

TOWNSHIP OF PUSLINCH

Date: June 9, 2015

To: Committee of Adjustment

From: Kelly Patzer, Development Coordinator

Re: Planning Recommendation for

Application D13/SCO – Douglas Scott & Laurie Arnott Property described as Concession 10, Rear Part Lot 10

Municipally known as 290 Hume Road

Township of Puslinch

Application:

Requesting relief from Zoning By-law 19/85, as amended, to allow a minimum side yard setback of 1 metre, to permit a garage which allows wheelchair access.

County of Wellington Official Plan:

The property is designated as Secondary Agricultural Area, Greenlands and Core Greenlands under the County of Wellington Official Plan. The proposed garage addition and existing dwelling are located within the Secondary Agricultural Area. Single detached homes and accessory residential uses are permitted within this designation.

Township of Puslinch Zoning By-law:

The subject property is designated Agricultural (A) Zone and Natural Environment (NE) Zone under By-law 19/85. The existing dwelling and proposed attached garage addition are located within the A Zone.

The Agricultural Zone of By-law 19/85, Section 5.3e(v), requires a minimum side yard of 2.4 metres when the residence is 1.5 or 2 storeys and has an attached garage.

Comments:

This application was circulated for review and comment to Township Departments, external agencies and the general public within 60 metres of the subject property. No objections were received.

Recommendation:

It is the opinion of Staff that this application for a Minor Variance meets the four tests of a minor variance as follows:

- 1. Maintains the intent and purpose of the County of Wellington Official Plan: the OP permits single detached homes in Secondary Agricultural Areas;
- 2. Maintains the purpose and intent of the Township of Puslinch Zoning By-law 19/85, as amended: single detached dwellings are permitted in the Agricultural Zone:
- 3. The variance is considered to be minor in nature;
- 4. The variance is deemed to be desirable for the appropriate development or use of the property;

Township Staff has no objection to this Minor Variance application being approved subject to the following condition:

1. The 1 metre side yard setback shall only apply to the east side lot line to accommodate the proposed garage addition.

Notes:

Grand River Conservation Authority:

 The proposed garage addition and any future development on the property will require written approval from the GRCA in the form of a permit pursuant to Ontario Regulation 150/06

Township of Puslinch Building Department:

- Glazed openings are not permitted on any exterior wall located within 1.2 metres of a property line.
- Exterior walls are required to have a minimum fire resistance rating of 45 minutes when located less than 1.2 metres but not less than 0.6 metres to the property line.



General Information:

Township of Puslinch

7404 Wellington Road #34 Guelph, ON, N1H 6H9

> T: (519) 763 – 1226 F: (519) 763 – 5846 www.puslinch.ca

Minor Variance or Permission Application

1. Applicant Information: Registered Owner's Name(s): Douglas Scott and Laurie Arnott 290 Hume Road Address: Puslinch City: **N0B 2J0** Postal Code: dougmscott@hotmail.com E-mail Address: 416-526-1978 Telephone Number: Fax: Applicant (Agent) Name(s): Address: City: Postal Code: E-mail Address: Telephone Number: Fax:

Name, address, and phone number of all persons having any mortgages, charges, or encumbrances on the property.
Royal Bank of Canada
Send correspondence to: Owner: Agent Other:
2. Provide a description of the "entire" property:
Municipal address: 290 Hume Road
Concession: 10 Lot: PT Lot 10
Registered Plan Number: 61R5112 Part 1 Pt
Area: ha Depth: 480 m Frontage: 39.554 _m
6.2ftft
Width of road allowance (if known):
Reason for Application:
3. Please indicate the Section of the Planning Act under which this application is being made. Select one:
Section 45(1) relates to a change to a by-law standard (e.g. setbacks, frontage, height, etc.); or
Section 45(2) relates to a change to or expansion of an existing legal non-conforming use.
4. What is the nature and extent of the relief that is being applied for? (please specifically indicate on sketch).
We are seeking relief from the required 3 metre setback for the East side of the house in order to build an appropriate garage. WE SEEK A SETBACK OF
UNE METRE TO PERMIT A GARAGE WHICH ALLOWS WHERE CHAIR ACCESS PL SOF

5. Why is it not possible to comply with the provisions of the by-law? (please specifically indicate on sketch).

The home owner uses a wheelchair. In order to gain functional access to the home in winter (i.e. she cannot push through the snow), a garage needs to be added to the house. There is a well at the back of the house and septic tank in front so the garage will be affixed to the East wall where the current driveway ends. To accommodate the wheelchair lift to enter the house (6 ft plus entry space 4 ft), the vehicle side entry wheelchair lift (5 ft) and the vehicle (8 ft), the garage needs to be 24.5 ft wide on the outside. This brings the garage to 1 metre from the property line.

6. What is the current Official Plan and zoning status?

Official Plan Designation:	Secondary	Agricultural	
Zoning Designation:	Agricultural		
7. What is the access to	the subject prope	erty?	9
Provincial Highway:			
Continually maintained m	unicipal road:		
Seasonally maintained m	unicipal road:		
Other: (please spec	cify below)		
8. What is the name of subject property? Hume Road	of the road or stre	et that provides ac	cess to the
9. If access is by water used or to be used an subject land to the ne	nd the approximate	distance of these fa	
/			3

Existing and Proposed Service:

10. Indicate the applicable water supply and sewage disposal:

Water Supply/Sewage Disposal:	Existing:	Proposed:
Municipal Water:		
Communal Water:		
Private Well:	~	
Other Water Supply:		
Municipal Sewers:		
Communal Sewers:		
Private Septic:	~	
Other Sewage Disposal:		
11. How is storm drainage provided? Storm Sewers: Ditches: Swales: Other means: (explain below)		
ei e		

Existing Subject and Abutting Property Land Uses, Buildings and their Locations:

12. What is the existing use of:

The subject property?	Residential	

The abutting properties? Residential / Vacant

13. Provide the following details for all buildings on or proposed for the subject land: (please use a separate page if necessary)

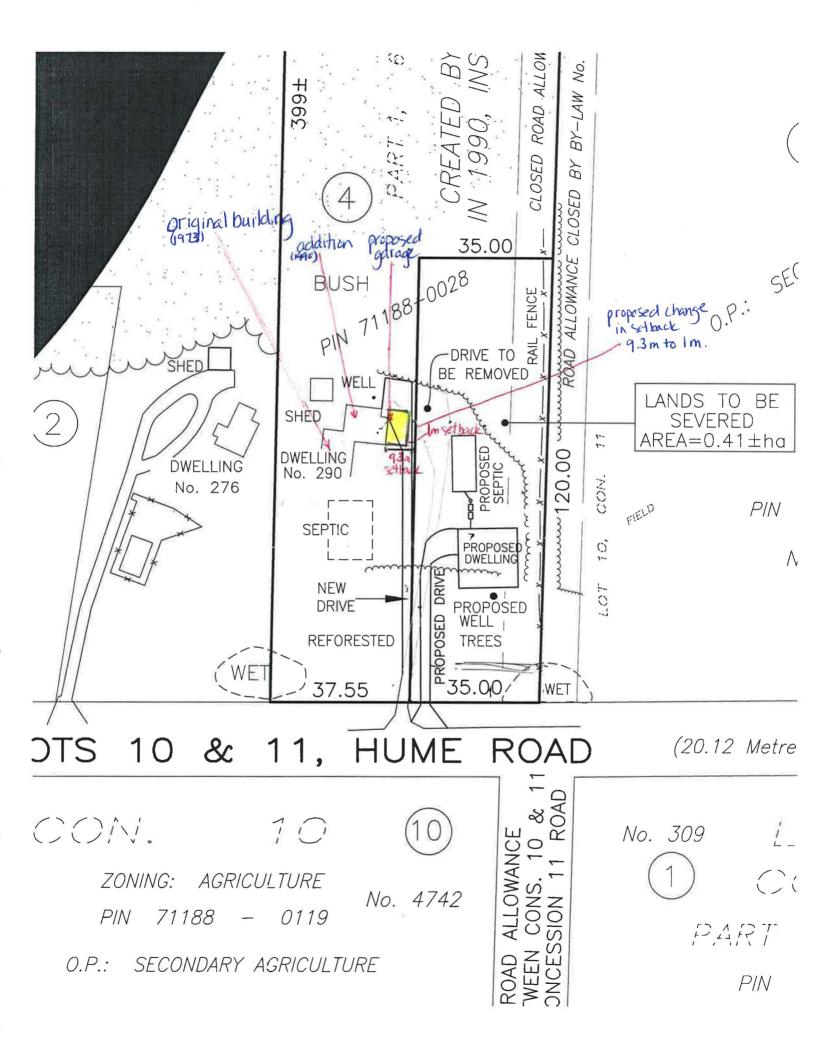
Building Details:	Exis	sting:		Prop	osed:	Y//#
Type of Building(s)/ structures		brick			brick	
Main Building height	m	16	ft.	m	16	ft.
*Percentage lot coverage	m	.7%	ft.	m	.25%	ft.
*Number of parking spaces		2			2	
*Number of loading spaces						
Number of floors		1			1	
Total floor area	m²	1982	ft ²	m²	1982	ft ²
Ground floor area (exclude basement)	m²	1982	ft²	m²	1982	ft²

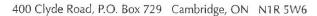
14. What is the location of all buildings existing and proposed for the subject property? (specify distances from front, rear and side lot lines)

Building Details:		Existing:			Proposed:		
Front Yard	60	m	ft.	m	60	ft.	
Rear Yard	480	m	ft.	- m	480	ft.	
Side Yards	9 & 8	m	ft.	m	1 & 8	ft.	

15. What are the dates of acquisition and construction of subject property and building property?
Date of acquisition of subject property: May 1, 2015
Date of construction of buildings property: Original 1973, Addition 1990, Garage July 2015
16. How long have the existing uses continued on the subject property? 42 Years
17. Has the owner previously applied for relief in respect of the subject property?
Yes No
If the answer is yes, please indicate the file number and describe briefly:
Other Related Planning Applications:
18. Has an application for any of the following on the subject lands?

Planning Application:	Yes:	No:	File Number:	Approval Authority:	Subject Lands	Purpose:	Status:
Official Plan Amendment		~					
Zoning By- Law Amendment		~					
Plan of Subdivision		~					
Consent (Severance)							
Site Plan							
Minor Variance		~					







Phone: 519.621.2761 Toll free: 866.900.4722 Fax: 519.621.4844 Online: www.grandriver.ca

PLAN REVIEW REPORT TO: Township of Puslinch, Committee of Adjustment

Kelly Patzer, Secretary-Treasurer

DATE: June 3, 2015

YOUR FILE: D13/SCO

GRCA FILE: D13-SCO – 290 Hume Road (Scott)

RE: Application for Minor Variance D13/SCO

290 Hume Road, Township of Puslinch

Douglas Scott and Laurie Arnott

GRCA COMMENT:*

The Grand River Conservation Authority (GRCA) has no objection to the minor variance application to allow a reduced minimum side yard setback.

BACKGROUND:

1. Resource Issues:

Information currently available at this office indicates that the property contains part of the Provincially Significant Arkell Corwhin Wetland Complex, a watercourse, floodplain, and the allowances adjacent to these features.

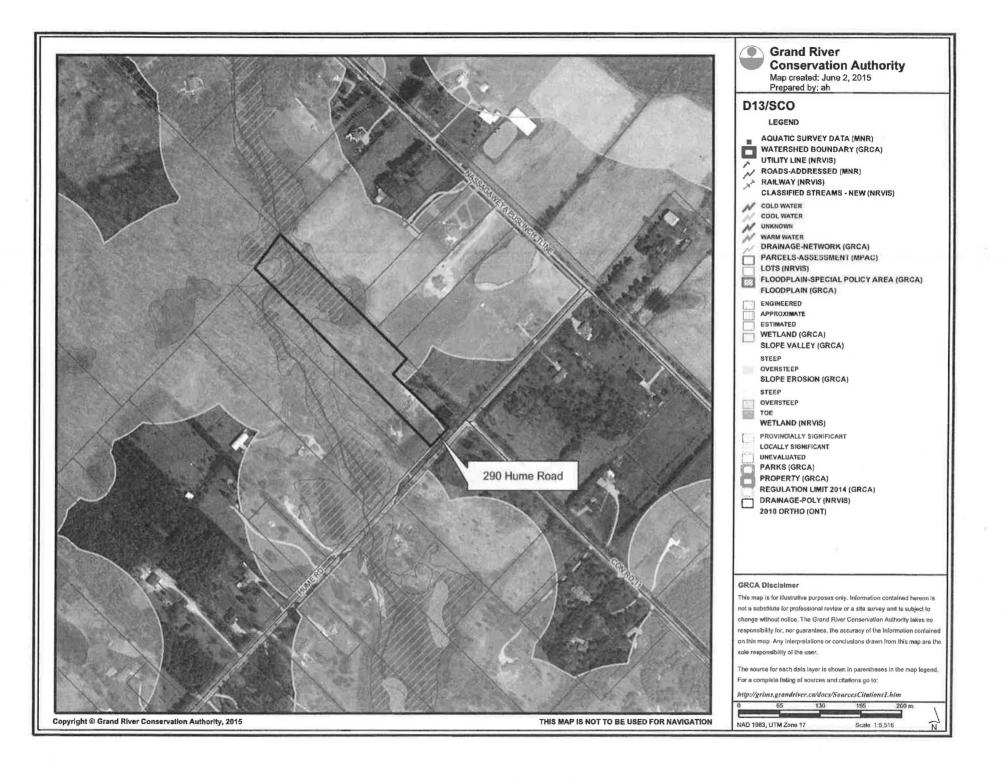
2. Legislative/Policy Requirements and Implications:

Due to the presence of the above-noted features, the subject lands are regulated by the GRCA under Ontario Regulation 150/06 - Development, Interference with Wetlands and Alterations to Shorelines and Watercourses Regulation. The proposed garage addition and any future development on the property will require prior written approval from the GRCA in the form of a permit pursuant to Ontario Regulation 150/06.

3. Additional Information/Suggestions provided in an advisory capacity:

We wish to acknowledge receipt of the applicable plan review fee of \$250.00 for our review of this application.

Should you have any questions or require further information, please do not hesitate to contact me at extension 519-621-2763 ext. 2236.







PLANNING AND DEVELOPMENT DEPARTMENT GARY A. COUSINS, M.C.I.P., DIRECTOR T 519.837.2600 T 1.800.663.0750 F 519.823.1694 ADMINISTRATION CENTRE
74 WOOLWICH STREET
GUELPH ON N1H 3T9

May 28, 2015

BY E-MAIL Kpatzer@puslinch.ca

Ms. Kelly Patzer, Development Coordinator Township of Puslinch R. R. 3 (Aberfoyle) Guelph, Ontario N1H 6H9

Dear Ms. Patzer:

Re:

Minor Variance - D13 SCO

290 Hume Road (Rear Part Lot 10, Concession 10)

Township of Puslinch

Thank you for circulating the above-noted application to our office for review. It is our understanding that relief is being sought to allow for a minimum side yard setback of 1 m (3.3 ft) to accommodate wheelchair access, whereas 2.4 m (7.9 ft) would normally be required.

As there are no areas of Provincial or County interest associated with this application, we would have no concerns with this request.

I trust that these comments will be of assistance to the Committee. We would appreciate a copy of the Committee's decision with respect to this application.

Yours truly,

Sarah Wilhelm, MCIP, RPP

Senior Planner

Kelly Patzer

From:

Adam French

Sent:

May-28-15 2:55 PM

To:

Kelly Patzer

Subject:

RE: Minor Variance D13SCO

Follow Up Flag:

Follow up

Flag Status:

Flagged

>Glazed openings are not permitted on any exterior wall located within 1.2 meters of a property line.

>Exterior walls are required to have a minimum fire resistance rating of 45minutes when located less than 1.2m but not less than 0.6m.

Adam French
Building Inspector/Enforcement Officer
Township of Puslinch
7404 Wellington Rd 34, Guelph, ON N1H 6H9
P 519-763-1226 F 519-763-5846
www.puslinch.ca

From: Kelly Patzer

Sent: May-27-15 4:24 PM

To: Sarah Wilhelm; Aldo Salis; Adam French; Andrew Herreman

Cc: John Sepulis; Dianne Paron; Ken Roth; Dennis O'Connor; Robin Wayne

Subject: RE: Minor Variance D13SCO

Hello,

Please find the application for Scott – 290 Hume Rd. I'd appreciate any comments by Wednesday June 3

Thank you!

Kelly Patzer

Development Coordinator Township of Puslinch (519) 763-1226 ext 226 www.puslinch.ca

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TOWNSHIP OF PUSLINCH

Date: June 9, 2015

To: Committee of Adjustment

From: Kelly Patzer, Development Coordinator

Re: Planning Recommendation for

Application D13/HAG – Eric & Barbara Hagens Property described as Concession 9, Part Lot 16

Municipally known as 7667 Maltby Road E

Township of Puslinch

Application:

Requesting relief from Zoning By-law 19/85, as amended, to allow a minimum lot frontage of 84.1 metres to accommodate a proposed severance (County of Wellington file B20/15).

County of Wellington Official Plan:

The property is designated as Secondary Agricultural Area under the County of Wellington Official Plan. Single detached homes and accessory residential uses are permitted within this designation.

Township of Puslinch Zoning By-law:

The subject property is designated Agricultural (A) Zone and Natural Environment (NE) Zone under By-law 19/85. The A Zone under By-law 19/85, Section 5.3b, requires a minimum lot frontage of 121.9 metres for properties over 4.0 hectares.

When the proposed parcel is severed, the retained parcel will maintain a lot area greater than 4.0 hectares but will have frontage of 84.1 metres which no longer will meet the minimum lot frontage of 121.9 metres.

Comments:

This application was circulated for review and comment to Township Departments, external agencies and the general public within 60 metres of the subject property. No objections were received from the circulated agencies.

An objection was received from the Public noting that the reduced frontage is not minor and will have a negative impact on the rural character of Maltby Road.

Recommendation:

It is the opinion of Staff that this application for a Minor Variance meets the four tests of a minor variance as follows:

- 1. Maintains the intent and purpose of the County of Wellington Official Plan: the OP permits single detached homes in Secondary Agricultural Areas;
- 2. Maintains the purpose and intent of the Township of Puslinch Zoning By-law 19/85, as amended: single detached dwellings are permitted in the Agricultural Zone;
- 3. The variance is considered to be minor in nature;
- 4. The variance is deemed to be desirable for the appropriate development or use of the property;

Township Staff has no objection to this Minor Variance application being approved.



General Information:

Township of Puslinch

7404 Wellington Road #34 Guelph, ON, N1H 6H9

T: (519) 763 – 1226 F: (519) 763 – 5846

www.puslinch.ca

Minor Variance or Permission Application

1. Applicant Information: Registered Owner's Name(s): FRICA BORROLA HAGENS 7667 MALTBY RODD, EDST. Address: RLI PUSCINCH, ONTARIO. NOB City: Postal Code: NOB ZOO FRIC. HOGENS 45 DG MOIL. Com E-mail Address: 519.763.5496 Telephone Number: 519 763 0531 Fax: N/a, Applicant (Agent) Name(s): Address: City: Postal Code: E-mail Address: Telephone Number: Fax:

Name, address, and phone number of all persons having any mortgages, charges, or encumbrances on the property.
TORONTO DOMINION TRAIK
Send correspondence to: Owner:
2. Provide a description of the "entire" property:
Municipal address: 7667 MALTBY ROAD EDST. REI PUSLINGH
Concession: 9 Lot: 1 L
Registered Plan Number: Pact Pun 6/R - 2019
Area: ha
22. 88 acftft
Width of road allowance (if known): 20.12METRIS (66FT)
Reason for Application:
3. Please indicate the Section of the Planning Act under which this application is being made. Select one:
Section 45(1) relates to a change to a by-law standard (e.g. setbacks, frontage, height, etc.); or
Section 45(2) relates to a change to or expansion of an existing legal non-conforming use.
4. What is the nature and extent of the relief that is being applied for? (please specifically indicate on sketch).
FOLLOWING APPROVOL OF A PROJUESTED SEVERONCE THE REMOINING FROMTOGE OF 84.10 METERS WILL THE LESS THAN THE PROJURGE 121.90 METERS.

Provincial Highway: Continually maintained municipal road: Continually maintained mu	See	ATTOCHLO - SEVERONCE SKETCH
Coning Designation: Coning Designation: Coning Designation: Continually maintained municipal road: Continually maintained		
Provincial Highway: Continually maintained municipal road: Seasonally maintained municipal road: Other: (please specify below) 3. What is the name of the road or street that provides access to the subject property? Macray Road Est, Puscoca O. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	6. What i	s the current Official Plan and zoning status?
7. What is the access to the subject property? Provincial Highway: Continually maintained municipal road: Seasonally maintained municipal road: Other: (please specify below) 8. What is the name of the road or street that provides access to the subject property? MALTRY ROAD EAST, PUBLICAN 9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	Official Pl	lan Designation: SECONDREY RICULTUROL & COUL CREENLE
Provincial Highway: Continually maintained municipal road: Seasonally maintained municipal road: Other: (please specify below) 8. What is the name of the road or street that provides access to the subject property? MALTISY ROAD EAST, PUSLINGER 9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	Zoning D	esignation: Daliculture & NOTUROL ENVIRONMENT
Continually maintained municipal road: Seasonally maintained municipal road: Other: (please specify below) 8. What is the name of the road or street that provides access to the subject property? Macroy Road East, Poscore 9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	7. What i	s the access to the subject property?
Seasonally maintained municipal road: Other: (please specify below) 8. What is the name of the road or street that provides access to the subject property? MALTRY ROAD EDST, PUBLICAN 9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	Provincial	Highway:
9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	Continual	ly maintained municipal road: 🗸
8. What is the name of the road or street that provides access to the subject property? Maurisy Road Edst, Publicat 9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	Seasonal	ly maintained municipal road:
Subject property? Mactray Road East, Pusciness 9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	Other:	(please specify below)
Subject property? Mactray Road East, Pusciness 9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	-	
9. If access is by water only, please describe the parking and docking facilities used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.		
used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.	MAL	FBY RODO EDST, PUSLINGH
used or to be used and the approximate distance of these facilities from the subject land to the nearest public road.		
2/2	used o	or to be used and the approximate distance of these facilities from the
	2/2	
	-	

5. Why is it not possible to comply with the provisions of the by-law?

Existing and Proposed Service:

10. Indicate the applicable water supply and sewage disposal:

Water Supply/Sewage Disposal:	Existing:	Proposed:
Municipal Water:		
Communal Water:		
Private Well:	✓	V
Other Water Supply:		
Municipal Sewers:		
Communal Sewers:		
Private Septic:	V	V
Other Sewage Disposal:		
11. How is storm drainage provided? Storm Sewers: Ditches: ✓ Swales: ✓ Other means: (explain below)		

Existing Subject and Abutting Property Land Uses, Buildings and their Locations:

12. What is the existing use of:

The subject property? Lands copied Bush DREA. PART OF RESIDENCE LOND

The abutting properties? Residential The Lungs

13. Provide the following details for all buildings on or proposed for the subject land: (please use a separate page if necessary)

Building Details:	Exi	sting:	Prop	oosed:
Type of Building(s)/ structures				
Main Building height	m	ft.	_m	ft.
*Percentage lot coverage	m	ft.	m	ft.
*Number of parking spaces				
*Number of loading spaces	N/A.			
Number of floors				
Total floor area	m²	ft²	m²	ft²
Ground floor area (exclude basement)	m ²	ft²	m ²	ft ²

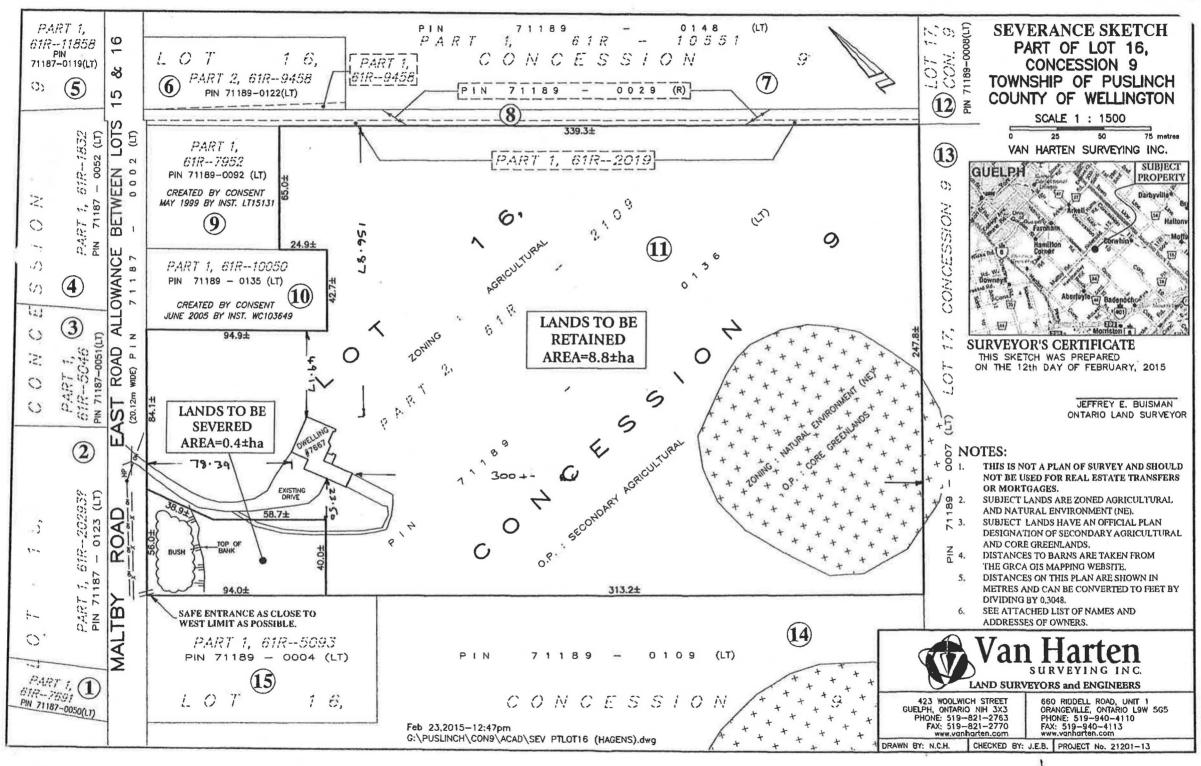
14. What is the location of all buildings existing and proposed for the subject property? (specify distances from front, rear and side lot lines)

Building Details:	Existing:				Proposed:			
Front Yard	78.39	m	257	ft.	NO CHONINGE	ft.		
Rear Yard	Approx	m	984	ft.	NO CUAGIM	ft.		
Side Yards	156.87	m	514.53	ft.	23-50 * 77.08 NOCHEIGE M	FT ft.		

NOTE - SIDE YORD DIMENSIAN FOLLOWING SEVERDUCK CLOSEST DIMENSIAN, SEE ATTOCHED SURVERDUCK SKETCH

15. What are the dates of acquisition and construction of subject property and building property?
Date of acquisition of subject property: 26-11-1999
Date of construction of buildings property: 2000- Zool
16. How long have the existing uses continued on the subject property? 15 എട്ടവു
17. Has the owner previously applied for relief in respect of the subject property?
Yes No V
If the answer is yes, please indicate the file number and describe briefly:
N/A.
Other Related Planning Applications:
18. Has an application for any of the following on the subject lands?

Planning Application:	Yes:	No:	File Number:	Approval Authority:	Subject Lands	Purpose:	Status:
Official Plan Amendment							
Zoning By- Law Amendment							
Plan of Subdivision		✓					
Consent (Severance)	V						
Site Plan							
Minor Variance							







PLANNING AND DEVELOPMENT DEPARTMENT GARY A. COUSINS, M.C.I.P., DIRECTOR T 519.837.2600 T 1.800.663.0750 F 519.823.1694 ADMINISTRATION CENTRE
74 WOOLWICH STREET
GUELPH ON N1H 3T9

May 28, 2015

BY E-MAIL Kpatzer@puslinch.ca

Ms. Kelly Patzer, Development Coordinator Township of Puslinch R. R. 3 (Aberfoyle) Guelph, Ontario N1H 6H9

Dear Ms. Patzer:

Re:

Minor Variance - D13 HAG

7667 Maltby Road East (Part Lot 16, Concession 9)

Township of Puslinch

Thank you for circulating the above-noted application to our office for review. It is our understanding that relief is being sought to allow for a minimum lot frontage of 84 m (276 ft) to accommodate a new lot, whereas 121.9 m (400 ft) would normally be required for a lot over 4 ha in area in the Agricultural (A) Zone.

This application would satisfy a condition of severance application B20/15 which was granted provisional consent May 14, 2015. As there are no areas of Provincial or County interest associated with this application, we would have no concerns with this request.

I trust that these comments will be of assistance to the Committee. We would appreciate a copy of the Committee's decision with respect to this application.

Yours truly,

Sarah Wilhelm, MCIP, RPP

Senior Planner

Kelly Patzer

From:

Adam French

Sent:

May-28-15 9:45 AM

To:

Kelly Patzer

Subject:

RE: Minor Variance D13HAG

No issues with this one.

Adam French
Building Inspector/Enforcement Officer
Township of Puslinch
7404 Wellington Rd 34, Guelph, ON N1H 6H9
P 519-763-1226 F 519-763-5846
www.puslinch.ca

From: Kelly Patzer

Sent: May-27-15 4:19 PM

To: Sarah Wilhelm; Aldo Salis; Adam French; Andrew Herreman

Cc: John Sepulis; Dianne Paron; Ken Roth; Dennis O'Connor; Robin Wayne

Subject: Minor Variance D13HAG

Hello,

Please find the application for Hagens – 7667 Maltby Rd E. I'd appreciate any comments by Wednesday June 3

Thank you!

Kelly Patzer

Development Coordinator Township of Puslinch (519) 763-1226 ext 226 www.puslinch.ca

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Attention: Kelly Patzer, Secretary/Treasurer of the Committee of Adjustments

Re: Minor Variance Application #D13/HAG (Eric and Barb Hagens)

Date: June 2, 2015

Note: Due to a previous meeting the ends at 7 pm, Anne Secord will be attending the public hearing but arriving 10 minutes late. My apologies in advance.

This application for a reduction in frontage to 84 metres does not reflect our interest as neighbours. The existing bylaw requiring a minimum of 121.9 metres better reflects the neighbourhood. Allowing a smaller frontage will have a negative impact. We want to maintain the rural character of Maltby Road. Furthermore, the variance indicates a significant reduction. If accepted, the property will only meet 69% of the minimum frontage requirements. The property in question has a road frontage of 140 metres, which is just 18 metres above the required minimum.

Perhaps the time has come to reconsider allowing these small parcels of land. Neighbourhood property values and eventual resale of homes is negatively impacted due to the close proximity of homes and lack of privacy.

We are concerned about multiple driveways near the blind hill where the severance driveway would be located. With the new golf course driveway entrance also at this location, there is now significantly more traffic.

This minor variance was not part of the original severance package that was distributed to us earlier. As a suggestion, in the future, it would be more useful to include future variance possibilities at that time.

Regards the undersigned,

Ross Secord 7672 Maltby Road East RR #1 Puslinch, ON NOB 2JO

Anne Secord 7672 Maltby Road East RR #1 Puslinch, ON NOB 2J0

Marty Verspagem 7671 Maltby Road East RR #1 Puslinch, ON NOB 2J0

Susan Verspagem 7671 Maltby Road East RR #1 Puslinch, ON NOB 2J0