



Instructions for Zoning By-law Amendment Application & Temporary Use Application

PLEASE DETACH AND RETAIN THE FIRST THREE PAGES FOR FUTURE REFERENCE

BACKGROUND INFORMATION

This process pertains to an application for zoning by-law amendment or temporary-use pursuant to Section 34 of the Planning Act. Prior to the Municipality processing the application, it is required that a copy of the attached application form be completed including the required sketch and processing fee of \$1,800.

Acceptance of the application by the Municipality shall not be construed as relieving the applicant from the obligation to obtain any license, permit, authority or other approval required by the Municipality, the Conservation Authority having jurisdiction, or any other public authority or body.

Depending on the location of the subject lands, the Municipality may also collect planning application review fees on behalf of the St. Clair Region Conservation Authority (SCRCA) and/or the Lower Thames Conservation Authority (LTVCA) where applicable. Schedules showing current fees are available at <https://www.scrca.on.ca/planning-and-regulations/plan-review/> (SCRCA) and at <https://www.lowerthames-conservation.on.ca/planning-and-regs/planning/> (LTVCA). Conservation Authority fees will be billed to the property owner following submission of the application. A septic review fee may also be required on behalf of the Municipality of Southwest Middlesex (\$100) which, where required, is payable at the time of application filing. Where the Zoning By-law amendment application is made in conjunction with another planning application, septic fees are only collected once.

Please note:

- The application must be completed in metric units.
- The receipt of inaccurate information may cause delays in the processing of this application.
- Additional information, studies and/or reports may be required by the Municipality prior to approval being granted. The Municipality reserves the right to determine what information is necessary in order to properly process an application.

APPLICATION SUBMISSION

Please submit the application, sketch and fee to:

Municipality of Southwest Middlesex
153 McKellar Street,
Glencoe, ON
N0L 1M0

Stephanie Poirier, B.A., M.CC
Planner
519.930.1009
spoirier@middlesex.ca

| APPLICATION PROCESS | |
|----------------------------|---|
| Step 1 | Consult with Planning Staff: Applicants are encouraged to meet with staff prior to submitting an application. Please contact the Planner. Depending on the nature of the application, you may be required to submit studies in support of your proposal. |
| Step 2 | Application submission: Complete the attached application form and include the submission of the required sketch and processing fee. |
| Step 3 | Complete application accepted: The file is opened and timelines for processing are established provided the application is deemed complete. The application must be filed at least 25 days prior to a public meeting being held. |
| Step 4 | Notice of Public Meeting: The application is circulated to the public, agencies and municipal departments. The public circulation applies to every property owner within 120 metres of the subject land and to every person and public body that has provided a written request for such notice. A “Possible Land Use Change” sign is erected on the subject land. |
| Step 5 | Public Meeting: Municipal Council meetings are generally on the first, third and fourth Wednesdays of every month. The purpose of the meeting is to hear from members of the public. It is expected that you and/or your agent will attend the meeting to explain the reasons for your application. Council may grant or deny the application, or defer its decision. In the case of a deferral, the applicant and/or your agent will be notified by the Clerk of the date on which Council will further consider the application and/or the public meeting will resume. |
| Step 6 | <p>Notice of Decision:</p> <ul style="list-style-type: none"> ○ If the By-law is passed, a notice is sent to the Owner and property owners within 120 metres of the subject land advising them of the passing of the Zoning By-law amendment. ○ Where an amendment is refused, the owner and anyone who made written request to the Municipality Clerk for notice are informed of the decision. ○ Where an application is referred back to staff, the owner should contact the Planner to discuss the options and opportunities going forward, and for clarification of the referral. |
| Step 7 | Appeal period: Following the decision of Council and subject to the conditions specified in the Planning Act, an appeal may be made to the Local Planning Appeal Tribunal by filing a notice of appeal with the Clerk of the Municipality. Visit www.elto.gov.on.ca for more information. |
| Step 8 | Enactment: If no appeal is submitted, the Zoning By-law amendment is enacted and brought into force. |

APPEAL TO THE LOCAL PLANNING APPEAL TRIBUNAL

If an application is made for a zoning by-law and Council fails to make a decision within 180 days after the day the application is deemed complete by Staff, the applicant may appeal to Local Planning Appeal Tribunal (LPAT) with respect to the consent application.

Anyone may appeal a decision of Council to the LPAT within 20 days of the date of the Notice of the Passing of the Municipal Clerk by personally delivering or sending a Notice of Appeal to the Clerk of the Municipality and the required forms, downloadable from the LPAT website (<http://www.elfto.gov.on.ca>). The appeal must set out the reasons for objecting to the decision, and must include the prescribed fee. The Clerk will then prepare an appeal package and forward it to the LPAT. The LPAT will schedule a hearing and give written notice of the time and date in advance of the hearing. The decision of the LPAT is considered final.



| For Office Use Only | |
|---------------------|--|
| Date Received: | |
| File Number: | |

Zoning By-law Amendment & Temporary Use Application

Pursuant to Section 34 of the Planning Act

| | |
|--|--------------|
| 1. Applicant information | |
| Registered owner(s) of the subject land | |
| Name: | |
| Address: | |
| Town: | Postal Code: |
| Phone: | Cell: |
| Fax: | Email: |
| Authorized agent (authorized by the owner to file the application, if applicable) | |
| Name: | |
| Address: | |
| Town: | Postal Code: |
| Phone: | Cell: |
| Fax: | Email: |

| | |
|---|--------------|
| 2. If known, please indicate the names and addresses of the holders of any mortgages, charges or other encumbrances in respect of the subject land. Provide a separate sheet where needed. | |
| Name: | |
| Address: | |
| Town: | Postal Code: |
| Phone: | Cell: |
| Fax: | Email: |

3a. Current Official Plan land use designation:**b. Please explain how this application conforms to the Official Plan?****4a. Current Zoning:****b. Please explain the nature and extent of the rezoning?****c. Please provide the reason why the rezoning is requested?****5. Description of subject land**

Geographic Municipality:

Lot(s)/Concession:

Registered Plan:

Lot(s):

Reference Plan:

Part(s):

Street Address:

Municipal Roll Number:

6. Dimensions of subject land (in metric units)

Frontage:

Depth:

Area:

7. Access to subject land (please provide information for only those that apply to this property)

Provincial Highway:

County Road:

Municipal Road:

Other Public Road:

Right of Way:

Water:

8. Describe all existing uses of the subject land?

9. Please indicate whether there are any existing buildings or structures on the subject land?

Yes* No

*If yes, please complete the following table indicating the types of buildings and structures, including date of construction, that currently exist on the lot and the specified measurements (in metric units):

| Type of Building / Structure | Date of construction | Distance from front lot line | Distance from rear lot line | Distance from side lot lines | Height | Floor Area |
|------------------------------|----------------------|------------------------------|-----------------------------|------------------------------|--------|------------|
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

10. Describe all proposed uses of the subject land?

11. Please indicate whether any buildings or structures are proposed to be built on the subject land?

Yes* No

*If yes, please indicate the type of buildings or structures proposed on the subject land and the specified measurements (in metric units):

| Type of Building / Structure | Distance from front lot line | Distance from rear lot line | Distance from side lot lines | Height | Floor Area |
|------------------------------|------------------------------|-----------------------------|------------------------------|--------|------------|
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

12. Please indicate the date when the subject land was acquired by the current owner?

13. Please indicate the length of time that the existing uses of the subject land have continued?

14. Water Supply: Water supply will be provided via?

| | | | |
|--------------------------|--|--------------------------|------------------------------|
| <input type="checkbox"/> | publicly owned and operated piped water system | <input type="checkbox"/> | lake or other water body |
| <input type="checkbox"/> | privately owned well or communal well | <input type="checkbox"/> | other (please specify) _____ |

15. Sewage Disposal: Sewage disposal will be provided via?

| | | | |
|--------------------------|--|--------------------------|------------------------------|
| <input type="checkbox"/> | publicly owned and operated sanitary sewage system | <input type="checkbox"/> | privy |
| <input type="checkbox"/> | privately owned individual or communal septic system | <input type="checkbox"/> | other (please specify) _____ |

16. Please indicate if the application would permit development on privately owned and operated individual or communal septic systems, and more than 4500 litres of effluent produced per day as a result of the development being completed.

Yes* No

*If yes, have the following reports been submitted as part of the requested amendment?

| | | | |
|--------------------------|--------------------------|------------------------------|-----------------------------|
| <input type="checkbox"/> | servicing options report | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| <input type="checkbox"/> | hydrogeological report | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

17. Storm Drainage: Storm drainage will be provided via?

| | | | |
|--------------------------|----------------------------|--------------------------|------------------------------|
| <input type="checkbox"/> | storm sewers | <input type="checkbox"/> | swales |
| <input type="checkbox"/> | municipal drainage ditches | <input type="checkbox"/> | other (please specify) _____ |

18. Indicate the minimum and maximum density and height requirements if applicable:

| | Minimum | Maximum |
|---------|---------|---------|
| Height | | |
| Density | | |

| | | |
|---|-------------------------------|-----------------------------|
| 19. Is this an application to implement an alteration to the boundary of an area of settlement or to implement a new area of settlement? | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|---|-------------------------------|-----------------------------|

*If yes, provide the current Official Plan policies, if any, dealing with the alteration or establishment of an area of settlement: *(please use a separate sheet)*

| | | |
|--|-------------------------------|-----------------------------|
| 20. Does this application remove land from an area of employment? | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|--|-------------------------------|-----------------------------|

*If yes, provide the current Official Plan policies, if any, dealing with the removal of land from an area of employment: *(please use a separate sheet)*

| | | |
|---|-------------------------------|-----------------------------|
| 21. Are the subject lands within an area where zoning with conditions applies? | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|---|-------------------------------|-----------------------------|

*If yes, provide an explanation of how the proposed amendment complies with the Official Plan policy relating to the zoning with conditions: *(please use a separate sheet)*

| | | |
|---|--|--|
| 22. If known, has the subject land ever been the subject of: | | |
|---|--|--|

| | | |
|---|-------------------------------|-----------------------------|
| An application for an amendment to the Official Plan under the <i>Planning Act</i> ? *If yes, provide the following: File No. _____ Status _____ | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|---|-------------------------------|-----------------------------|

| | | |
|---|-------------------------------|-----------------------------|
| An application for an amendment to the Zoning By-law under the <i>Planning Act</i> ? *If yes, provide the following: File No. _____ Status _____ | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|---|-------------------------------|-----------------------------|

| | | |
|--|-------------------------------|-----------------------------|
| A Minister's zoning order under the <i>Planning Act</i> ? *If yes, provide the following: Reg. No. _____ Status _____ | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|--|-------------------------------|-----------------------------|

| | | |
|---|-------------------------------|-----------------------------|
| An application for approval of a Plan of Subdivision under the <i>Planning Act</i> ? *If yes, provide the following: File No. _____ Status _____ | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|---|-------------------------------|-----------------------------|

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| An application for an application for Consent under the <i>Planning Act</i> ? *If yes, provide the following: File No. _____ Status _____ | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
|--|-------------------------------|-----------------------------|

| | | |
|---|------------------------------|-----------------------------|
| 23. Please indicate how the application is consistent with the Provincial Policy Statement (a copy of the Provincial Policy Statement is available at www.mah.gov.on.ca)? | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
|---|------------------------------|-----------------------------|

| | | |
|---|-------------------------------|-----------------------------|
| 24. Is the subject land within an area of land designated under any provincial plan or plans? | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
| *If yes, explain how the requested amendment conforms or does not conflict with the provincial plan or plans. | | |
| 25. Does your proposed strategy for consulting with the public regarding the subject application exceed the Planning Act's minimum requirements? | Yes* <input type="checkbox"/> | No <input type="checkbox"/> |
| *If yes, elaborate on the additional consultation proposed. | | |
| 26. This application must be accompanied by a sketch showing the following information. Failure to supply this information will result in a delay in procession the application. Please fill out the checklist below to ensure you have included all the required information. | | |
| <ul style="list-style-type: none"> <input type="checkbox"/> The boundaries and dimensions of the subject land. <input type="checkbox"/> The location, size and type of all existing and proposed buildings and structures on the subject land, indicating the distance of the buildings and structures from the front yard lot line, rear yard lot line and the side yard lot lines. <input type="checkbox"/> The approximate location of all natural and artificial features on the subject land and on land that is adjacent to the subject land that, in the opinion of the applicant, may affect the application (for example buildings, railways, roads, watercourses, drainage ditches, rivers or stream banks, wetlands, wooded areas, wells and septic tanks) <input type="checkbox"/> The current uses on land that is adjacent to the subject land. <input type="checkbox"/> 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. <input type="checkbox"/> If access to the subject land will be by water only, the location of the parking and docking facilities to be used. <input type="checkbox"/> The location and nature of any easements affecting the subject land. | | |

STATUTORY DECLARATION

I, _____ of the _____
(Name) (Name of City, Town, Municipality, Municipality, etc.)

in the _____
(Name of County, Region or District)

SOLEMNLY DECLARE THAT

The information provided in this application as required under Section 34 of the Planning Act and Ontario Regulation 546/06 is true.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that is of the same force and effect as if made under oath.

Declared before me at the _____

of _____ in the _____

this _____ day of _____ 20 _____

A Commissioner of Oaths

Applicant or Authorize Agent*

AGENT AUTHORIZATION

(Please complete the authorization for an agent to act on behalf of the owner of the subject land)

I, _____, being the owner of the property described in Section 1 of
(Name)

this application for zoning by-law amendment, hereby authorize _____
(Agent)

to act as my agent in matters related to this application for zoning by-law amendment.

Dated this _____ day of _____ 20 ____

Owner