



Township of Southgate Committee of Adjustment

Notice of Decision for Minor Variance

Application No. A10-25

Owner Name: Cody Banks

Applicant: Cody Banks

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 PLAN 16 M65 LOT 98, Geographic Township of Proton, now in the Township of Southgate. Roll 42-07-090-005-09798.

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 September 24, 2025, the correspondence received, and information presented at the hearing held on September 24, 2025, and the discussion on the matter, hereby **APPROVE** application **A10-25** to permit the existing concrete deck to remain with a ± 0.35 metre northwest side yard and variances for any other accessory structure setbacks for the pool to be constructed with a 1.0 metre setback to the interior lot line, and a total lot coverage of 49%, subject to the following conditions:

- 1. That** Committee approved to reduce the side yard setback to ± 0.35 metres from the northwest lot line for the existing concrete deck where the current zoning requires 1.0 metre and permit a maximum lot coverage of $\pm 48.9\%$ where zoning allows a maximum of 40%;
- 2. That** the existing deck and proposed pool comply with any applicable requirements under the Zoning By-law respecting fencing, and that minimum 1.5 metre privacy fencing be installed along the northeast edge of the existing concrete deck; and
- 3. That** a building permit is obtained to demonstrate compliance with the Ontario Building Code.

Date of Decision

September 24, 2025

The Last Day for Appeal is

October 14, 2025

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 25th day of September 2025.




Holly Malynyk
Secretary-Treasurer
Committee of Adjustment


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

Absent

Brian Milne


Martin Shipston



Monica Singh Soares




Barbara Dobreen

Absent

Jim Ferguson



Jason Rice


Joan John