

# Decision of the Committee of Adjustment With Reasons

(Section 45(1), Planning Act, 1990)

<b>Municipality</b>	Township of Huron-Kinloss
<b>File Number</b>	A-2022-025
<b>Related File(s)</b>	None
<b>Date of Hearing</b>	July 11, 2022
<b>Owner / Applicant / Agent</b>	Mark MacNaughton & Susan Willems-MacNaughton
<b>Legal Description</b>	CON A PT LOT 51 PLAN 3M139; LOT 23 SEC 3M-139 PCL 23-1 (Huron), Township of Huron-Kinloss
<b>Municipal Address</b>	822 ANNIE'S CR
<b>Purpose of Application</b>	A reduction to the required front yard setback for an accessory building.
<b>Variances Granted</b>	A reduction to the required front yard setback for an accessory building. The proposed side yard setback is 3.5 m and the required in the zoning by-law is 7.5 m. The applicant is requesting to reduce the setback by 4 m.
<b>Effect of Submissions</b>	Any submissions relating to this application were considered by the Approval Authority in making its decision on this matter.

The application for Minor Variance from Comprehensive Zoning By-law 2018-98 is hereby **granted** subject to the following conditions:

1. That any future development on the property conforms to the provisions of the Zoning By-law;
2. That the decision applies only to the proposed development as indicated on Schedule 'A' attached to and forming part of this decision.
3. That the front yard setback for an accessory building shall be no less than 3.5 m.

## Reasons:

1. The variance maintains the intent and purpose of the Official Plan.
2. The variance maintains the intent and purpose of the Zoning By-law.
3. The variance requested is desirable for the appropriate and orderly development and use of the lands and buildings.
4. The variance is minor in nature.

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<b>Effect of Submissions</b>	Any submissions relating to this application were considered by the Approval Authority in making its decision on this matter.

The application for Minor Variance from Comprehensive Zoning By-law 2018-98 is hereby **refused**.

## Reasons (check all that apply):

- The variance does not maintain the intent and purpose of the Official Plan.
- The variance does not maintain the intent and purpose of the Zoning By-law.
- The variance requested is not desirable for the appropriate and orderly development and use of the lands and buildings.
- The variance is not minor in nature.
- The variance does not conform to the Provincial Policy Statement.

# Concurrence of Committee Members for Minor Variance A-2022-025 MacNaughton

We, the undersigned, **concur in the Decision and reasons** given for the Decision of the Committee of Adjustment for the Municipality on July 11, 2022

	Absent	Present
_____ Committee Member, (Don Murray)	( )	( )
_____ Committee Member, (Lillian Abbott)	( )	( )
_____ Committee Member, (Jeff Elliott)	( )	( )
_____ Committee Member, (Jim Hanna)	( )	( )
_____ Committee Member, (Ed McGugan)	( )	( )
_____ Committee Member, (Carl Sloetjes)	( )	( )
_____ Committee Chair, (Mitch Twolan)	( )	( )

## Certification of Committee's Decision

I, **Emily Dance** being the Secretary-Treasurer of the Committee of Adjustment for the Corporation of the **Township of Huron-Kinloss**, certify that this is a true copy of the Committee's Decision of **July 11, 2022**.

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Date

Secretary-Treasurer

## Notice of Last Date of Appeal

Notice is hereby given that the last date for appealing this decision to the

Ontario Land Tribunal is **July 31, 2022**.

See appeal information on reverse of this form.

## Notice That No Appeals Have Been Received

When signed, this certifies that no appeals have been received

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Date

Secretary-Treasurer

# Appeal Information

**Not later than 20 days** from the Date of Decision, the applicant, the Minister or any other person or public body who has an interest in the matter may appeal to the Ontario Land Tribunal (OLT) against the decision of the Committee. If no notice of appeal is given within 20 days, the decision of the Committee is final and binding.

Anyone wishing to appeal the decision is required to submit a notice of appeal (in accordance with the OLT guidelines and Appeal Form A1, available at <https://olt.gov.on.ca/appeals-process/> setting out the objection to the decision and the reasons in support of the objection.

Appeals must include a certified cheque or money order in the amount specified by the OLT payable to the Minister of Finance.

Appeals are filed with the **Secretary-Treasurer of the Committee** at:

Emily Dance, Secretary-Treasurer of the Committee of Adjustment  
Township of Huron-Kinloss  
21 Queen Street, P.O. Box 130  
RIPLEY, ON N0G 2R0

The OLT may dismiss all or part of an appeal after holding a hearing or without holding a hearing on the motion under Section 45(17) [Dismissal without hearing], as it considers appropriate.

For more information about this application **phone 226-909-5515**, from 8:30 a.m. to 4:30 p.m. Monday to Friday; or visit on-line at **www.brucecounty.on.ca** under 'Living Here', 'Housing and Property', 'Land Use Planning' by Municipality and File Number; or e-mail **bcplwa@brucecounty.on.ca**.

# Schedule 'A'

