



THE CORPORATION OF NORFOLK COUNTY  
COMMITTEE OF ADJUSTMENT

## COMMENT REQUEST FORM

# FILE NO: BNPL2012071

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  
 Halldimand Norfolk

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 2nd, 2012

**APPLICANT:**

BRANT STAR DEVELOPMENTS LIMITE, 18 OAKLEY RD BRANTFORD, ON N3T 5K1

**AGENT:**

G DOUGLAS VALLEE LIMITED - MICHAEL HIGGINS, 2 TALBOT STREET NORTH SIMCOE, ON N3Y 3W4

**LOCATION:** PLAN 37M53 LOT 11 (33 & 35 Millcroft Drive)

**ASSESSMENT ROLL NO.:** 3310402010047610000

**PROPOSAL:**

An application has been received to sever a parcel having a frontage of 8.68 m (28.4 ft.) 35 m (114 ft.) and having an area of 303.5 sq.m. (3266.9 sq.ft.) and retain a parcel having an area of 303.5 sq.m. (3266.9 sq.ft) as the severance through a semi-detached dwelling where both sides would be separately owned.

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**PLEASE REPLY BY EMAIL DIRECTLY TO:**

**MARY ELDER, MCIP, RPP**

PO Box 128, 22 Albert Street, Langton ON N0E 1G0

(519) 875-4485 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 7, 2012**

**CONSENT / SEVERANCE****Office Use:**

File Number: BN-PL 2012 071  
Related File: N/A  
Fees Submitted: Apr 12, 2012  
Application Submitted: 11  
Sign Issued: \_\_\_\_\_  
Complete Application: Apr 12, 2012

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:** 3310-402-010-04761

<input checked="" type="checkbox"/> Creation of a new lot	<input 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> Brantstar Dev Limited Phone # 519-758-4570  
Address 18 Oakley Road Fax # 519-752-5728  
Town / Postal Code Brantford ON N3T 5K1 E-mail brantstar@rogers.com

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

**AGENT INFORMATION**

Name of Agent % Michael Higgins Phone # 519-426-6220  
Address 6 Douglas Valley Limited Fax # 519-426-6277  
Town / Postal Code 2 Talbot Street North E-mail michaelhiggins@dgvalley.ca

**OWNER(S) INFORMATION** Please indicate name(s) exactly as shown on the Transfer/Deed of Land

Name of Owners<sup>2</sup> 466353 Ontario Limited Phone # 905-521-1144  
Address 21 King Street West Suite 920 Fax # 905-528-6328  
Town / Postal Code Hamilton ON L8P 4W7 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:

NOT KNOWN

## CONSENT / SEVERANCE

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

Geographic Township	<u>WOODHOUSE</u>	Urban Area or Hamlet	<u>SIMCOE</u>
Concession Number	<u>IN THE GORE</u>	Lot Number(s)	<u>Lot 11</u>
Registered Plan Number	<u>3714 - 53</u>	Lot(s) or Block Number(s)	<u>Lot 11</u>
Reference Plan Number		Part Number(s)	
Frontage (metres/feet)	<u>17.36m (56.9ft)</u>	Depth (metres/feet)	<u>3.5m (114ft)</u>
Width (metres/feet)	<u>17.36m (56.9ft)</u>	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	<u>607sqm (6540.36sqft)</u>
Municipal Civic Address	<u>#33 + 35 MILLCROFT DRIVE</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:

STORM WATER EASEMENT IN FAVOR OF NORFOLK COUNTY

### 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):

PROPOSE TO SIEVER A SEMI-DETACHED DWELLING (LOT 11)

AND THE STORMWATER EASEMENT

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

NOT KNOWN.

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

N/A

## 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)	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		

## CONSENT / SEVERANCE

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

Frontage (metres/feet)	8.68m (28.4ft)	Depth (metres/feet)	35m (114ft)
Width (metres/feet)	8.68m (28.4ft)	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	303.5 sq.m (3266.9 sqft)
		PROPOSED FINAL LOT SIZE (if boundary adjustment)	<hr/>

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:

FT YD 6m. IN SD YD LFT SIDE 1.2 SD YD R.S. 0 FT YD 12.4m / STOKEY

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:

SAME AS EXISTING

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

Frontage (metres/feet)	8.68m (28.4ft)	Depth (metres/feet)	35m (114ft)
Width (metres/feet)	8.68m (28.4ft)	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	303.5 sq.m (3266.9 sqft)

Existing use: RESIDENTIAL

Proposed use: RESIDENTIAL

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:

FT YD 6m IN SD YD LFT SIDE 0 FT YD R.SIDE 1.2m FT YD 12.4m / STOKEY

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

SAME AS EXISTING.

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

Frontage (metres/feet)	Nil	Depth (metres/feet)	4m
Width (metres/feet)	8.68m	Lot area (m <sup>2</sup> / ft <sup>2</sup> )	12.65 sq.m.
Proposed use:	<u>STORM SEWER</u>		

## CONSENT / SEVERANCE

### D. PROPERTY INFORMATION

Present official plan designation(s): URBAN RESIDENTIAL

Present zoning: URBAN RESIDENTIAL TYPE 2 ZONE R2.

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 BNPL 2010147 BNPL 2010173 BNPL 2011032 BNPL 2011120 BNPL 2011119 BNPL 2011141 BNPL 2011186 BNPL 2011255 ANDL 2012014

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

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: SEMI-DETACHED lots APPROVED

Number of separate parcels that have been created: 16

Date(s) these parcels were created: 2010 2011

Name of the transferee for each parcel: NOT KNOWN

Uses of the severed lands: SEMI-DETACHED DWELLINGS.

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: 2012.

Date of purchase of subject lands: 2011

### 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:

OWNER.

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: ZN-074/2009 AND SEVERANCE AND MVAAPP'S

Land it affects: SUBJECT LANDS

Purpose: TO PERMIT SEMI-DETACHED DWELLINGS

Status/decision: APPROVED

Effect on the requested amendment: NONE

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 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 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

#### WATER SUPPLY

Municipal piped water

#### SEVERED

#### RETAINED

Communal Wells

Individual Wells

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

## CONSENT / SEVERANCE

### SEWAGE TREATMENT

Municipal Sewers

### SEVERED

### RETAINED

Communal System

Septic tank and tile bed

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

### STORM DRAINAGE

### SEVERED

### RETAINED

Storm Sewers

Open ditches

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

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

Name of road/street: \_\_\_\_\_

*MILLCROFT DRIVE*

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: \_\_\_\_\_

*MILLCROFT DRIVE*

## I. OTHER INFORMATION

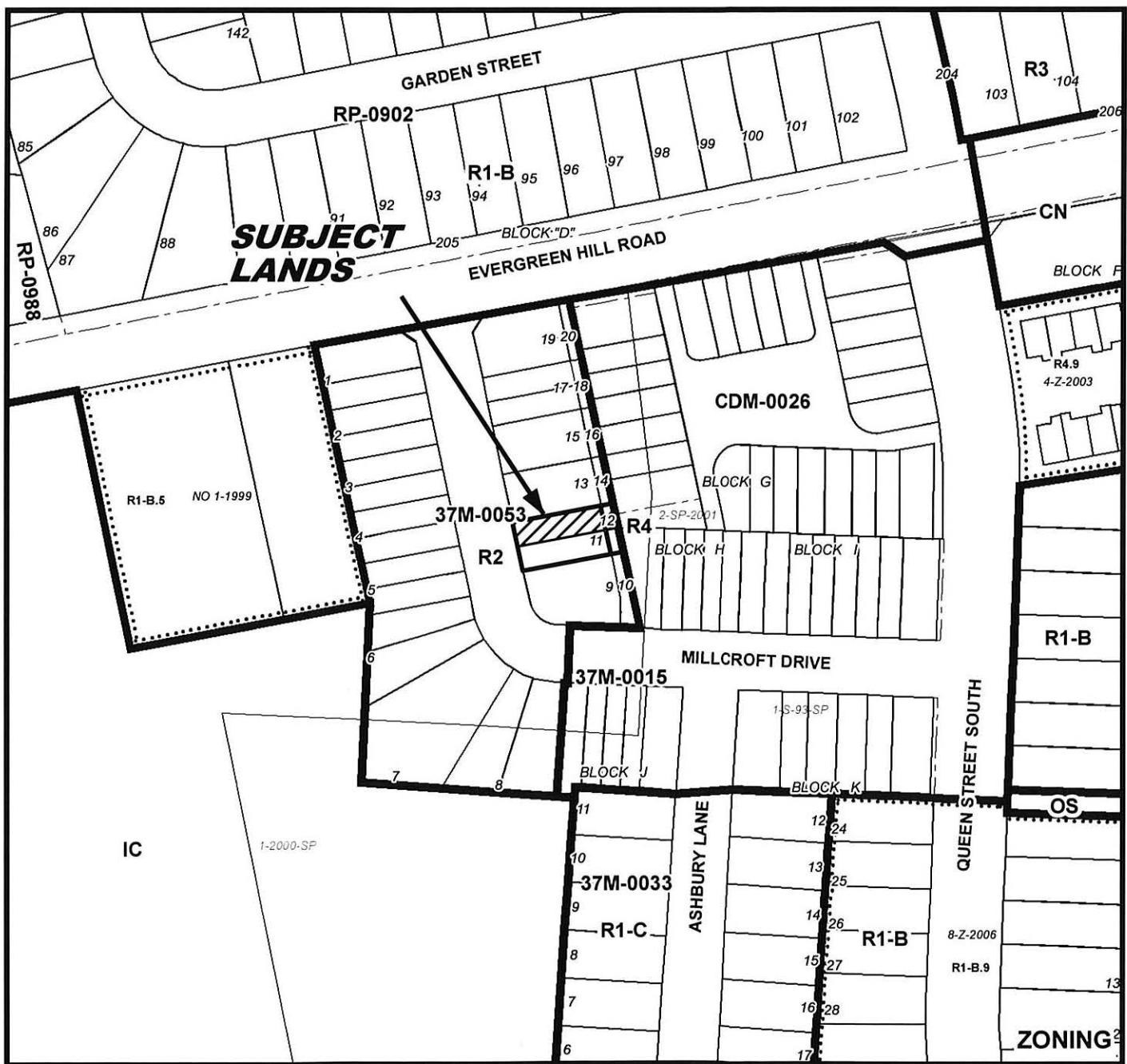
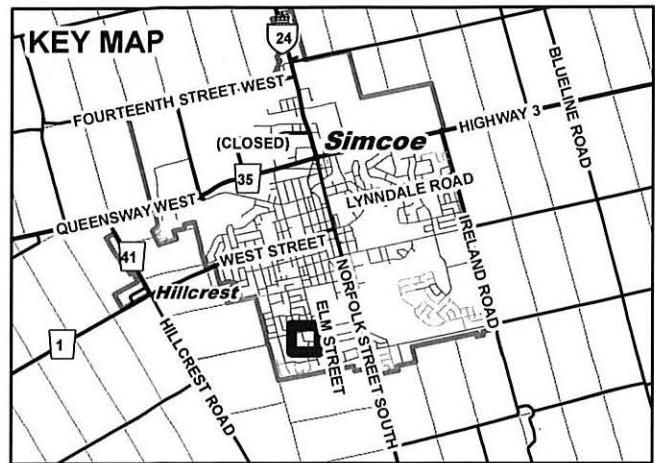
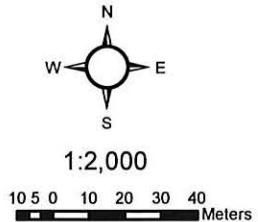
Is there a time limit that affects the processing of this development application?  Yes  No  
If yes, describe: \_\_\_\_\_

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.

\_\_\_\_\_

\_\_\_\_\_

**MAP 1**  
**File Number: BNPL2012071**



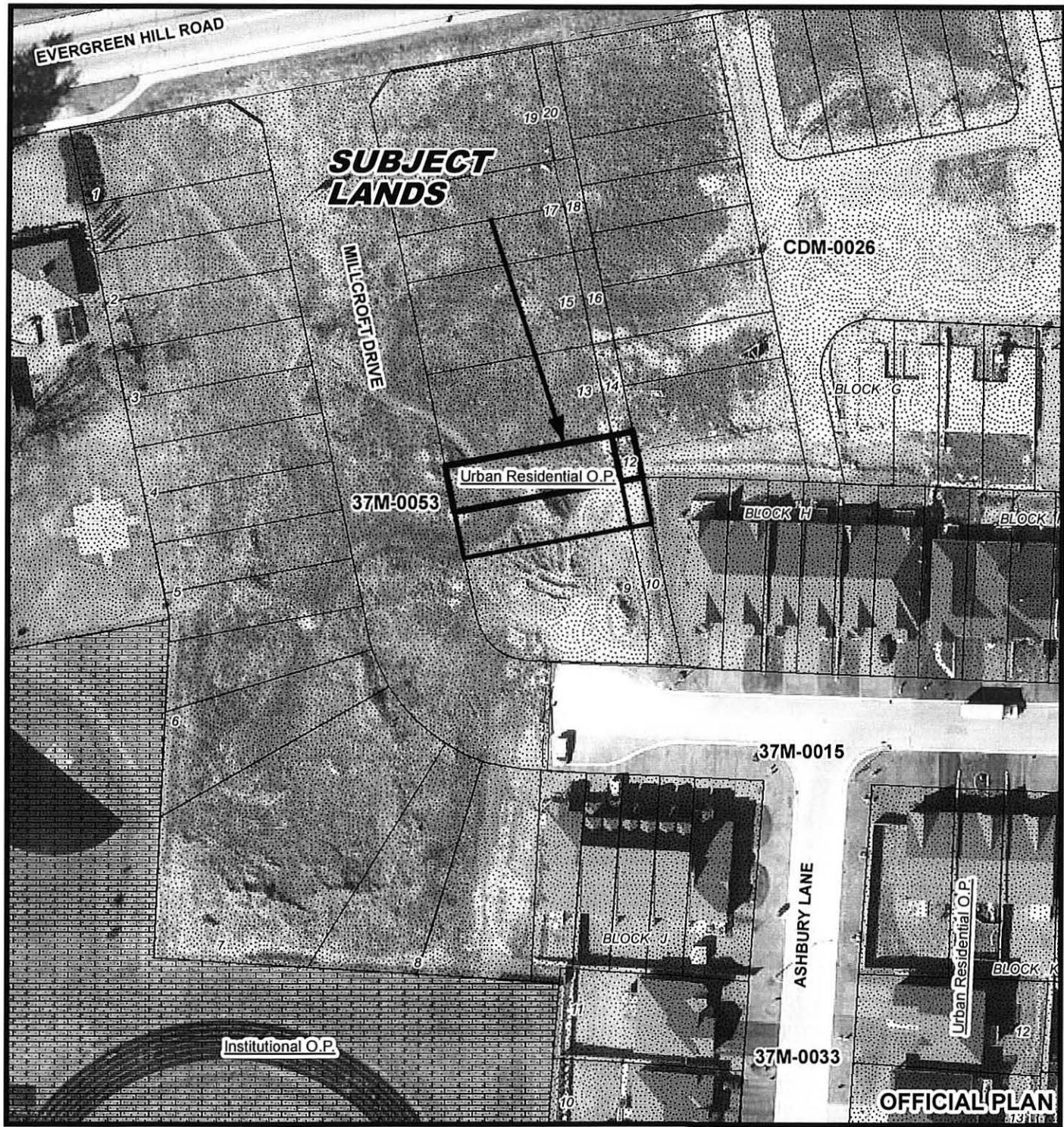
## MAP 2

File Number: BNPL2012071

Geographic Township of WOODHOUSE



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### MAP 3

File Number: BNPL2012071

Geographic Township of WOODHOUSE

