposed** buildings and structures on the subject lands and whether they are to be retained, demolished or removed.

	Existing	Proposed
Type of Building	EXIST. BOATHOUSE (DEM)	NEW BOATHOUSE
Number of Storey(s)	1	2
Number of Dwelling Units per lot	0	0
Buildings/Structures/ARDU Width (m)	20' [6.0M]	22' [ 6.7M ]
Building/ Structures /ARDU Length (m)	40' [ 11.1M ]	36.5' [ 11.1M ]
Building/ Structures /ARDU Height (m)	3.1M AT RIDGE	22' [ 6.8M ]
Usable Floor Area (sq.m)	74.3 SM [ 800SF ]	104.6 SM [ 1126 SF ]
Lot coverage	10% ASBUILT	10% PROPOSED

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

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6. 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:

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7. If known, the length of time the existing uses have continued on the subject lands:

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8. Existing use of abutting properties:

COTTAGES AND BOATHOUSES

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

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

EXISTING R.O.W. AT LOT 11B ON THE EXIST. PARCEL BWN 11A AND 11C

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### C. Zoning Review (chart must be completed in metric units)

Please fill out the required information for the main and accessory buildings and structures

	Zoning By-law Requirement	Proposed	Deficiency
Lot area (m <sup>2</sup> )	0.4hA 5.8.2.a	0.07hA ( AsBuilt )	-0.33 hA
Lot frontage (m)	15.0m 5.8.2.b.i	13.411m ( AsBuilt )	- 1.59 ( AsBuilt )
Lot depth (m)	Not Applicable	55.9m ( AsBuilt )	----
Front Yard Setback (m)	6.0m 5.8.2.c	3.34m (AsBuilt Cottage	-2.66m (AsBuilt )
Left Side Yard Setback (m)	3.0m 5.8.2.e.ii	No Change	----
Right Side Yard Setback (m)	1.2m 5.8.2.e.ii	No Change	----
Rear Yard Setback (m)	9.0m 5.8.2.f	38.7m	----
Exterior side yard (if applicable) (m)	----	----	----
Height (m)	9.1m MAX 5.8.2.g	3.3m ( AsBuilt )	----
Lot coverage (%)	15% MAX 5.8.2.h	14.7% ( Asbuilt )	----
Buildings/structures separation (m)		16.5m ( AsBuilt )	
Detached Additional Dwelling Unit (ADU) or Accessory Building	<div>i: <del>74.6 SM Max</del></div> <div>ii: <del>5.0m Max.</del></div> <div>iii: <del>-</del></div>	<div>i: 104.6 sm</div> <div>ii: 6.8m</div> <div>iii: 17.9m</div>	<div>i: +48 SM</div> <div>ii: +1.8M</div> <div>iii: N/A</div>
i) Usable floor area (m <sup>2</sup> )			
ii) Height (m)	<div>i. 56.0 sm Max.</div> <div>ii. 5.0m Max.</div> <div>iii. Not Applicable</div>		
iii) Building separation (m)			
Number of parking spaces			

#### **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 (for example: gas station, or petroleum storage):

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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:

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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 Planning Statements issued under subsection 3(1) of the *Planning Act, R.S.O. 1990, c. P. 13*?

☒ Yes ☐ No

If you answered no, please explain:

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2. It is the 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 Planning Statement ?

☒ Yes ☐ No

If no, please explain:

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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:

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Note: If the subject lands are in an area of source water Wellhead Protection Area (WHPA) A, B or C, Issue Contributing Area, Intake Protection zone, please attach relevant information and approved mitigation measures from the Risk Manager Official.

4. Does the property have any significant environmental features on the subject land or within 500 metres:

☒ Yes ☐ No

If yes, indicate: ☐ Significant Woodland ☐ Provincially Significant Wetland ☐ Floodplain ☐ Other \_\_\_\_\_

5. Does the property have any livestock facility or stockyard on the subject land or within 1000 metres:

☐ Yes ☒ No

If yes, the submission of Minimum Distance Separation (MDS) calculations may apply.

## F. Servicing and Access

1. Indicate what services are available or proposed:

Water Supply

☐ Municipal piped water

☐ Communal wells

☒ Individual wells

☐ Other (describe below)

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Sewage Treatment

- ☐ Municipal sewers ☐ Communal system
- ☒ Septic tank and tile bed in good working order ☐ Other (describe below)

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Storm Drainage

- ☐ Storm sewers ☒ Open ditches
- ☐ Other (describe below)

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2. Existing or proposed access to subject lands:

- ☒ Municipal road ☐ Provincial highway
- ☐ Unopened road ☐ Other (describe below)

Name of road/street:

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**G. Other Information**

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.

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## **H. Supporting Material to be submitted by Applicant**

In order for your application to be considered complete, folded hard copies and an electronic version of the site plan drawings, additional plans, studies and reports will be required in addition to a sketch plan in accordance with [Ontario Regulation 200/96](#).

### **i. Sketch in Metric Units**

A sketch showing the following, in metric units:

- a) The boundaries and dimensions of the subject land.
- b) The location, size, dimensions, and type of all existing and proposed buildings and structures on the subject land, indicating the distance of the buildings or structures from the front yard lot line, rear yard lot line and the side yard lot lines.
- c) The approximate location of all natural and artificial features on the subject land and on land that is adjacent to the subject land that, in the opinion of the applicant, may affect the application. Examples include buildings, railways, roads, watercourses, drainage ditches, river or stream banks, wetlands, wooded areas, wells and septic tanks.
- d) The current uses on land that is adjacent to the subject land.
- e) 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.
- f) If access to the subject land is by water only, the location of the parking and docking facilities to be used.
- g) The location and nature of any easement affecting the subject land.
- h) Location and setbacks of septic system and well from all existing and proposed lot lines, and all existing and proposed structures.



## 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 to undertake 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. The owner further acknowledges and agrees that it is their solicitor's responsibility on behalf of the owner to undertake 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 purpose 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 purpose of processing this application.



16 OCT 25

Owner/Applicant/Agent Signature

Date

## J. Owner's Authorization

If the authorized 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 GEOFF LIVINGSTON am/are the registered owner(s) of the lands that is the subject of this application.

I/We authorize GARY J. GERARD of 4thGSTUDIO INC. 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.

Geoff Livingston

Owner

Date

Owner

Date

**\*Note:** If property is owned by an Ontario Ltd. Corporation, Articles of Incorporation are required to be attached to the application.



**K. Declaration**

I, GEOFF LIVINGSTON 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:

\_\_\_\_\_

\_\_\_\_\_

Owner/Applicant/Agent Signature

In \_\_\_\_\_

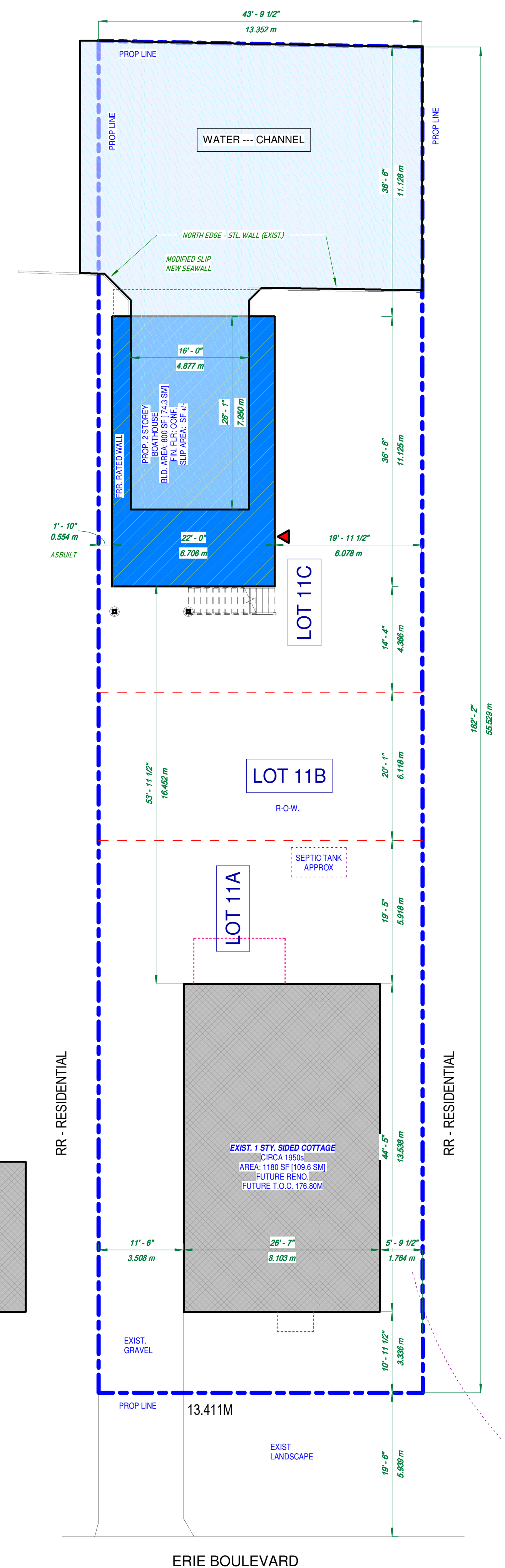
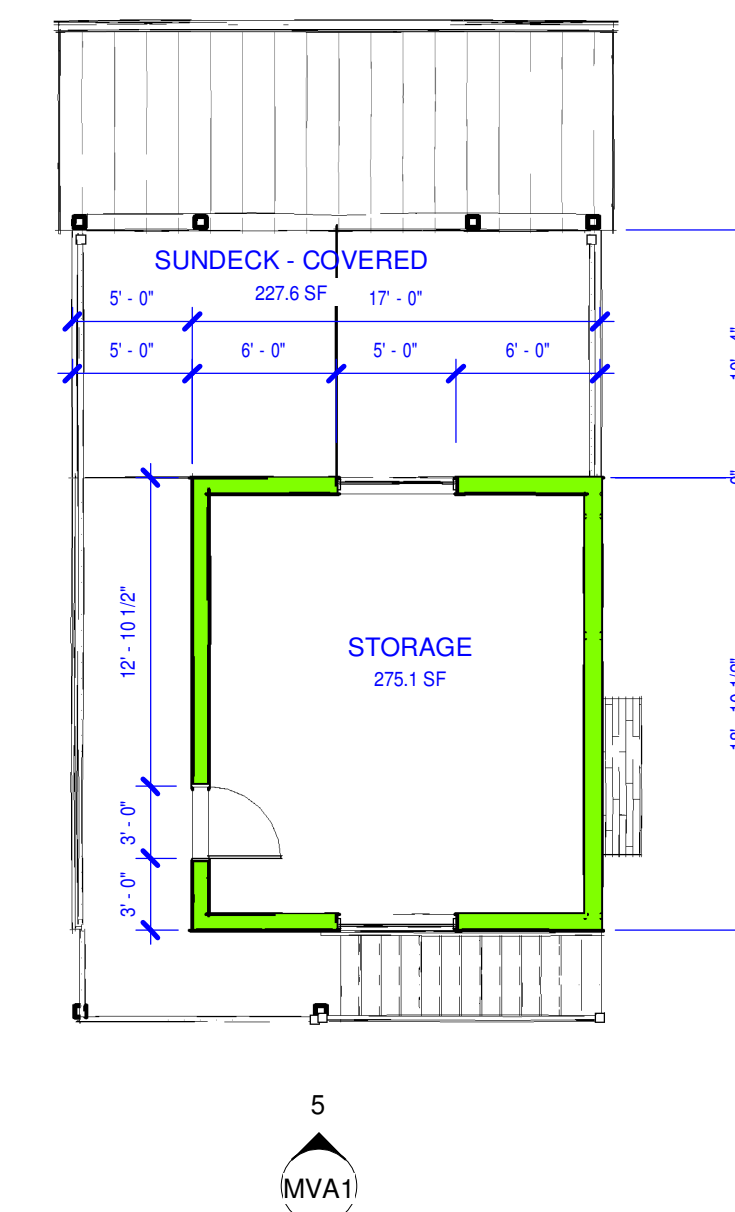
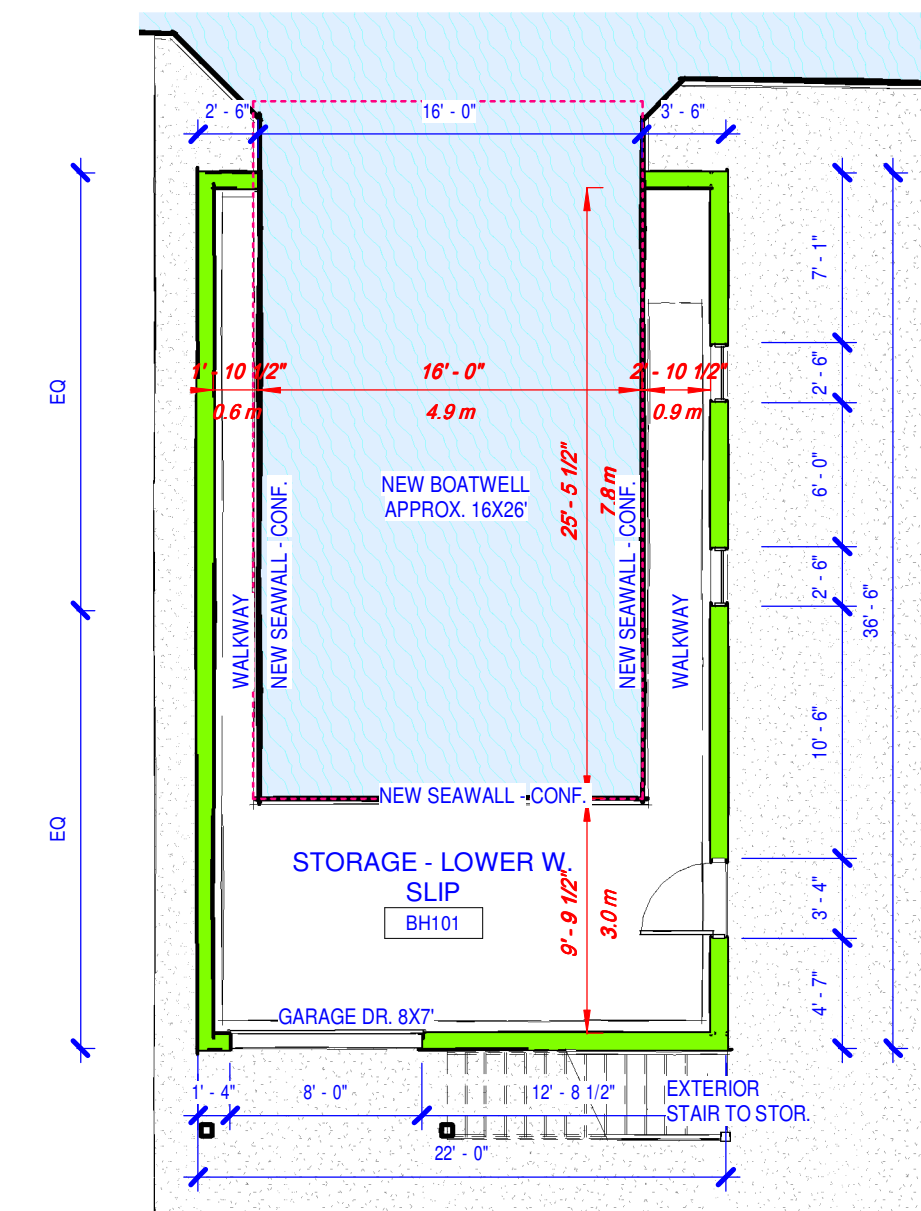
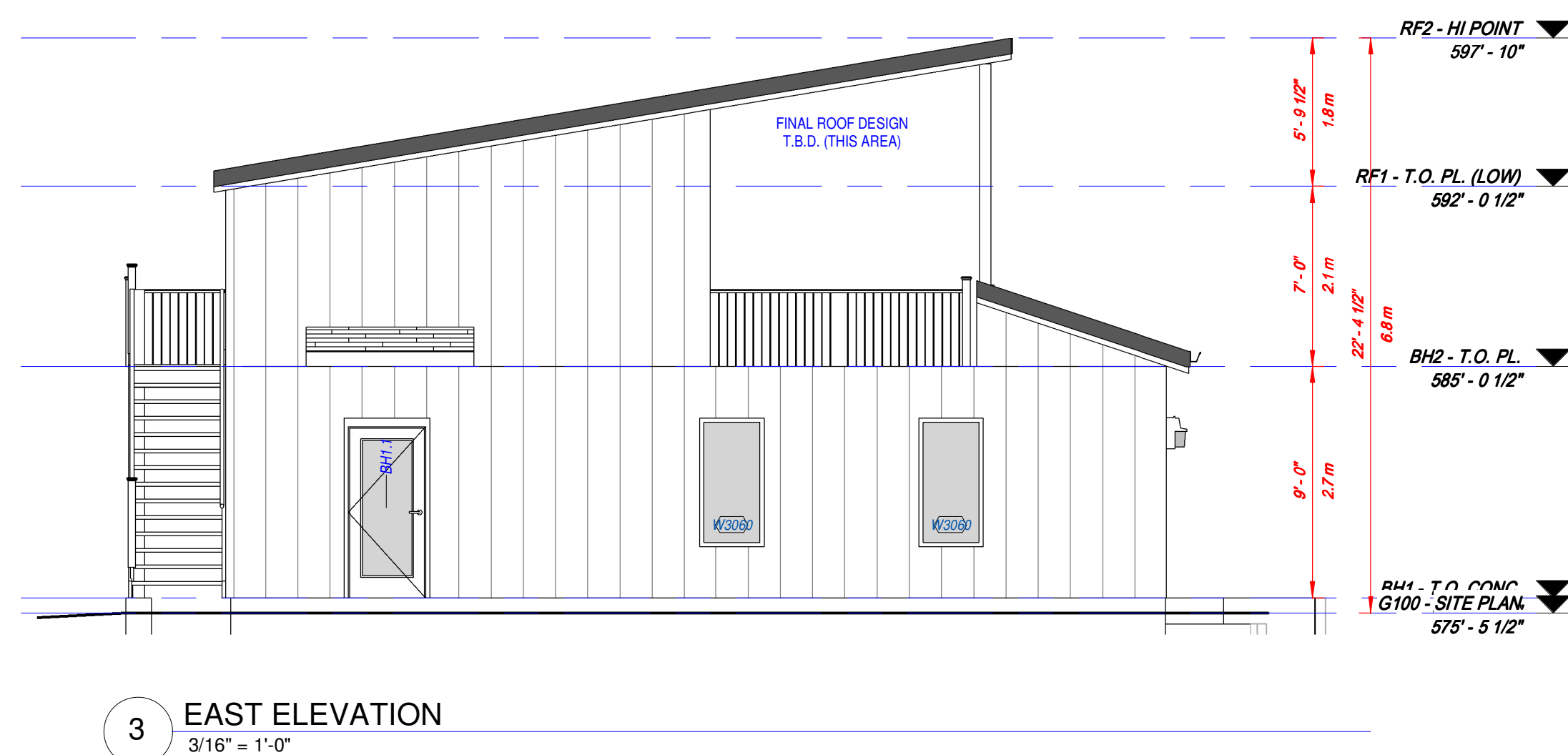
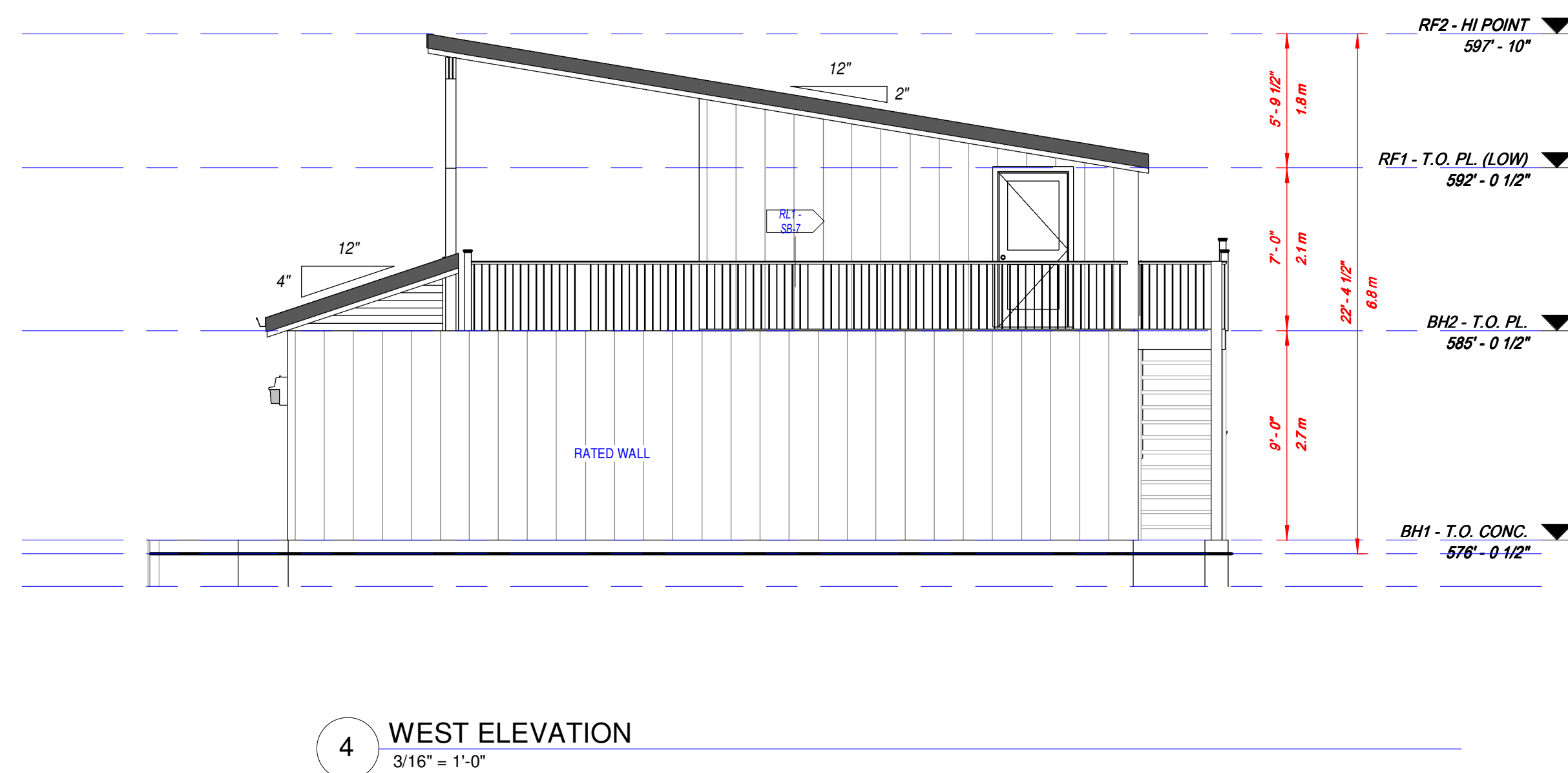
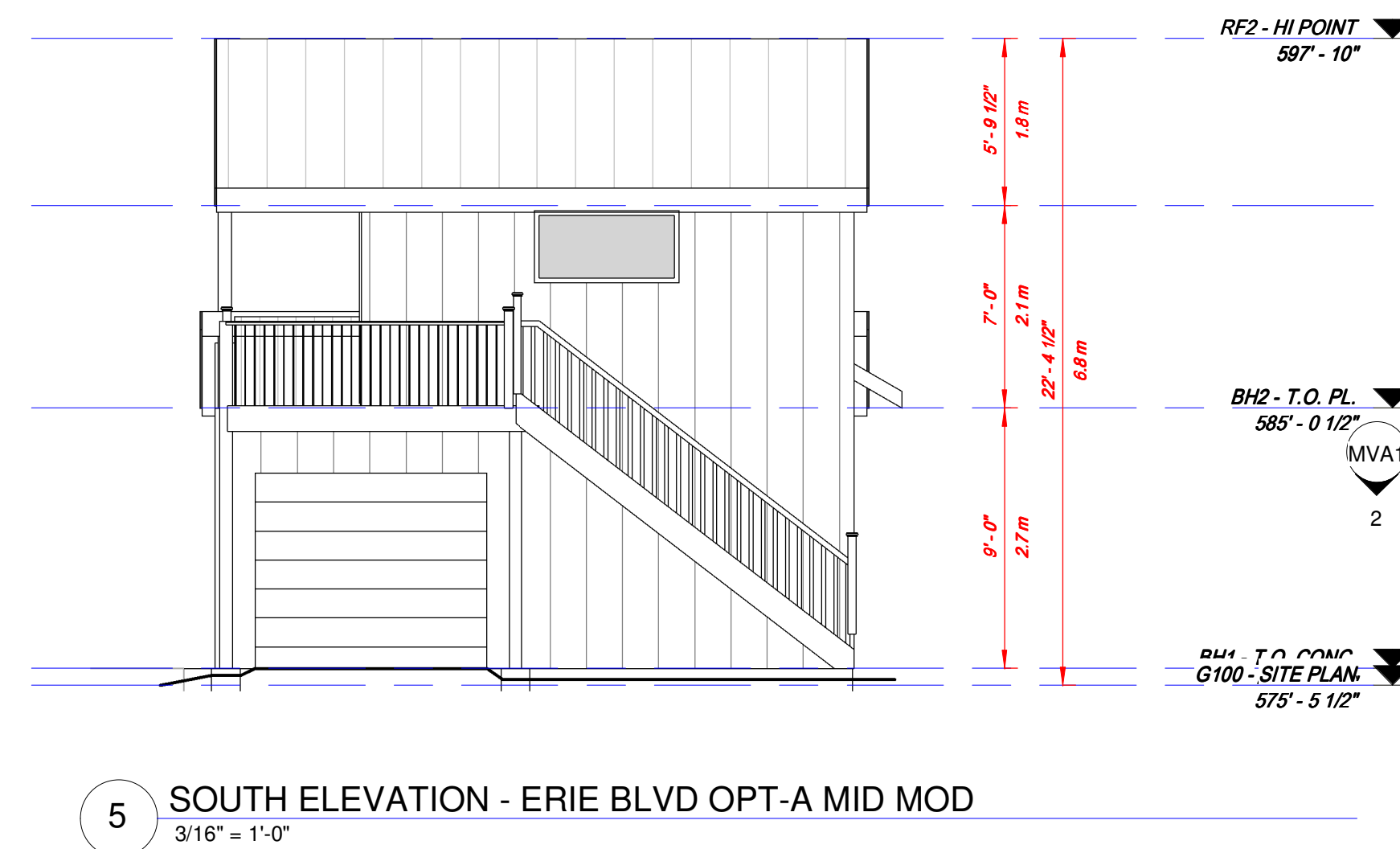
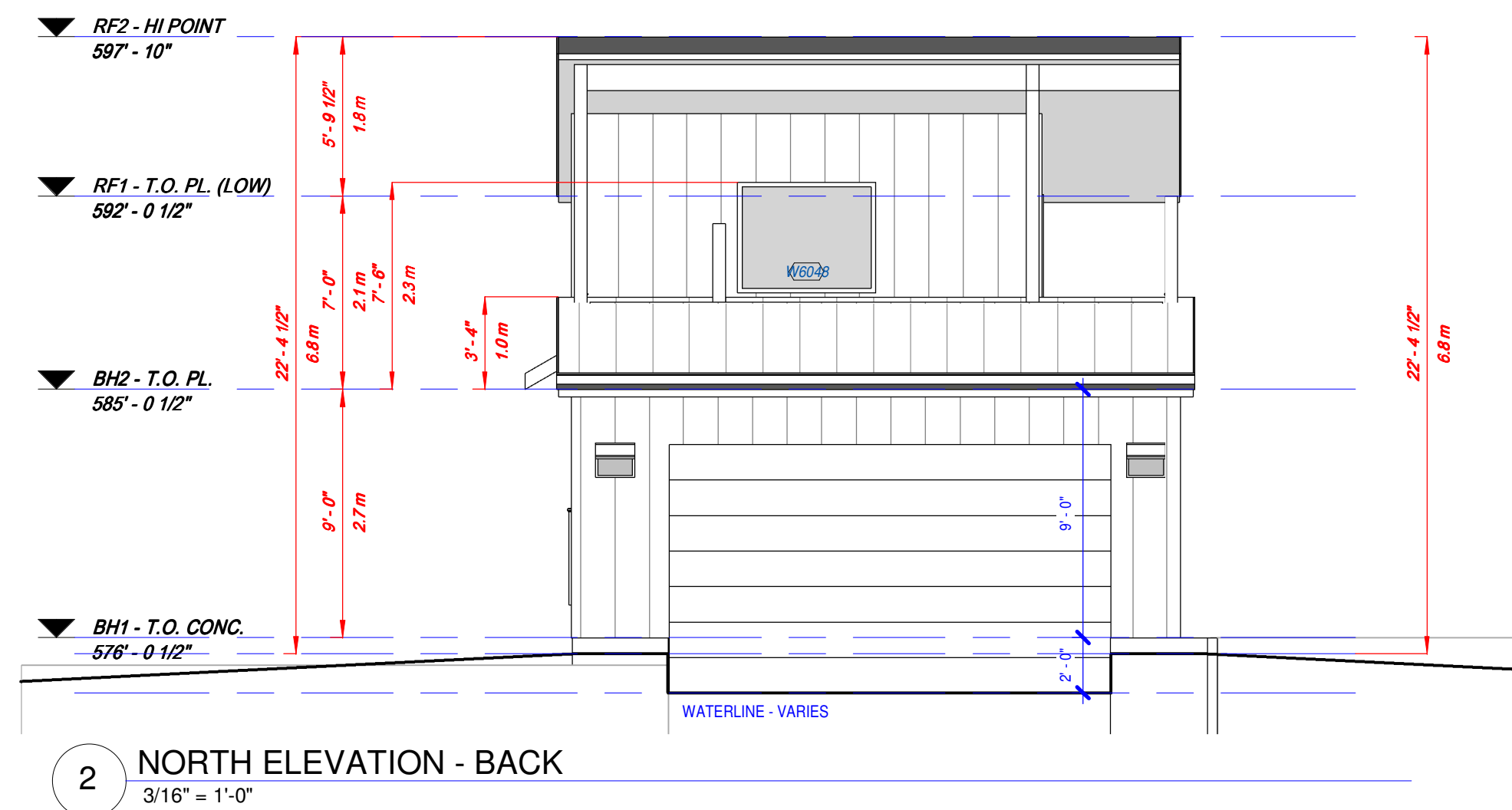
This \_\_\_\_\_ day of \_\_\_\_\_

A.D., 20\_\_\_\_

\_\_\_\_\_

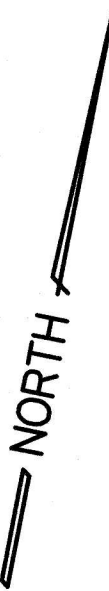
A Commissioner, etc.



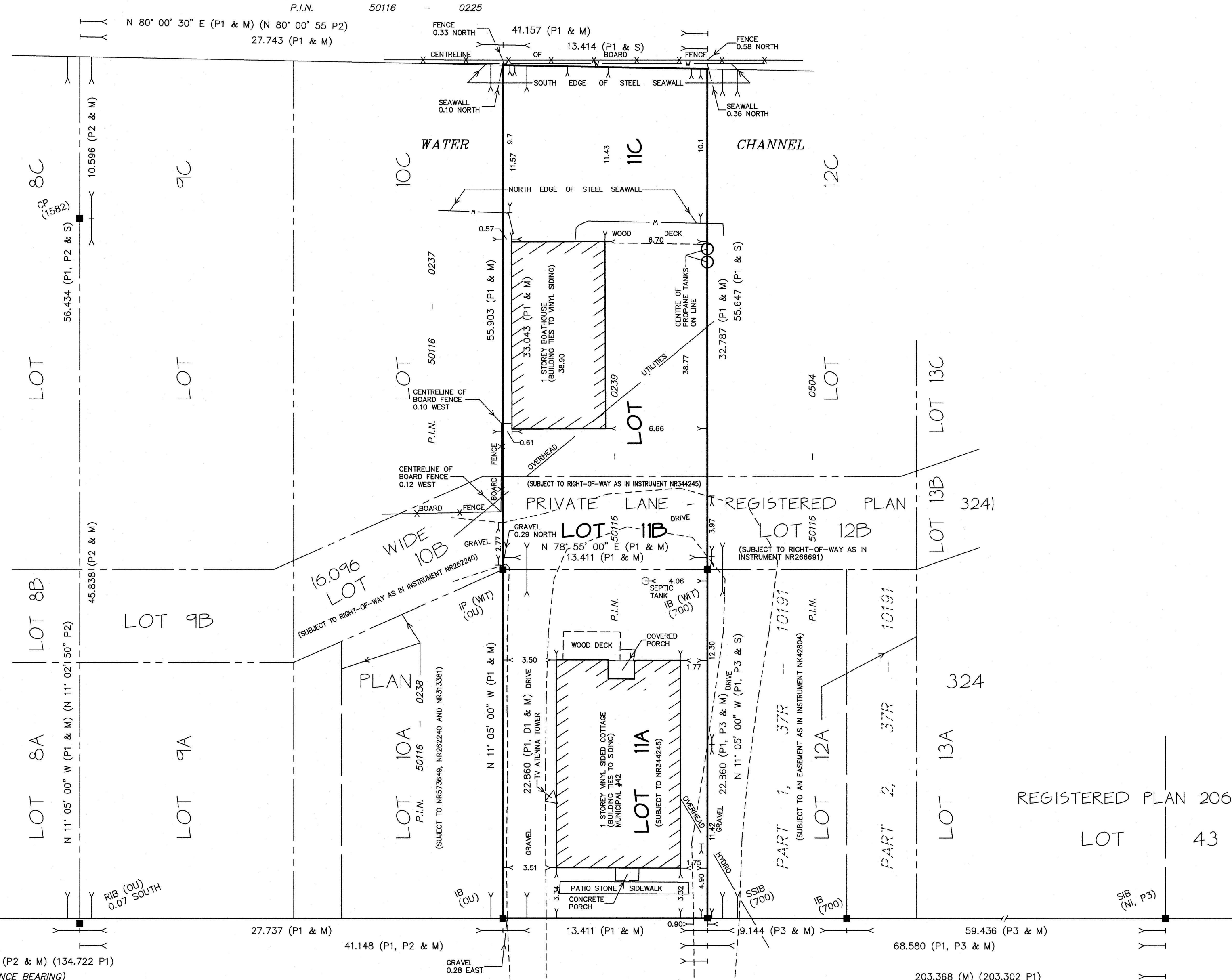


Design By:	4GS	Date:	PROJECT TITLE:  <b>G. LIVINGSTON</b>	Sheet Title:	Sheet No.:	Declaration:	 <p>CONTACT INFO: London, Ontario E: 4thGStudio@gmail.com (C) All Rights Reserved - 2023+ BCIN (FIRM): GARY J. GERARD #104812 [#22831] (Signature)</p>	SEAL:	<b>BOATHOUSE REPLACEMENT</b>  42 ERIE BOULEVARD PORT ROWAN, ONTARIO PLANNING - C OF A
CHK:	GL	16OCT25		PLANS + ELEV'S	MVA1	THESE PLANS ARE DRAWN IN ACCORDANCE TO THE CURRENT EDITION AND AMENDMENTS TO THE ONTARIO BUILDING CODE. 4GS DOES NOT ASSUME LIABILITY FOR ANY ERRORS OR OMISSIONS UNLESS ADVISED IN WRITING PRIOR TO THE COMMENCEMENT OF CONSTRUCTION. DRAWINGS ARE NOT TO BE SCALED.			
Scale:	As indicated								





LOT 43, REGISTERED PLAN 206



**SURVEYOR'S REAL PROPERTY REPORT**  
(PART 1) PLAN OF SURVEY OF  
**LOTS 11A, 11B AND 11C**  
**REGISTERED PLAN 324 (LONG POINT)**  
**NORFOLK COUNTY**

SCALE 1: 200  
METRIC  
DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048

KIM HUSTED SURVEYING LTD.

(PART 2)

**REPORT SUMMARY** (TO BE READ IN CONJUNCTION WITH PLAN OF SURVEY)  
REGISTERED EASEMENTS AND/OR RIGHTS-OF-WAY: SUBJECT TO A RIGHT-OF-WAY AND RIGHTS AS IN INSTRUMENT NR344245, TOGETHER WITH NR344245, NK52724, NK42804 AND NK52725  
COMPLIANCE WITH MUNICIPAL OFFICIAL PLANS AND ZONING BY-LAWS: NOT CERTIFIED BY THIS REPORT  
ADDITIONAL REMARKS: PROPERTY DESCRIPTION: LOT 1, REGISTERED PLAN 11M-1 CITY OF ST. THOMAS, COUNTY OF ELGIN, MUNICIPAL # ALL OF P.I.N.  
AREA OF LOTS 11A, 11B & 11C = 748.0 SQ. METRES  
AREA OF LOT 11A, 11B & 11C COVERED BY COTTAGE = 117.7 SQ. METRES  
LOT COVERAGE = 15.7%  
AREA OF LOT 11A, 11B & 11C COVERED BY BOATHOUSE = 75.2 SQ. METRES  
LOT COVERAGE = 10.1%

THIS SURVEYOR'S REAL PROPERTY REPORT HAS BEEN PREPARED FOR GEOFF LIVINGSTON AND THE UNDERSIGNED ACCEPTS NO RESPONSIBILITY FOR USE BY OTHERS

THIS REPORT CAN BE UPDATED BY KIM HUSTED SURVEYING LTD. HOWEVER NO ADDITIONAL PRINTS OF THIS ORIGINAL REPORT WILL BE ISSUED SUBSEQUENT TO THE DATE OF CERTIFICATION

**SURVEYOR'S CERTIFICATE**

I CERTIFY THAT

- (1) - THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT, THE SURVEYORS ACT AND THE REGULATIONS MADE UNDER THEM
- (2) - THIS SURVEY WAS COMPLETED ON THE 25th DAY OF MARCH, 2025.

MARCH 26, 2025  
DATE

*Janie Doherty*  
JAMIE G. DOCKX  
ONTARIO LAND SURVEYOR

**NOTES**

- (1) - BEARINGS ARE ASTRONOMIC AND ARE REFERRED TO THE NORTHERLY LIMIT OF ERIE BOULEVARD HAVING A BEARING OF N 78° 55' 00" E AS SHOWN ON REGISTERED PLAN 324
- (2) - TO CONVERT (P2) BEARINGS TO BEARINGS SHOWN ON THIS PLAN
  - ADD 00° 19' 55" TO THE NORTHEAST BEARINGS
  - SUBTRACT 00° 19' 55" FROM THE NORTHWEST BEARINGS

**LEGEND**

■	DENOTES	SURVEY MONUMENT FOUND
□	DENOTES	SURVEY MONUMENT SET
SB	DENOTES	STANDARD IRON BAR
SSB	DENOTES	SHORT STANDARD IRON BAR
IB	DENOTES	IRON BAR
RB	DENOTES	ROUND IRON BAR
CP	DENOTES	CONCRETE PIN
IP	DENOTES	IRON PIPE
(WIT)	DENOTES	WITNESS
(700)	DENOTES	JEWITT & DIXON LTD.
(1582)	DENOTES	KIM HUSTED SURVEYING LTD.
(OU)	DENOTES	ORIGIN UNKNOWN
(ND)	DENOTES	NO IDENTIFICATION
(P1)	DENOTES	REGISTERED PLAN 324
(P2)	DENOTES	PLAN OF SURVEY BY KIM HUSTED SURVEYING LTD.
(P3)	DENOTES	DEPOSITED PLAN 37R-10191
(D1)	DENOTES	INSTRUMENT NR573649, P.I.N. 50116-0238
(M)	DENOTES	MEASURED
(S)	DENOTES	SET
(P.I.N.)	DENOTES	PROPERTY IDENTIFICATION NUMBER

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ASSOCIATION OF ONTARIO  
LAND SURVEYORS  
PLAN SUBMISSION FORM  
V - 9 8 9 0 4

THIS PLAN IS NOT VALID  
UNLESS IT IS AN EMBOSSED  
ORIGINAL COPY  
ISSUED BY THE SURVEYOR  
In accordance with Regulation 3025, Section 29(3)

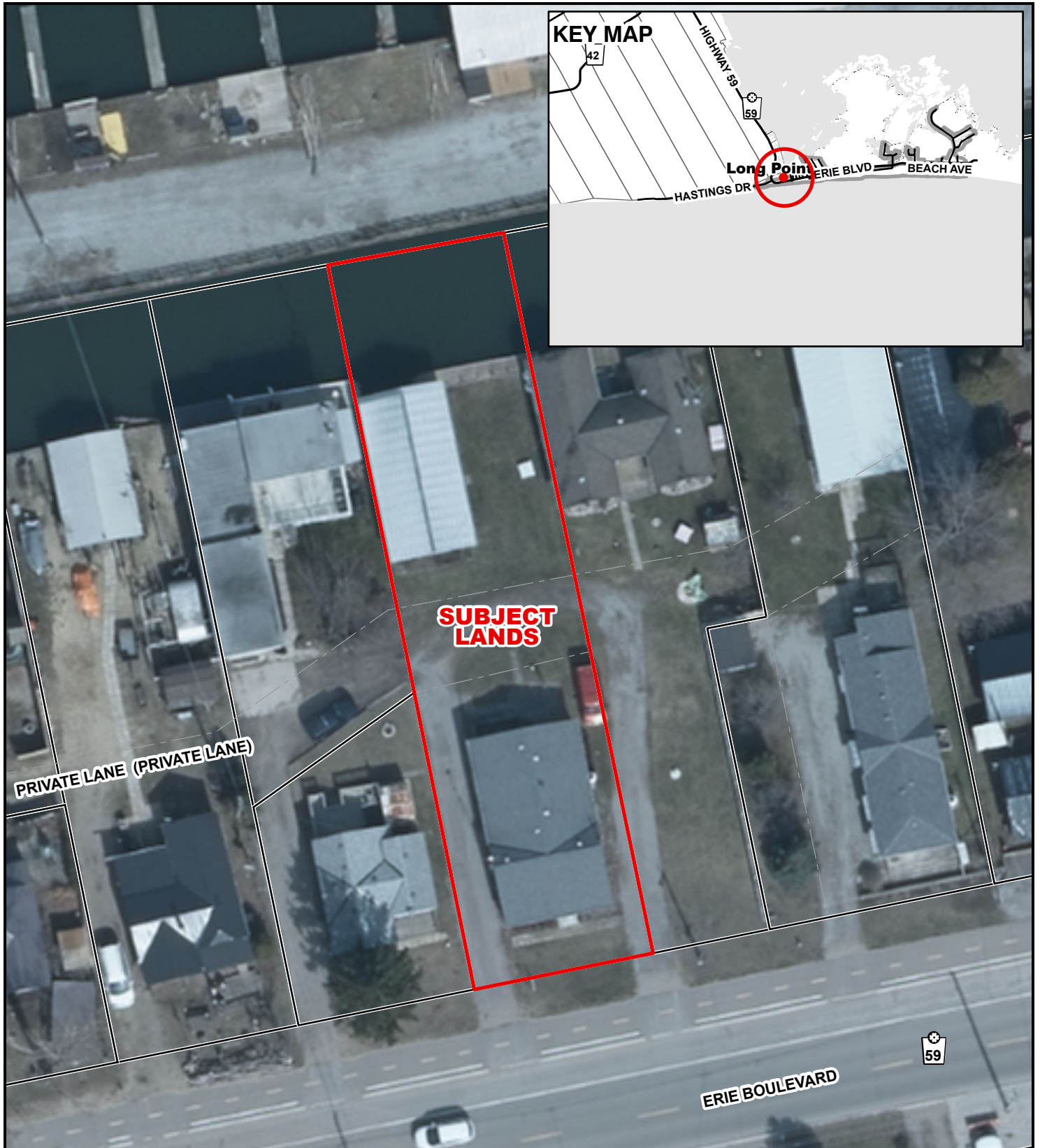
**KIM HUSTED**  
SURVEYING LTD. GIS  
A wholly owned subsidiary of J.D. Barnes Limited

30 Harvey St., Tillsonburg, ON N4G 3J8  
T: (519) 842-3638 F: (519) 842-3639 www.jdbarnes.com


DRAWN BY:	WLP	CHECKED BY:	JGD	REFERENCE NO.:	25-53-528-00
DATED:				03/10/25	

**MAP A**  
**CONTEXT MAP**  
Geographic Township of SOUTH WALSINGHAM

ANPL2025335

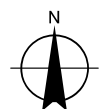


**Legend**

 Subject Lands

2020 Air Photo

12/10/2025



3 1.5 0 3 6 9 12 Meters

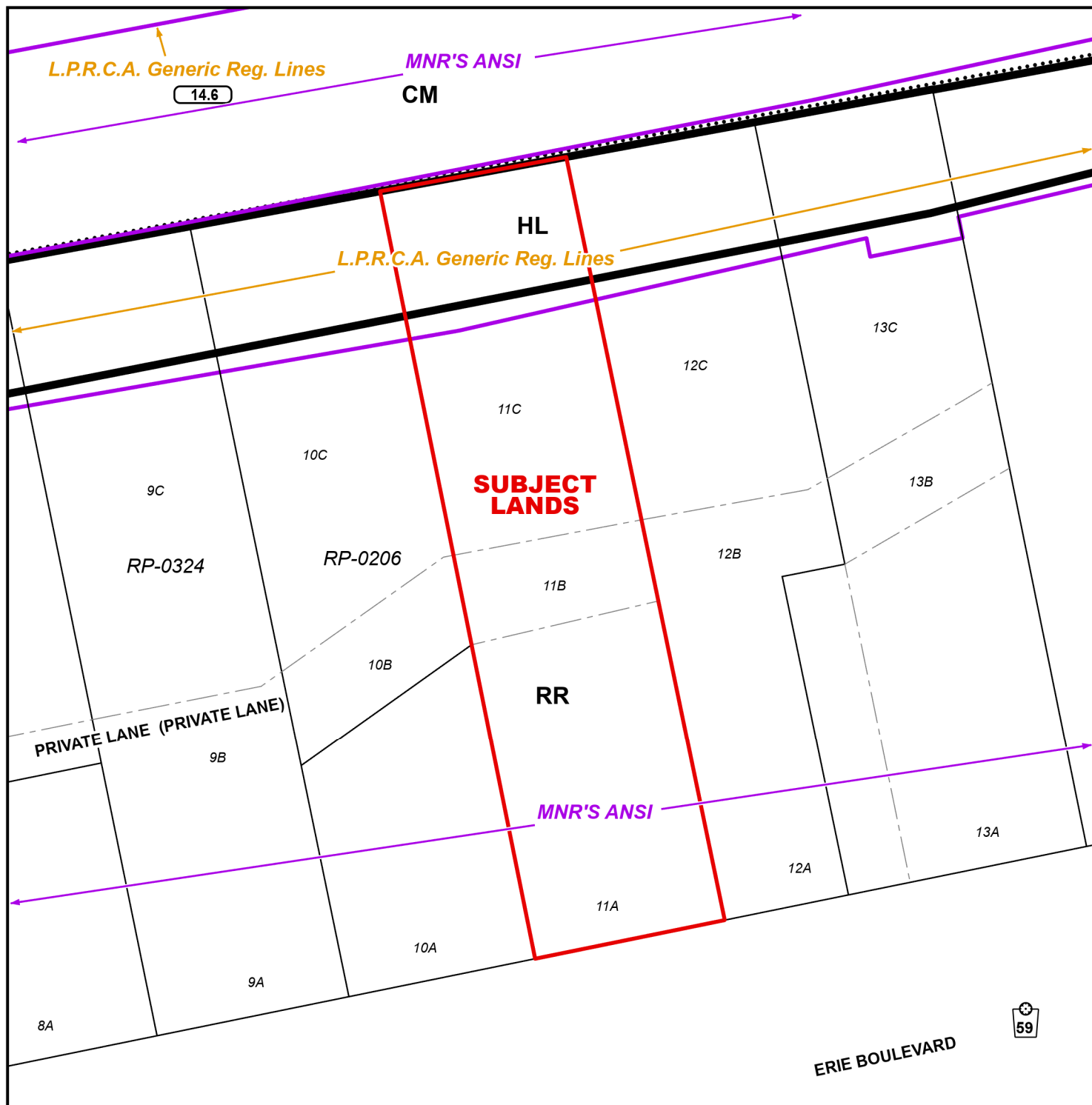


# MAP B

## ZONING BY-LAW MAP

Geographic Township of SOUTH WALSINGHAM

ANPL2025335



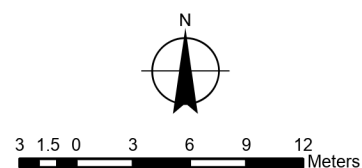
### LEGEND

- Subject Lands
- MNR ANSI
- LPRCA Generic RegLines

### ZONING BY-LAW 1-Z-2014

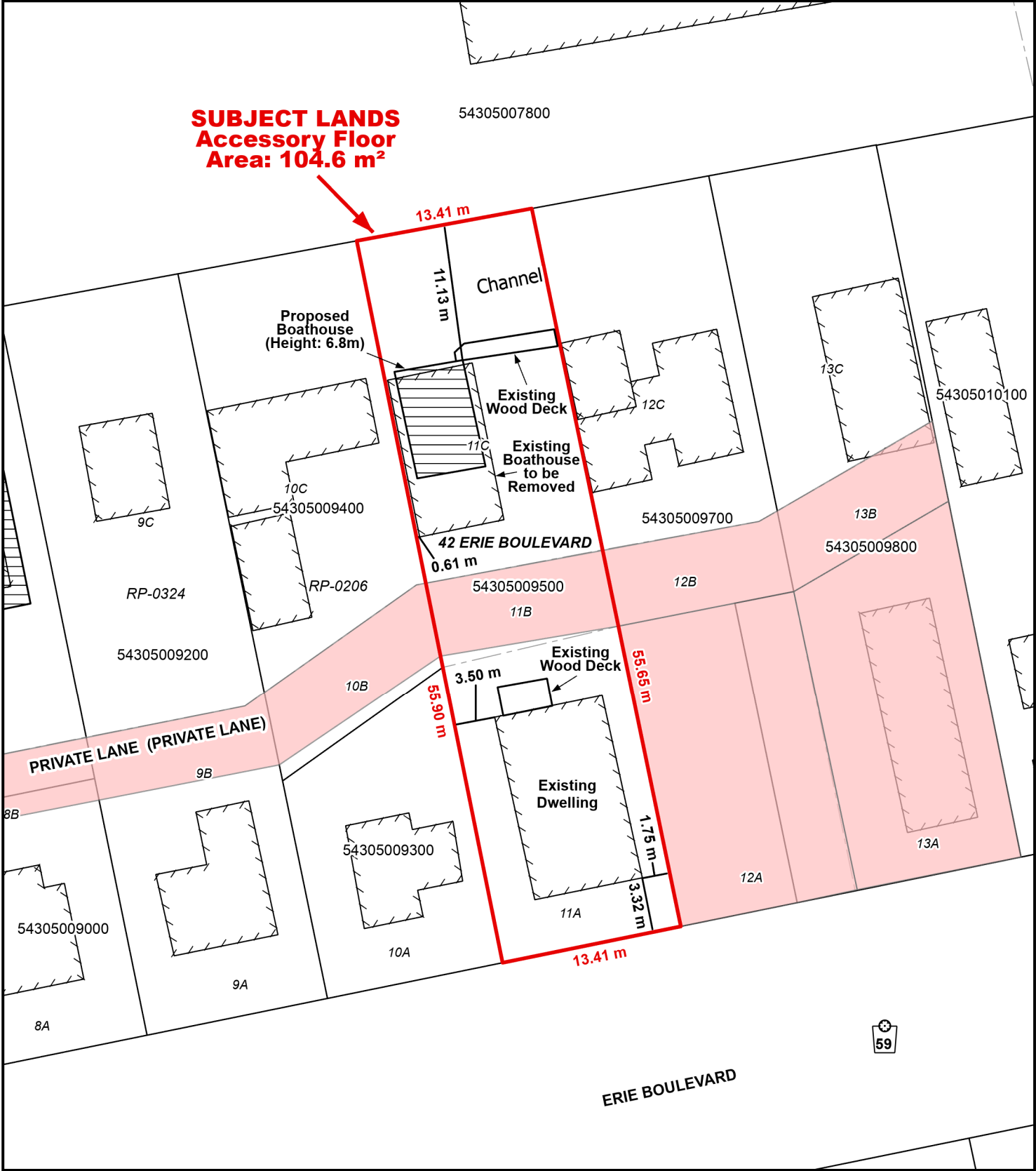
11/17/2025

- (H) - Holding
- CM - Marine Commercial Zone
- HL - Hazard Land Zone
- RR - Resort Residential Zone





CONCEPTUAL PLAN  
Geographic Township of SOUTH WALSINGHAM



Legend

- Subject Lands
- Easements

11/17/2025

