

TOWNSHIP OF NAIRN AND HYMAN

Minor Variance Approval Authority Notice of Decision

DECISION
MINOR VARIANCE
Under Section 45 of the *Planning Act*

File No. : A02-22

Owner/Applicant: Maurice Papineau

Legal Description: PCL 23631 SEC SWS; SUMMER RESORT LT 5 PL M934 HYMAN; PT LT 6 PL M934 HYMAN; PT LT 6 PL M934 HYMAN PT 1, 53R11073; NAIRN AND HYMAN

Property Address: 38 Lakeview Drive, Township of Nairn and Hyman

Official Plan: Rural District

Zoning: Rural Residential (R3) Zone

By-law: Zoning By-law No. 2013-5

PURPOSE OF THE APPLICATION

The purpose of this minor variance application is to permit the construction of detached garage with a height of 6.1 m (20 ft) where normally 4.5 m (14.7 ft) is permitted.

MINOR VARIANCES ARE REQUIRED FOR THE FOLLOWING:

- Relief from Section 5.6.2 to permit the maximum height for an accessory building to be 6.1 m.

The Subject Lands are not subject to any other application under the *Planning Act*.

PUBLIC HEARING

No Comments Received

DECISION AND REASONS OF THE APPROVAL AUTHORITY

Notice was given and the request was heard by the approval authority at a public hearing on Oct. 11, 2022 as required by the *Planning Act*.

Proposed by : K. Bourrier, seconded by : B. Gingras and adopted with unanimity.

Application Number **A02-22** is hereby:

Approved

Approved On Condition

Refused

TOWNSHIP OF NAIRN AND HYMAN

MINOR VARIANCE DECISION

The Approval Authority, having considered the evidence presented and reviewed the plan and in consideration of all written and oral submissions made relating to the subject application, and having had regard to the matters set out in Section 45(1) of the *Planning Act*, R.S.O. 1990, c.P. 13, as amended, is satisfied that, a minor variance from the provisions of the by-law, in respect of the land, building or structure or the use thereof, is minor, is desirable for the appropriate development or use of the land, building or structure, and the general intent and purpose of the by-law and of the official plan are maintained.

In so doing, it is the decision of the Approval Authority that: the application for constructing a garage having a maximum height of 6.1 metres, be **approved** with the following conditions:

- That the proposed garage be permitted with the height as noted above and be located and constructed as illustrated on the drawings as attached hereto and labelled Schedule 'A'.

NOTICE OF RIGHT TO APPEAL

To appeal this Decision to the Ontario Land Tribunal (OLT), a letter, outlining the reasons for appeal, must be filed with the Township's Clerk.

Date of Decision: October 11th, 2022

Last Date of Appeal: October 31st, 2022

The notice of appeal must be accompanied by a cheque or money order for \$400.00 made payable to the Minister of Finance. If you have any questions about the appeal process, please contact the Township Clerk's office.

Only individuals, corporations and public bodies may appeal Decisions in respect of applications for minor variance to OLT. 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.

TOWNSHIP OF NAIRN AND HYMAN

MINOR VARIANCE DECISION

DECISION SIGNATURE PAGE

File No. : A02-221
Owner/Applicant: Maurice Papinaeu
Agent:
Legal Description: PCL 23631 SEC SWS; SUMMER RESORT LT 5 PL M934 HYMAN; PT LT 6 PL M934 HYMAN;
PT LT 6 PL M934 HYMAN PT 1, 53R11073; NAIRN AND HYMAN
Property Address: 38 Lakeview Drive, Township of Nairn and Hyman

We the undersigned, concur in the decision and reasons of the Approval Authority:



Mayor Frederic Diebel



Councillor Rod MacDonald



Councillor Guy Despatie



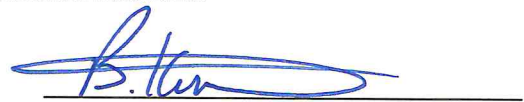
Councillor Brigita Girgras



Councillor Katherine Bourrier

I, Belinda Ketchabaw, Municipal Clerk/Treasurer of the Township of Nairn and Hyman, certify that the attached is a true copy of the Decision of the Approval Authority with respect to the application recorded.

October 11, 2022
Date of Decision



Belinda Ketchabaw
CAO, Clerk/Treasurer,
Township of Nairn and Hyman

TOWNSHIP OF NAIRN AND HYMAN

MINOR VARIANCE DECISION

Schedule 'A'

LOT 5 + PART OF LOT 6
53R-11073 M934

