



THE MUNICIPALITY OF

**LAMBTON SHORES**

**Planning and Development Services**

9577 Port Franks Road, R.R. #1

Thedford, ON N0M 2N0

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## **CONSENT – NOTICE OF DECISION**

The Municipality of Lambton Shores Committee of Adjustment has made a decision regarding an application for consent. The consent has been considered under the requirements of the *Planning Act RSO 1990 c.P.13* and applicable regulations. The purpose of this notice is to provide you with a copy of the decision.

### **The Decision:**

Date of Decision: Wednesday, April 24, 2024

Late Date of Appeal: Wednesday, May 15, 2024

### **The Proposal:**

File No. B09-2024

Address: 6016 Lakeshore Road, (Con LRW, Pt Lot 78)

An application for consent has been received requesting consent to register an easement over lands known as 6016 Lakeshore Road in favour of 6014 Lakeshore Road to recognize the location of an existing waterline and make an expiring easement permanent. In this respect, Orchard View Park campground is serviced by a waterline that crosses 6016 Lakeshore Road via Parts 1 and 2 on RP 25R8815 and an easement that is set to expire this year.

**Decision: THAT** Consent Application B09-2024, requesting permission to convey an easement for a waterline over Parts 1 & 2 on RP 25R8815 of 6016 Lakeshore Road in favour of 6014 Lakeshore Road, be approved, subject to the following conditions:

1. That the Applicant submit to the Municipality two copies of a reference plan showing the easement or submit a written description which is acceptable to the County of Lambton Registrar;
2. That any municipal taxes and local improvements including interest and penalties thereon that may be owing and payable with respect to both 6016 and 6014 Lakeshore Road be paid to date;
3. That the applicant pay the Municipality's deed stamping fee; and
4. That all conditions be fulfilled and the certificate of consent required by Section 53(42) of the Planning Act be obtained within two years of the notice of decision of this consent.

### **Reason for Decision:**

The Committee believes the request to be desirable for the appropriate development and use of the lands and believes that the general intent and purpose of the Official Plan and the Zoning By-law are maintained.



**Members concurring in the above ruling:**

S. Robinson



D. Sageman



D. Hales



D. Marsh



R. Lichty



R. Dodge

Absent

R. Loader



\*\*\*\*\* CERTIFICATION \*\*\*\*\*

I, Jennifer Turk, Secretary-Treasurer of the Committee of Adjustment for the Municipality of Lambton Shores, hereby certify that the above is a true copy of the decision of the Committee of Adjustment with respect to the application recorded herein. Dated this 25<sup>th</sup> day of April, 2024.



Jennifer Turk, Dipl. M. M., Secretary-Treasurer,  
Committee of Adjustment,  
Municipality of Lambton Shores

**NOTE:**

The last day for appeal of the above decision to the Ontario Land Tribunal (formerly Local Planning Appeal Tribunal) is **May 15<sup>th</sup>, 2024**. To appeal Committee's decision to the Tribunal a notice of appeal must be filed with the Secretary-Treasurer of the Committee of Adjustment of the Municipality of Lambton Shores, 9577 Port Franks Road, Thedford, ON N0M 2N0. The appeal must set out the reasons for the appeal, must be submitted using the Appeal Form required by the Tribunal, and must be accompanied by the fee required by the Tribunal, paid by certified cheque or money order, made payable to the Ontario Minister of Finance, as well as the fee required made payable to the Municipality of Lambton Shores as per the Fees and Charges By-law.

Written and verbal submissions were received by the Committee of Adjustment and assisted the Committee to make an informed decision.

You will be entitled to receive notice of any changes to the conditions of the provisional consent if you have made a written request to be notified of the changes to the conditions of the provisional consent.

Only the Applicant, Minister, specified person (as defined in Section 1 of the *Planning Act*) or public body that has an interest in the matter has the right to appeal of decisions of the Committee of Adjustment. These parties must make written submissions to the Committee prior to the Committee granting or refusing Provisional Consent otherwise, the Ontario Land Tribunal (OLT) may dismiss the appeal.