

Committee of Adjustment Application for Consent



Consultation with City staff is encouraged prior to submission of this application.	OFFICE USE ONLY	
	Date Received: Jan. 9, 2025	Application #: B-5/25
	Application deemed complete: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

TO BE COMPLETED BY APPLICANT

Was there pre-consultation with Planning Services staff? Yes No

THE UNDERSIGNED HEREBY APPLIES TO THE COMMITTEE OF ADJUSTMENT FOR THE CITY OF GUELPH UNDER SECTION 53 OF THE PLANNING ACT, R.S.O. 1990, C.P.13, AS DESCRIBED IN THIS APPLICATION, FROM BY-LAW NO. (1995)-14864, AS AMENDED.

PROPERTY INFORMATION:

Address of Property: **8 Mitchell Street**

Legal description of property (registered plan number and lot number or other legal description):
Lot 5, South of Mitchell Street & North of Perth Street; Part of Lot 6, North East Side of Perth Street & South Side of Mitchell Street, Plan 99; Parts 2 & 3, 61R-2011, as in ROS402178; City of Guelph

Are there any easements, rights-of-ways or restrictive covenants affecting the subject land? No Yes

If yes, describe:

Are the lands subject to any mortgages, easements, right-of-ways or other charges: No Yes

If yes, explain: **Mortgage as in WC734028 with Community of Christ**

OWNER(S) OR PURCHASER(S) OF LAND: (Indicate name(s) exactly as shown on Transfer/Deed. If purchaser(s), a portion of the Purchase and Sale agreement that authorizes the purchaser(s) to make this application must be submitted.)

Name: **8 Mitchell St Inc. c/o Zachary Fischer**

Mailing Address: [REDACTED]

City: **Guelph, ON** Postal Code: [REDACTED]

Home Phone: [REDACTED] Work Phone: _____

Email: [REDACTED]

AGENT: (If Any)

Name: **Jeff Buisman**

Company: _____

Mailing Address: [REDACTED]

City: _____ Postal Code: [REDACTED]

Home Phone: [REDACTED] Work Phone: [REDACTED]

Email: [REDACTED]

PURPOSE OF APPLICATION (please check appropriate space):

Creation of a new lot Easement Right-of-way
 Charge / discharge Correction of title Lease
 Addition to a Lot (submit deed for the lands to which the parcel will be added) Other, explain:

The proposal is for a severance on the subject property to create a new lot for urban residential purposes. The existing church is to be demolished and a new semi-detached dwelling is proposed. Two easements are also proposed on Severed Parcel 2, in favour of Parcels 1, 3 and 4 for Access, Parking, and a Shared Walkway. Please see the covering letter for more details.

Is a second certificate of consent requested for the retained lands? (for creation of a new lot only)

No Yes

If yes, a written statement from an Ontario solicitor in good standing is required to confirm that there is no land abutting the subject land that is owned by the owner of the subject land other than land that could be conveyed without contravening section 50 of the *Planning Act*.

Name of person(s) [purchaser, lessee, mortgagee etc.] to whom land or interest in land is intended to be conveyed, leased or mortgaged:

Unknown

DESCRIPTION OF LAND INTENDED TO BE SEVERED			SEVERED #2	
Frontage / Width: (m) 8.3m	Depth (m) 55.7m	Area: (m ²) 465m²	Existing Use: Institutional	Proposed Use: Residential
Existing Buildings/Structures: Existing Church (to be removed)			Proposed Buildings / Structures: Semi-detached dwelling & proposed easement for parking, access, and shared walkway	
Use of Existing Buildings/Structures (specify): Institutional			Proposed Use of Buildings/Structures (specify): Residential	
DESCRIPTION OF LAND INTENDED TO BE RETAINED				
Frontage / Width: (m) 11.4m	Depth (m) 55.8m	Area: (m ²) 436m²	Existing Use: Institutional	Proposed Use: Residential
Existing Buildings/Structures: Existing Church (to be removed)			Proposed Buildings / Structures: Semi-detached dwelling	
Use of Existing Buildings/Structures (specify): Institutional			Proposed Use of Buildings/Structures (specify): Residential	

TYPE OF ACCESS TO THE RETAINED LANDS		TYPE OF ACCESS TO THE SEVERED LANDS	
<input type="checkbox"/> Provincial Highway	<input checked="" type="checkbox"/> Municipal Road	<input type="checkbox"/> Provincial Highway	<input checked="" type="checkbox"/> Municipal Road
<input type="checkbox"/> Private Road	<input type="checkbox"/> Right-of-Way	<input type="checkbox"/> Private Road	<input type="checkbox"/> Right-of-Way
<input type="checkbox"/> Other (Specify)		<input type="checkbox"/> Other (Specify)	

TYPE OF WATER SUPPLY TO THE RETAINED LANDS		TYPE OF WATER SUPPLY TO THE SEVERED LANDS	
<input checked="" type="checkbox"/> Municipally owned and operated	<input type="checkbox"/> Privately Owned Well	<input checked="" type="checkbox"/> Municipally owned and operated	<input type="checkbox"/> Privately Owned Well
<input type="checkbox"/> Other (Specify)		<input type="checkbox"/> Other (Specify)	

TYPE OF SEWAGE DISPOSAL PROPOSED TO THE RETAINED LANDS <input checked="" type="checkbox"/> Municipally owned and operated <input type="checkbox"/> Septic Tank <input type="checkbox"/> Other (Explain)	TYPE OF SEWAGE DISPOSAL PROPOSED TO THE SEVERED LANDS <input checked="" type="checkbox"/> Municipally owned and operated <input type="checkbox"/> Septic Tank <input type="checkbox"/> Other (Explain)
Is there a Provincially Significant Wetland (e.g. swamp, bog) located on the subject lands? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	Is any portion of the land to be severed or retained located within a floodplain? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
<u>LAND USE</u>	
What is the current official plan designation of the subject lands: Low Density Residential _____	
Does the proposal conform with the City of Guelph Official Plan? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If yes, provide an explanation of how the application conforms with the City of Guelph Official Plan: <u>The property is designated as Low Density Residential in the Official Plan. This proposal follows the objectives outlined in Section 9.3 of the Official Plan for Residential Designations. This proposal is for a severance which will create a new parcel for residential purposes and also follows the Consent Policies listed in Section 10.10.1 of the OP.</u> _____	
If no, has an application for an Official Plan Amendment been submitted? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO File No.: _____ Status: _____	
What is the current zoning designation of the subject lands: Residential RL.1-26(H) _____	
Does the proposal for the subject lands conform to the existing zoning? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If no, has an application for a minor variance or rezoning been submitted? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Zoning By-law Amendment File OZS24-011 - Approved December 2024 File No.: _____ Status: _____	
<u>PROVINCIAL POLICY</u>	
Is this application consistent with the Provincial Policy Statement issued under subsection 3(1) of the <i>Planning Act</i> ? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Provide explanation: <u>Section 1.1.3 of the PPS directs growth to occur within settlement areas. This application is for a severance which to create a new parcel for residential purposes and therefore, conforms with the PPS.</u> _____	
Does this application conform to the Growth Plan for the Greater Golden Horseshoe? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Provide explanation: <u>The Growth Plan for the GGH is coordinating for growth across the region including population and employment forecasts. This application is for a severance to create a new residential parcel and therefore, conforms with the Growth Plan.</u> _____	

Is the subject land within an area of land designated under any other provincial plan or plans? YES NO

If yes, indicate which plan(s) and provide explanation:

HISTORY OF SUBJECT LAND

Has the subject land ever been the subject of:

a) An application for approval of a Plan of Subdivision under section 51 of the *Planning Act*? YES NO

If yes, provide the following:

File No.: _____ Status: _____

b) An application for Consent under section 53 of the *Planning Act*? YES NO

If yes, provide the following:

File No.: _____ Status: **Additional Severance Applications being submitted simultaneously**

Is this application a resubmission of a previous application? YES NO

If yes, please provide previous file number and describe how this application has changed from the original application:

Has any land been severed from the parcel originally acquired by the owner of the subject land? YES NO

If yes, provide transferee's name(s), date of transfer, and uses of the severed land:

IS THE SUBJECT LAND THE SUBJECT OF ANY OF THE FOLLOWING DEVELOPMENT TYPE APPLICATIONS?

	No	Yes	File Number and File Status
Official Plan Amendment	X		
Zoning By-law Amendment		X	<u>Zoning By-law Amendment File OZS24-011 -</u>
Plan of Subdivision	X		<u>Approved December 2024</u>
Site Plan	X		
Building Permit	X		
Minor Variance	X		
Previous Minor Variance Application	X		
Minister's Zoning Order	X		