

File Number ZNPL2010291  
 Related File Number \_\_\_\_\_  
 Pre-consultation Meeting On Oct 4/16  
 Application Submitted On Oct 4/16  
 Complete Application On Oct 4/16

Application Fee \$1758  
 Conservation Authority Fee NTA  
 OSSD Form Provided NTA  
 Sign Issued \_\_\_\_\_

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- 491005250000**

Check whether this development application is for approval of:

- Zoning by-law amendment  
 Lifting holding by-law  
 Temporary use extension

#### A. APPLICANT INFORMATION

Name of Applicant <sup>1</sup> Dierick Farms Ltd. Phone # 519-429-4608  
 Address 2021 Brantford Road, RR #3 Fax # \_\_\_\_\_  
 Town / Postal Code Vanessa, ON NOE 1VO E-mail \_\_\_\_\_

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

Name of Agent Civic Planning Solutions Inc. Phone # 519-582-1174  
 Address 599 Larch St. Fax # \_\_\_\_\_  
 Town / Postal Code Delhi, ON N4B 3A7 E-mail \_\_\_\_\_

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

no mortgages

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

Geographic Township	<b>Windham</b>	Urban Area or Hamlet	<b>Vanessa</b>
Concession Number	<b>3</b>	Lot Number(s)	<b>Part Lot 6</b>
Registered Plan Number		Lot(s) or Block Number(s)	
Reference Plan Number		Part Number(s)	
Frontage (metres/feet)	<b>Farm 267.2m</b>	Depth (metres/feet)	<b>Farm 599m</b>
Width (metres/feet)	<b>Lot-76.21m</b>	Lot area (m <sup>2</sup> / ft <sup>2</sup> or hectares/acres)	<b>lot-55.64m &amp; 48.07m</b>
Municipal Civic Address	<b>2021 Brantford Road</b>		

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

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

Yes       No

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

~~gas and hydro easements proposed as part of severance~~

Does the requested amendment implement an alteration to all or any part of the boundary of an area of settlement in the municipality or implement a new area of settlement in the municipality?

Yes       No

If yes, please describe its effect including details of the official plan or official plan amendment that deals with the matter:

Does the requested amendment remove the subject land from an area of employment?

Yes       No

If yes, please describe its effect including details of the official plan or official plan amendment that deals with the matter:

### C. PURPOSE OF DEVELOPMENT APPLICATION

Please explain what you propose to do on the subject lands/premises which makes this development application necessary and include the nature and extent of the amendment requested (if additional space is required, please attach a separate sheet):

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1. Rezone lot to be severed from A Zone RH Zone

2. Relief from Section 12.1.2(g) which requires  
a min. separation of 30m between processing  
building and a dwelling on a separate lot.

Closest barn is 26.59m from dwelling -4.41m relief

Please explain why the zoning by-law amendment is being requested (if additional space is required, please attach a separate sheet):

Proposing to sever dwelling located within a hamlet.

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Present zoning:

A Zone

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Proposed zoning:

RH Zone

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Present official plan designation:

Hamlet and Agricultural

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Explain how the application for zoning by-law amendment conforms to the official plan:

Location of lot to be severed is located within the Hamlet

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Are the subject lands within an area where zoning with conditions apply?

Yes       No

If yes, please describe how the application conforms to the official plan policies relating to zoning with conditions:

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Approximate area of lands affected by the proposed amendment:

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Proposed lot 0.39ha or .97ac

### D. PROPERTY INFORMATION

Present use of the subject lands: Agricultural

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ZONING BY-LAW AMENDMENT

Proposed use of the subject lands:

Residential lot

Present use of adjacent properties:

Agricultural and Residential

Is there a site specific zone on the subject lands?

no

Are there any existing buildings or structures on the subject lands?

Yes  No

If yes, please describe the type of building or structure and 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:

Lot to be severed:

Dwelling: Front Setback- 16.76m; Side Yards-12.64m, 28.89m

Rear Yard-14.42m (1 story brick, 6.6m tall, 546m<sup>2</sup>)

Retained Lands See attached survey

Are there any buildings or structures proposed to be built on the subject lands?

Yes  No

If yes, please describe the type of building or structure and 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:

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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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The date the subject lands was acquired by the current owner:  
1950s

If known, the date existing buildings or structures were constructed on the subject lands:

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

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**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:

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Has the grading of the subject lands been changed through excavation or the addition of earth or other material?

Yes       No       Unknown

Has a gas station been located on the subject lands or adjacent lands at any time?

Yes       No       Unknown

Has there been petroleum or other fuel stored on the subject lands or adjacent lands at any time?

Yes       No       Unknown

Is there reason to believe the subject lands may have been contaminated by former uses on the site or adjacent sites?

Yes       No       Unknown

Provide the information you used to determine the answers to the above questions:

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knowledge of owner

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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:

1. a minor variance or a consent;
2. an amendment to an official plan, a zoning by-law or a Minister's zoning order; or
3. approval of a plan of subdivision or a site plan?

Yes       No       Unknown

**ZONING BY-LAW AMENDMENT**

If yes, indicate the following information about **each application**:

to be submitted

File number:

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Land it affects:

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Purpose:

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Status/decision:

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Effect on the requested amendment:

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If additional space is required, please attach a separate sheet.

Is the above information for other planning developments applications attached?

Yes       No

**G. PROVINCIAL POLICY**

Is the requested by-law 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:

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

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**ZONING BY-LAW AMENDMENT**

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

Indicate what services are available or proposed:

### Water Supply

- Municipal piped water
- Communal wells
- Individual wells
- Other (describe below)

### Sewage Treatment

- Municipal sewers
- Communal system
- Septic tank and tile bed
- Other (describe below)

### Storm Drainage

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

If other, describe:

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Will the requested amendment permit development on a privately owned and operated individual or communal septic system that produces more than 4500 litres of effluent per day as a result of the development being completed?

- Yes  No

If yes, the following reports will be required: a servicing options report and a hydrogeological report.

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



**ZONING BY-LAW AMENDMENT**

Does a legal and adequate outlet for storm drainage exist?

Yes       No       Unknown

Existing or proposed access to subject lands:

Unopened road       Provincial highway  
 Municipal road       Other (describe below)

If other, describe:

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Name of road/street:

Brantford Road

**I. OTHER INFORMATION**

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

Yes       No

If yes, describe:

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

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## J. SUPPORTING MATERIAL TO BE SUBMITTED BY APPLICANT

In order for your development application to be considered complete, **two (2) copies of the plan(s) (folded to 8 1/2" x 11")** must be submitted, in metric units, drawn to scale, as part of the development application, which shows:

1. The boundaries and dimensions of the subject lands
2. The topographical features
3. The approximate location of all natural and artificial features including but not limited to, buildings, railways, roads, watercourses, municipal drains, drainage ditches, banks of rivers or streams, pipelines, gas wells, wetlands, wooded areas that are located on the subject land and on land that is adjacent to it and may affect the application
4. The location of any existing and proposed wells, septic systems and tile beds that is located on the subject land and on land that is adjacent to it and may affect the application
5. The location, name, status and width of any road, lanes, highways, railways, driveways or encroachments, both existing and proposed, 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
6. The location and nature of any easements affecting the subject land
7. The location, size and type of all existing and proposed buildings and structures on the subject land, indicating their distance from the front lot line, rear lot line and side lot lines, also including building dimensions, height and groupings for each building on the site
8. Outlines of all planting beds, buffer planting, lawn areas, areas to be seeded and sodded and any other landscaping or site improvements
9. Location and dimensions of off-street parking, parking structures and aisles, the number of parking spaces to be provided and location of accesses
10. Any pylon signs, fascia signs, etc., any lighting facilities and their location
11. Any proposed subdivision of the subject lands
12. Current uses of land that is adjacent to the subject land
13. Location of outside storage, refuse storage and disposal facilities
14. The legal description of the subject lands in question (lot, concession, registered plan no., geographic township)

**Five (5) copies of any applicable information/reports indicated in the development application form.**

If other documentation/supporting material become necessary, you will be contacted. This information must be submitted prior to your development application proceeding.

## K. NOTIFICATION SIGN REQUIREMENTS

For the purpose of public notification and in order for staff to locate your lands, you will be given a sign to indicate the intent and purpose of your development application. It is your responsibility to:

1. Post one sign per frontage in a conspicuous location on the subject lands
2. Ensure one sign is posted at the front of the subject lands at least three feet above ground level
3. Notify the Planner when the sign is in place in order to avoid processing delays
4. Maintain the sign until the development application is finalized and thereafter removed

## L. PERMISSION TO ENTER SUBJECT LANDS

Permission is hereby granted to Norfolk County staff to enter the premises subject to this development application for the purposes of making inspections associated with this application, during normal and reasonable working hours.



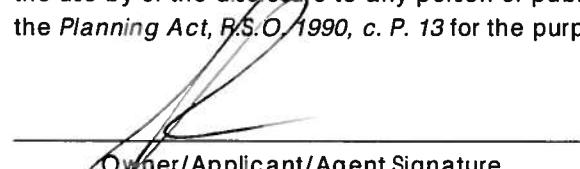
Owner/Applicant/Agent Signature

*Oct 4/16*

Date

## M. 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 development application.



Owner/Applicant/Agent Signature

*Oct 4/16*

Date

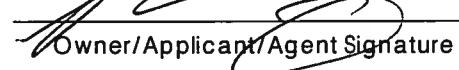
**N. DECLARATION**

I, David Roe 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:

Langton, ON  
In Norfolk County  
This 4<sup>th</sup> day of October  
A.D. 2016

  
Owner/Applicant/Agent Signature

ALISHA KATHLEEN CULL, a  
Commissioner, etc., Province of Ontario  
for the Corporation of Norfolk County.  
Expires April 28, 2019.

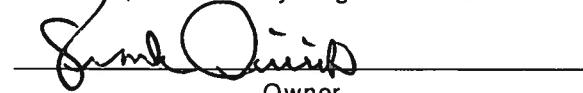
A Commissioner, etc.

**O. OWNER'S AUTHORIZATION**

If the applicant is not the registered owner of the lands that is the subject of this development application, the owner must complete the authorization set out below.

I/We Dierick Farms Ltd. am/are the registered owner(s) of the lands that is the subject of this development application for a zoning by-law amendment.

I/We authorize David Roe to make this development application on my/our behalf and to provide any of my/our personal information necessary for the processing of this development application. Moreover, this shall be your good and sufficient authorization for so doing.

  
\_\_\_\_\_  
Owner

Date

I have power to bind the corporation.

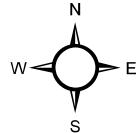
\_\_\_\_\_  
Owner

Date

# MAP 1

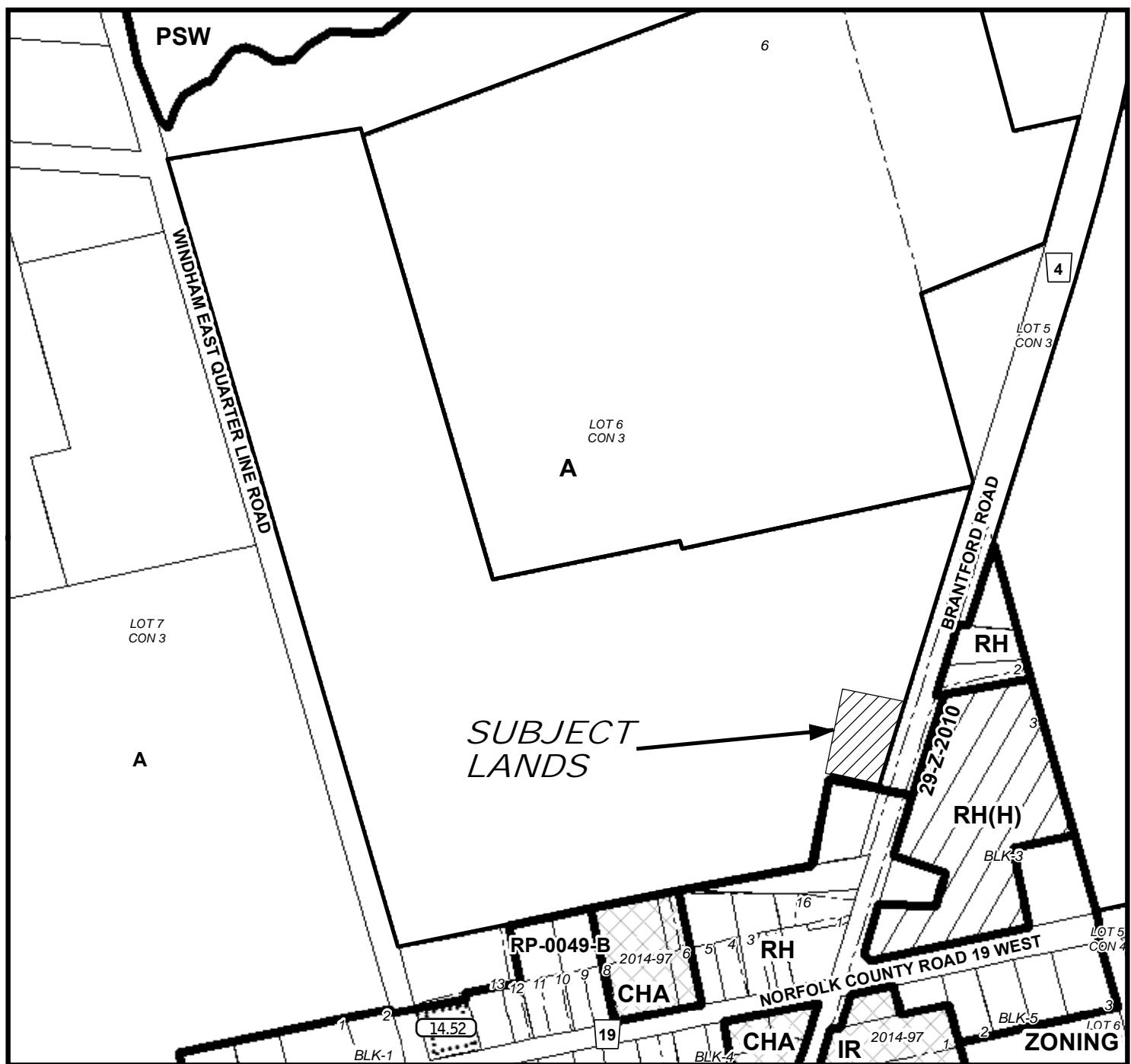
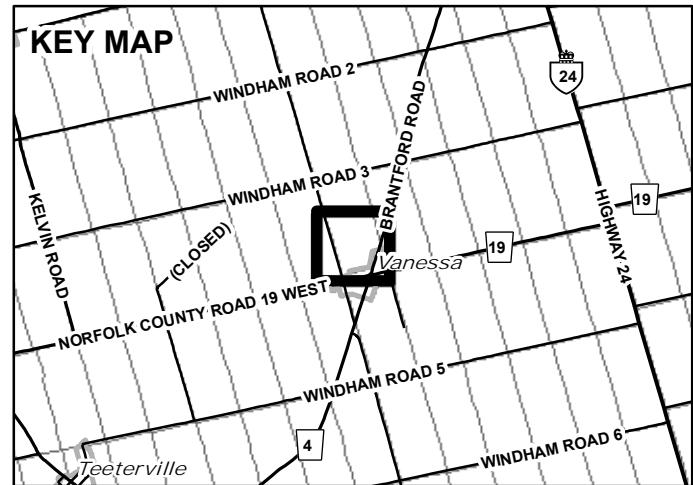
File Number: ZNPL2016297

Geographic Township of  
**WINDHAM**



1:5,000

50 25 0 50 100 150 200 Meters



2016-10-18

## MAP 2

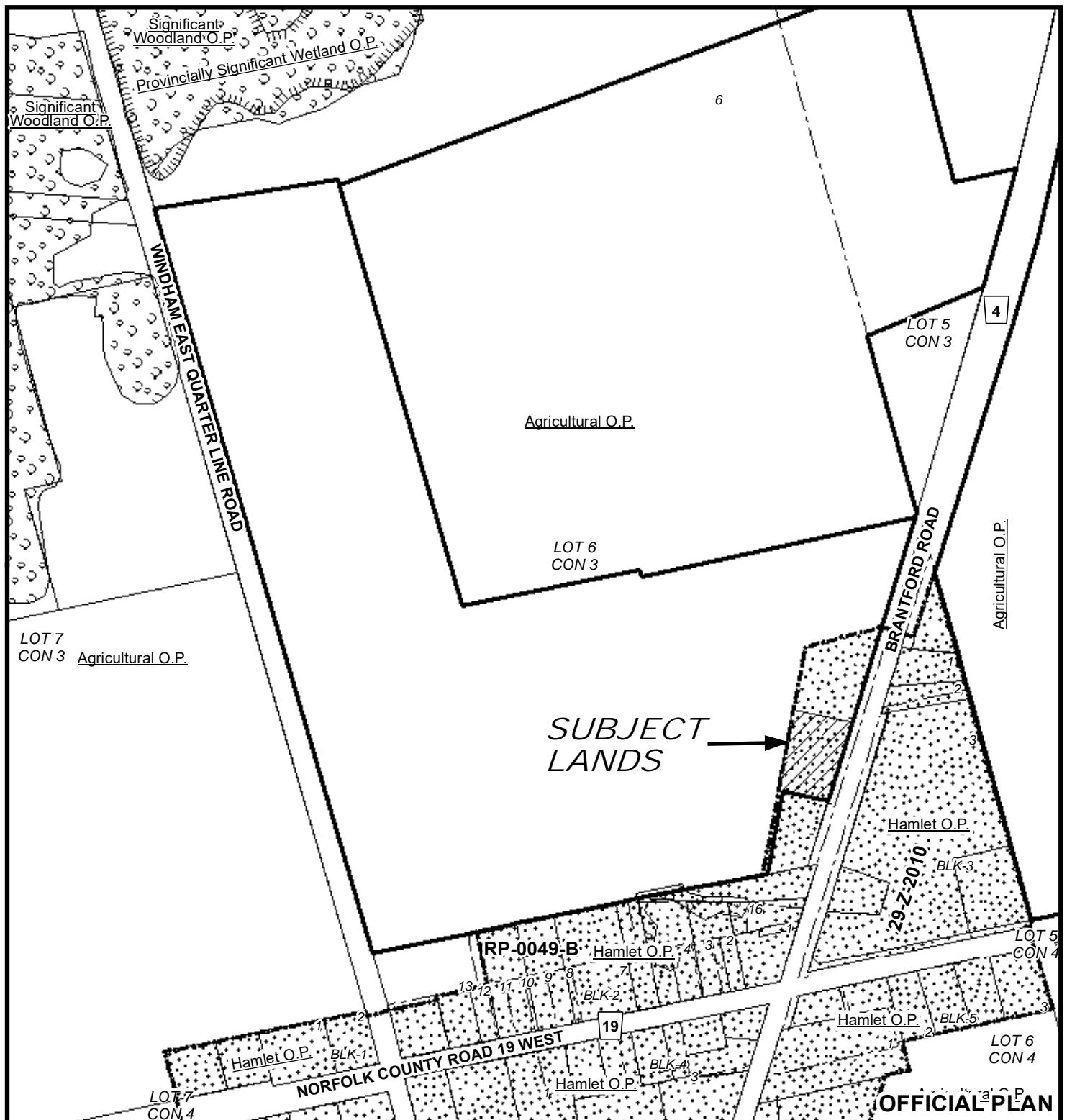
File Number: ZNPL2016297

### Geographic Township of WINDHAM



20 40 60 80 Meters

1:5,000



# MAP 3

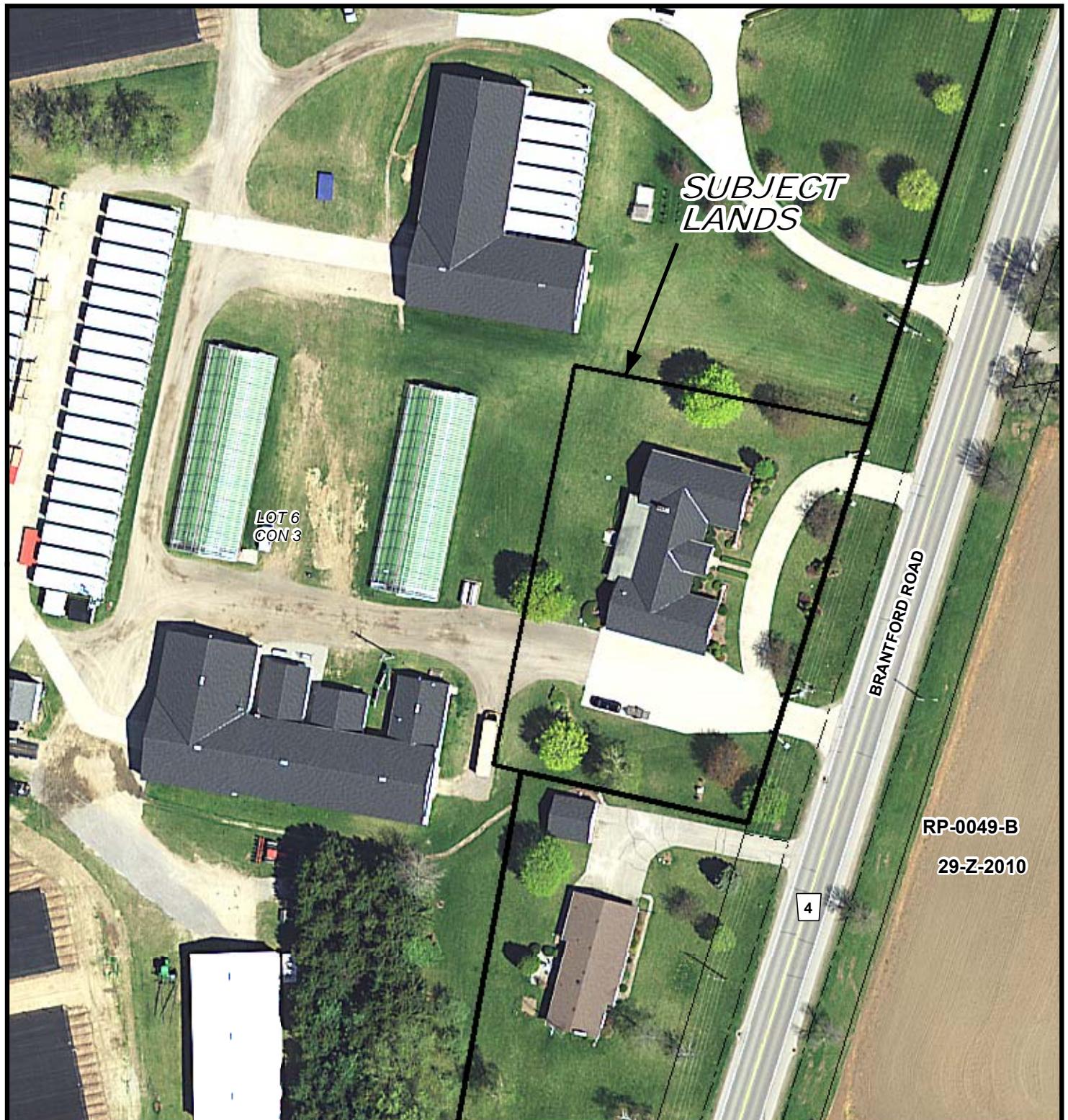
File Number: ZNPL2016297

Geographic Township of WINDHAM



4 20 4 8 12 16 Meters

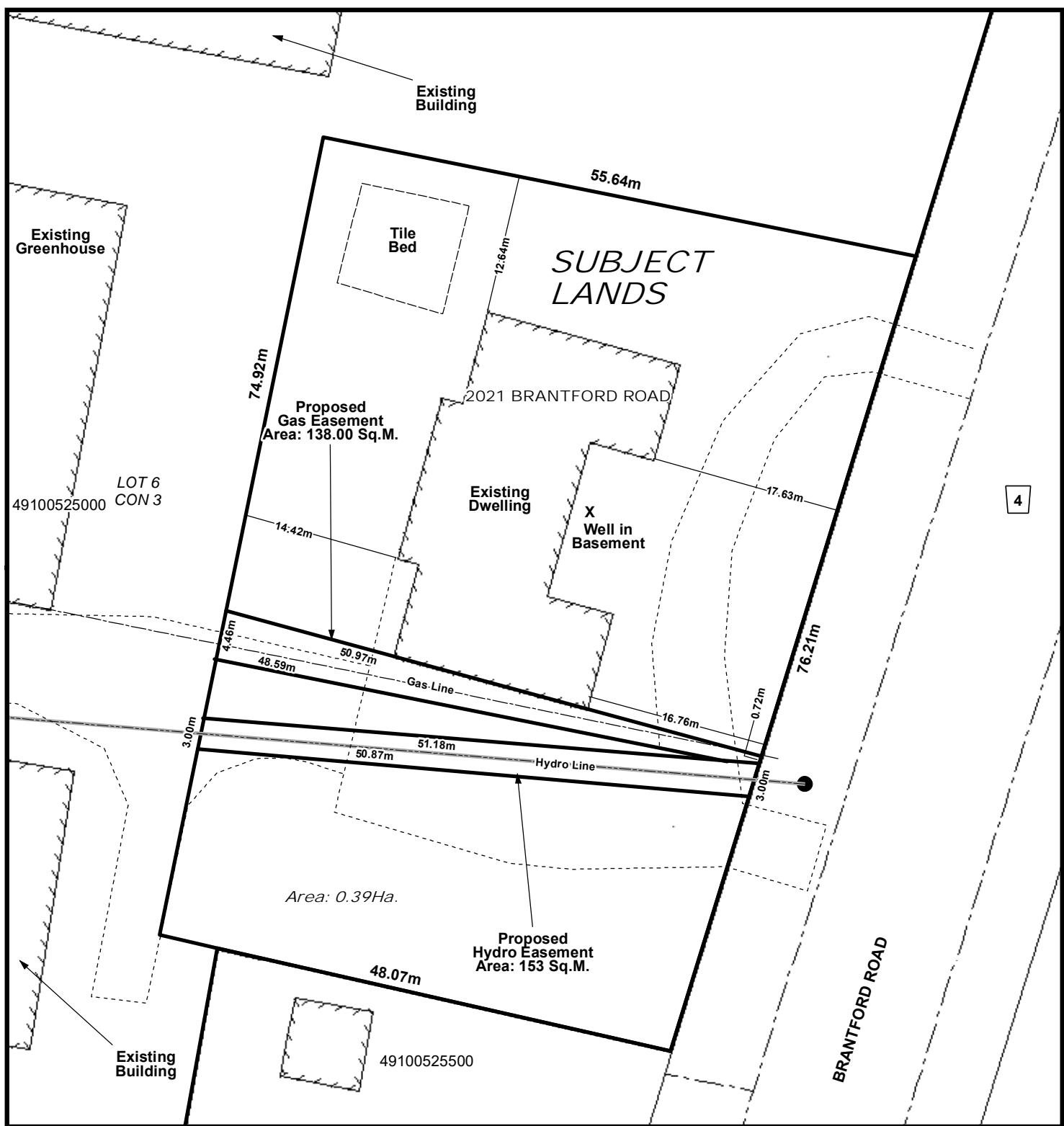
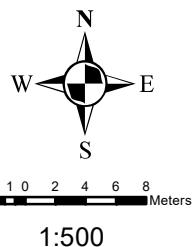
1:1,000



## MAP 4

File Number: ZNPL2016297

Geographic Township of WINDHAM



2016-10-18