



Township of Southgate Committee of Adjustment

Notice of Decision for Minor Variance

Application No. A15-25

Owner Name: Martins Farm Service Inc.

Applicant: Martins Farm Service Inc.

In the matter of an application to the Committee of Adjustment of the Township of Southgate under Section 45(2) of the Planning Act of Ontario, R.S.O. 1990, c.P. 13, as amended for lands legally described as Con 1 Div 3 Pt Lot 28 Con 1 ;Div 1 Pt Lot 29, Geographic Township of Egremont, Township of Southgate. Roll 42-07-060-005-01000.

Decision: That the Committee of Adjustment, having given consideration to the applicable provisions of Section 45(2) of the Planning Act, the Official Plan of the Township of Southgate, the characteristics of the subject land and its surroundings as addressed in the Planning Report on the subject application dated January 28, 2026, the correspondence received, and information presented at the hearing held on January 28, 2026, and the discussion on the matter, hereby **APPROVE** application **A15-25** is to permit an existing retaining wall to remain with a deficient setback from the centre line Provincial Highway 6, subject to the following conditions:

1. **That** Committee approve Minor Variance A15-25 to reduce the required setback of 32 metres under Section 5.16(d) from the centre line of Highway 6 where the existing retaining wall has a setback of 23 metres to the west end and 26 metres from the east end of the centre line and meet all other setbacks in the C4 Zone, parking requirements, and other provisions of the Township Zoning By-law are met;
2. **That** conditions of any permit obtained from the Ministry of Transportation Ontario are met; and
3. **That** an Amendment to the existing Site Plan Agreement is required; and
4. **That** the applicant enter into a letter of indemnification with the Township relating to the retaining wall.

Date of Decision **January 28, 2026**

The Last Day for Appeal is **February 17, 2026**

Additional information regarding the application is available for inspection in the Planning Department at the Township of Southgate Administration Office, 185667 Grey County Road 9, Dundalk ON N0C 1B0, during regular office hours, Monday to Friday, 8:30 a.m. to 4:00 p.m.

Appeal of a Decision

The applicant, the Minister or any other person or public body who has an interest in this 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 prescribed by the Ontario Land Tribunal as payable on an appeal from a committee of adjustment to the Tribunal. Any party interested in this application should take legal advice regarding their eligibility to appeal.

The secretary-treasurer of a committee, upon receipt of a notice of appeal filed under subsection (12), shall forthwith forward the notice of appeal and the amount of the fee mentioned in subsection (12) to the Tribunal by registered mail together

with all papers and documents filed with the committee of adjustment relating to the matter appealed from and such other documents and papers as may be required by the Tribunal.

If within such 20 days no notice of appeal is given, the decision of the committee is final and binding, and the secretary-treasurer shall notify the applicant and shall file a certified copy of the decision with the clerk of the municipality.

The applicant, or any other person or public body who has an interest in this matter that wishes to appeal to the Ontario Land Tribunal can obtain a copy of the appeal form from the Ontario Land Tribunal website at <https://olt.gov.on.ca/appeals-process/forms/> or by calling 1-866-448-2248. The form, together with the appropriate fee, are to be sent by:

**Registered Mail or Personal Delivery To:
The Secretary-Treasurer, Committee of Adjustment
Township of Southgate
185667 Grey County Road 9, Dundalk, ON N0C 1B0**

A certified true copy of this notice of decision has been given to the applicant.

Dated this 2nd day of February 2026.

Lindsey Green
Secretary-Treasurer
Committee of Adjustment

This Decision may be signed in counterparts without affecting the validity of the Decision.

Brian Milne

Martin Shipston

Monica Singh Soares

Barbara Dobreen

Jim Ferguson

Absent

Jason Rice

Joan John