



Municipality of
Dutton Dunwich

APPLICATION FOR MINOR VARIANCE OR FOR PERMISSION

APPLICATION FEE: \$900 or \$1,700 if a condition of a consent application made payable to the Municipality of Dutton Dunwich.

INSTRUCTIONS

Include the following documents when submitting this form: Deed or Offer to Purchase, Sketch or a recent Plan of Survey of subject land, Conceptual Site Plan, Elevation (if required) and any other document or drawings required for the development proposal. Provide as much information as possible, even if conceptual or draft. One hard copy and one PDF copy is required.

Read and complete the form in full, sign and date. Submit this application form, the application fee, and required information, document, and/or drawings to Tracey Pillon-Abbs, Planner, Municipality of Dutton Dunwich, planning@duttondunwich.on.ca, 199 Currie Road, Dutton, ON, N0L 1J0, 519-762-2204.

APPLICATION PROCESS

Pre-application consultation with the Municipal Planner is recommended per By-law 2020-31. The Planner will assist you in determining what information and materials will be required in order to deem the application complete.

The application is reviewed to ensure all prescribed and required information and the fee have been submitted. Administration reserves the right to request additional information. Within 30 days of the receipt of the application, the applicant or agent will be notified in writing that the application is deemed incomplete or complete.

A Notice of the Hearing will be mailed to the applicant, various public agencies and to every owner of land within 60 metres of the subject site not less than 10 days prior to the date the application is to be heard.

A sign will also be sent to the applicant prior to the date the application is heard. The sign is to be placed on the land subject to the application at least 10 days prior to the hearing date and is to remain in place until the hearing has been held. The sign is to be placed at the center of the subject parcel, facing the public road and as close as possible to the property line.

The applicant or an agent should attend the hearing of the Committee of Adjustment for the Municipality of Dutton Dunwich at the designated time and location and speak on behalf of the application answering any questions, which the members of the Committee may have.

A written decision will be forwarded to the applicant and various public agencies within 10 days of the hearing decision. Within 20 days of the date of decision, any person may appeal the decision to the Ontario Land Tribunal (OLT) by filing the Notice of Appeal and the required fee with the Secretary-Treasurer for the Committee of Adjustment. If no appeals, the decision is final.

OWNER AND APPLICANT INFORMATION

Name and Contact Information of Owner(s):

Kory & Cindy Sutton
226-377-1914

Name and Contact Information of Applicant(s) (if different from Owner):

Name and Contact Information of Agent:

Nicole McDowell nicole@duenorthdesign.ca
519-317-7681

Correspondence should be sent to: Owner Applicant Agent

SUBJECT LAND INFORMATION

Municipal Address: 31955 ERIN LINE, FINGAL, ONT

Lot: pt 22 Concession: 10

Legal Description: CON 10 E PT LOT 22

Roll Number: 342900000707900

Name and Address of any mortgagees, charges or other encumbrances:

Ice-Cor Holdings Inc. 221 Oak Crescent, Burlington , ON , L7L 1H3

Any easements or restrictive covenants affecting the subject lands:

portions of land regulated by Lower Thames Conservation Authority

Frontage(m): 90.7m

Depth (m): 287.6m

Area (sq.m/ha): 4.18 ha

Existing Uses (include length of time): Residential

Previous Uses:

PROPOSED DEVELOPMENT INFORMATION

Current Official Plan Designation: Agriculture

Current Zoning By-law Classification: Special Rural Residential

Nature and extent of relief applied for (include Zoning By-law Section):

Proposed accessory building to be constructed closer to the street than the main building.

Section 4.2 (d)

Why is it not possible to comply with the provisions of the by-law:

We are planning on removing existing shed on West side and relocating the dwelling in the future to repair/replace foundation . We are limited to build locations due to Lower Thames regulations as shown in Site plan.

Number and type(s) of buildings or structures **existing** on the subject land:

1 dwelling, 2 existing storage sheds.

Number and type(s) of buildings or structures **proposed** to be built on the subject land:

detached garage

Existing uses of abutting properties:

North: Agriculture (A1)/Rural Residential (RR)

East: Large Lot Agriculture (A3)/Rural Residential (RR)

South: Agriculture (A1)

West: Agriculture (A1)

Have the subject lands ever been subject to any of the following applications (provide file number and status):

- Official Plan Amendment: Yes _____ No x
- Zoning By-law Amendment: Yes _____ No x
- Minor Variance: Yes _____ No x
- Consent/Severance: Yes _____ No x
- Plan of Subdivision: Yes _____ No x
- Site Plan Control: Yes _____ No x

AVAILABLE SERVICES

Water is supplied to the subject property by the following:

- x Publicly owned and operated piped water system
- Private well
- Communal well (privately owned/operated)

Sewage disposal is provided to the subject property by the following:

- Publicly owned and operated sewage disposal system
- x Private sewage system
- Communal system (privately owned/operated)
- Other _____

Storm drainage is provided to the subject property by the following:

- Sewers
- x Ditches
- x Swales
- Other _____

Access is provided to the subject property by the following:

- Provincial Highway
- Municipal Road (yearly maintenance)
- Municipal Road (seasonal maintenance)
- County Road
- Right-of-Way
- Other _____

If access to subject land is by private road or right-of-way, please indicate the name of the owner of the land or road, who is responsible for its maintenance and whether it is seasonal or year-round.

SKETCH INSTRUCTIONS

Attach a sketch showing, in metric units:

1. the boundaries, zoning matrix and dimensions of the subject lands;
2. the location, size and type of all existing buildings or structures on the subject land, including their distance from the front lot line, rear lot line and side lines;
3. the approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks) that are located on the subject land and on land that is adjacent to it, and in the applicant's opinion, may affect the application;
4. the current uses of all land that is adjacent to the subject land;
5. 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;
6. if access to the subject land will be water only, the location of the parking and docking facilities to be used; and
7. the location and nature of any easement affecting the subject land.

ENVIRONMENTAL SITE SCREENING QUESTIONNAIRE

Use or Feature	On Subject Land
Has the grading of the subject land been changed by adding earth or material? Has filling occurred on the subject land?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Has a gasoline station and/or automobile service station been located on the subject land or adjacent lands at any time?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Has there been petroleum or other fuel stored on the subject land or adjacent lands?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Have the lands or adjacent lands ever been used as an agricultural operation where cyanide products may have been applied as pesticides and/or sewage sludge applied to the lands?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Agricultural Operation including livestock facility or stockyard within 500 m?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Have the lands or adjacent lands ever been used as a weapons firing range?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Is the nearest boundary line of the application within 500 metres (1,640 feet) of the boundary line of an operational/non-operational public or private waste disposal site, landfill or dump?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
If there are existing or previously existing buildings on the subject lands, are there any building materials remaining on site which are potentially hazardous to public health (e.g., asbestos, PCB's)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Is there reason to believe the subject lands may have been contaminated by existing or former uses on the site or adjacent sites?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Industrial or Commercial Use (specify users)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Natural Heritage Feature on or within 120 metres of subject land?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Flood Plain?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Active Railway within 500 m?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown

ACKNOWLEDGEMENTS

I/WE, Kory and Cindy Sutton, solemnly declare that all statements contained in this application are true, and I/We 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.

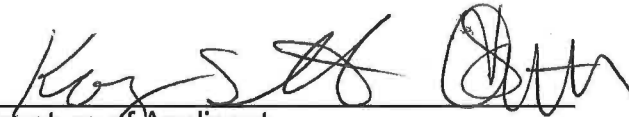
I/WE acknowledge that receipt of this application does not guarantee it to be a complete application.

I/WE hereby authorize staff of the Municipality of Dutton Dunwich to enter upon the subject lands and premises described in the application form for the purpose of evaluating the merits of this application.

I/WE shall assume responsibility for all costs related to the said application and understand and agree that the payment of said costs shall be a condition of this signed application. I/We also agree to accept all costs as rendered.

I/WE further acknowledge that pursuant to the provisions of the Planning Act and the Municipal Freedom of Information and Protection of Privacy Act, this application and all material and information provided with this application are made available to the public.

Dated this 10 day of November, 2021


Signature of Applicant
(owner or authorized agent)

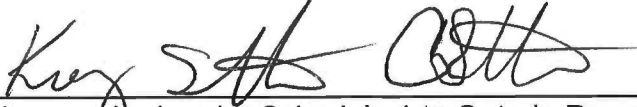
AUTHORIZATION (complete only if Owner is not the Applicant)

I/WE, Kory Sutton, hereby authorize Nicole McDowell to act on my behalf regards to the above application.

Dated this 10 day of November, 2021


Signature of Owner

SWORN DECLARATION (complete in the presence of a Commission for Taking Affidavits)

I/WE, , solemnly declare that the information required under Schedule 1 to Ontario Regulation 545/06 and provided by the applicant is accurate and that the information contained in the documents that accompany this application is accurate, 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.



Signature of Applicant
(owner or authorized agent)

Declared before me at the (Municipality/City) of Dutton Dunwich

Dated this 11 day of November, 2021.



Signature of Commissioner

TARA KRETSCHMER, Deputy Clerk,
Corporation of the Municipality of
Dutton Dunwich, Commissioner for
taking affidavits, County of Elgin

For Office Use:

- Pre-Application Consultation Date:
- Complete Application Date Received:
- File Number:
- Amount Received and Receipt No: