

NOTICE OF DECISION OF
COMMITTEE OF ADJUSTMENT
WITH REASONS RE APPLICATION FOR
File No. MV-2017-05 Minor Variance – s.45(1)

NAME OF COMMITTEE: The Town of Minto Committee of Adjustment
RE AN APPLICATION BY: Adrian and Francis DeBoer
PROPERTY ADDRESS: 558 Main Street E
LOCATION OF PROPERTY: Part Park Lot 21 RP 60R2582 Part 1; Western Canada Load & Savings Co Plan, Former Town of Palmerston, Town of Minto

THE PURPOSE AND EFFECT OF THE APPLICATION to permit the existing accessory structure to remain with an interior sideyard setback of 0.48m (1.58 ft) whereas Section 6.1.2 b) of the Town of Minto Zoning By-law 01-86, as amended requires an interior sideyard setback of 1.0m (3.3 ft). Other zoning relief may be considered for the proposal where appropriate.

WE, the undersigned, in making the decision upon this application, have considered whether or not the variance requested was minor and desirable for the appropriate development or use of the land, building or structure, and that the general intent and purpose of the zoning by-law and the official plan will be maintained or, in the case of a change in the use of property which is lawfully non-conforming under the by-law, as to whether or not this application has met the requirements of subsection 45(2) of *The Planning Act*, concur in the following decision and reasons for decision made on the 20th day of June, 2017.

DECISION: **Approves** the application by Adrian and Francis DeBoer, for property Part Park Lot 21 RP 60R2582 Part 1; Western Canada Load & Savings Co Plan, Former Town of Palmerston, Town of Minto, with a civic address of 558 Main St E; to permit the existing accessory structure to remain with an interior sideyard setback of 0.48m (1.58 ft) whereas Section 6.1.2 b) of the Town of Minto Zoning By-law 01-86, as amended requires an interior sideyard setback of 1.0m (3.3 ft).

CONDITIONS: n/a

REASONS FOR DECISION: The Committee believing the request to be minor, and desirable for the appropriate development of the lands, and to maintain the intent and purpose of the official plan and zoning by-law denies the application.

A brief explanation of the effect, if any that the written and oral submissions had on the decision:
County of Wellington Planner Comments.
Town of Minto Staff comments outlining impact on adjacent occupied lands and future development.

continued on reverse

Signature of member

Signature of member

Signature of member

Signature of member

Signature of member

Signature of member

Chair

continued on reverse

Appeal – The last date for filing a notice of appeal of this decision is July 10th, 2017. Any such appeal must be filed with the secretary-treasurer of the committee and must set out the objection to the decision and the reasons in support of the objection and must be accompanied by the fee required by the Ontario Municipal Board.

Amount of Fee payable on appeal is \$300.00

Person – appeal limitation – Only individuals, corporations and public bodies may appeal decisions in respect of an application for a minor variance or permission to the Ontario Municipal Board. A notice of appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association or group on its behalf.

Other applications – If known, indicate if the subject land is the subject of an application under the Act for:

- Approval of a plan of subdivision (under section 51) File # Status
- Consent (under section 53) File# Status:
- Previous application (under section 45) File# Status

CERTIFICATION

I, Bill White, certify that the information included herein is a true copy of the decision of the Committee with respect to the application recorded therein.

Dated this 20th day of June 2017.

Signature of Secretary-Treasurer

Personal information contained on this form, collected pursuant to the *Planning Act*, will be used for the purposes of that Act. Questions should be directed to the Freedom of Information and Privacy Coordinator at the institution conducting the procedures under the Act.