



Committee of Adjustment
Decision of Committee with Reasons
Re Application for Minor Variance
Planning Act, R.S.O. 1990, c. P.13, ss. 45(8)

Approval Authority: The Corporation of the Town of Orangeville

Applicants: Ted Gerber and Mary Jane Gerber

Location of Property: Lot 4, Block 10, Plan 138, municipally known as 7 York Street, in the Town of Orangeville, in the County of Dufferin

Purpose of Application: The applicant is requesting a minor variance to reduce the minimum interior side yard setback requirement from 1.5 metres to 0.64 metres in order to permit the construction of a two-storey addition at the rear of the dwelling.

We, the undersigned, in making the Decision upon this application have considered whether or not the variances requested were minor and desirable for the appropriate development and use of the land 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 a use of property which is lawfully non-conforming under the by-law as to whether or not this application has met the requirements of Section 45(1) of the Planning Act,

Concur in the following Decision and reasons for the Decision made on the **5th day of May 2021**.

The Request is hereby: **Approved**

This Decision:

If **approved**: is subject to the conditions and for the reasons set out on page two of the Notice of Decision of the Committee of Adjustment.

If **refused**: is for the reasons set out on page two of the Notice of Decision of the Committee of Adjustment.

Hiedi Murray, Chair
Rita Baldassara, Member
Scott Wilson, Member
Alan Howe, Member

Approved by all members present who concur in this Decision.

Certification
Planning Act, 1990, R.S.O. c. P.13, ss. 45(10)

I, Tracy Macdonald, Acting Secretary-Treasurer of the Committee of Adjustment certify that this is a true copy of the Decision of the Committee given on **May 5, 2021** with respect to the application recorded therein.

Tracy Macdonald, Acting Secretary-Treasurer
Committee of Adjustment

This Decision or any condition is subject to appeal to the Local Planning Appeal Tribunal (LPAT). The applicant, the Minister or any other person or public body who has an interest in the matter may within 20 days of the making of the decision appeal to the Tribunal against the decision of the committee by filing with the Secretary-Treasurer of the committee a notice of appeal setting out the objection to the decision and the reasons in support of the objection accompanied by payment to the Secretary-Treasurer of the fee charged by the Tribunal under the Local Planning Appeal Tribunal Act, 2017 as payable on an appeal from a committee of adjustment to the Tribunal.

For more information on the prescribed fee and to obtain a copy of the appeal form, please visit the LPAT website at: <https://elto.gov.on.ca/tribunals/lpat/about-lpat/>

Due to the COVID-19 declared emergency, the appeal form and payment may be delivered in person to the Town's drop box located outside Town Hall or mailed to:

Tracy Macdonald, Acting Secretary-Treasurer
Committee of Adjustment
Town of Orangeville
87 Broadway
Orangeville, ON
L9W 1K1

Date Decision Mailed: May 11, 2021

Last Day for Appealing this Decision: May 25, 2021

(Appeals must be received no later than 4:30 p.m. on the above date)

Conditions: None

Reason for Decision:

The Committee has received written and/or oral submission from the following during the hearing and has taken these submissions into consideration.

- Report from B. Ward, Manager, Planner, Infrastructure Services, dated May 5, 2021.
- A memorandum from Matt Alexander, Project Manager and Nicholas Trajkovski, Planner, County of Dufferin, dated April 28, 2021
- Correspondence from Annie Li, Planner, Planning & Development Services, Credit Valley Conservation, dated April 30, 2021

The Committee supports the report by the Manager of Planning, Infrastructure Services, Project Manager and Planner from the County of Dufferin and Planner from Credit Valley Conservation, regarding the application and finds the request to be minor in nature, desirable for the appropriate development or use of the lands and believes that the general intent and purpose of the Official Plan and the Zoning by-law are maintained.