



# Municipality of West Grey

## Application for Zoning By-law Amendment and/or West Grey Official Plan Amendment

402819 Grey Road 4  
 Durham, ON N0G 1R0  
 Phone (519) 369-2200  
 E-mail [notice@westgrey.com](mailto:notice@westgrey.com)  
 Web [www.westgrey.com](http://www.westgrey.com)

OFFICE USE ONLY			
<b>Date Received:</b>		<b>File No:</b>	
<b>Receipt #</b>		<b>Total Application Fee Received:</b>	
<b>Roll Number:</b>		<b>Pre-Submission Consultation:</b>	Yes <input type="checkbox"/> No <input type="checkbox"/>

**COMPLETENESS OF THE APPLICATION:**

This application form sets out the information that must be provided by the applicant, as prescribed in the various Ontario Regulations made under the Planning Act.

As per 'Section 34(10.2) Other Information' of the Planning Act RSO 1990 as amended the Council of the Municipality of West Grey requires that assessments, reports, studies, analyses or other material as outlined in the West Grey Official Plan and/or Grey County Official Plan be submitted at the time of application. Zoning By-law Amendment applications submitted without the required assessments, reports, studies, analyses or other material as required by the Official Plan(s) will be deemed incomplete and Council shall refuse to accept or further consider the application as per Section 34(10.3) of the Act. Applications deemed incomplete will be returned to the Owner/Applicant.

As per 'Section 22(5) Other Information' of the Planning Act RSO 1990 as amended the Council of the Municipality of West Grey requires that assessments, reports, studies, analyses or other material as outlined in the West Grey Official Plan and/or Grey County Official Plan be submitted at the time of application. Official Plan Amendment applications submitted without the required assessments, reports, studies, analyses or other material as required by the Official Plan(s) will be deemed incomplete and Council shall refuse to accept or further consider the application as per Section 22(5) of the Act. Applications deemed incomplete will be returned to the Owner/Applicant.

**WHAT IS REQUIRED TO SUBMIT A ZONING BY-LAW AND/OR OFFICIAL PLAN AMENDMENT?**

There are several application specific requirements, as listed below, which apply to certain applications. Note: There could be additional requirements in the form of studies, reports, plans, verification, etc. as conditions of final approval.

APPLICATION SPECIFIC	REQUIREMENTS - CHECKLIST
ALL Zoning By-law Amendment Applications	<input type="checkbox"/> <b>Pre-Submission Consultation is strongly recommended.</b> <input type="checkbox"/> Drawing – see instructions in Appendix 'A' <input type="checkbox"/> Completed Application Form <input type="checkbox"/> Proof of Ownership <input type="checkbox"/> Commissioners Stamp/Signature <input type="checkbox"/> Application Fee – see calculation instructions below
ALL Official Plan Amendment Applications	<input type="checkbox"/> <b>Pre-Submission Consultation is strongly recommended.</b> <input type="checkbox"/> Drawing – see instructions in Appendix 'A' <input type="checkbox"/> Completed Application Form <input type="checkbox"/> Proof of Ownership <input type="checkbox"/> Commissioners Stamp/Signature



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	<input type="checkbox"/> Application Fee – see calculation instructions below
If the application is for a Surplus Farm Dwelling	If the application is for a surplus farm dwelling: <input type="checkbox"/> Complete Appendix 'B' Surplus Farm Dwelling <input type="checkbox"/> A surplus farm dwelling must be surplus to the current owner. Proof may be required: <input type="checkbox"/> Valid Farm Registration Number <input type="checkbox"/> Other lands owned <input type="checkbox"/> Address of primary residence
If the application is within 750 metres of a livestock barn and/or manure storage	If there are livestock barns and/or manure storage (either currently used for livestock or capable of being used for livestock) located within 750 metres of the lands: <input type="checkbox"/> An MDS 1 calculation is required to be submitted with this application pursuant to Minimum Distance Separation (MDS) document - Implementation Guideline #6.



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### SUBMISISON OF APPLICATION

Applications made be mailed to, or dropped off at West Grey Municipal Office, 402819 Grey Road 4, Durham, ON N0G 1R0 and/or e-mailed as an Adobe PDF document to [notice@westgrey.com](mailto:notice@westgrey.com). One application form may be used to apply for a Zoning By-law Amendment and West Grey Official Plan Amendment. Applications will not be reviewed/processed until the Application Fee is received.

### APPLICATION FEE

The Application Fee is to be submitted at the time of submission. Application Fees may be paid by cheque (made out to the Municipality of West Grey), money order, or cash. Interac/debit payment may be made at the West Grey Municipal Office. On-line payment is not available.

Type of Application		Fee	SubTotal
a)	Zoning By-law Amendment	\$3,000.00	\$3,000
b)	Contingency Fee – Zoning By-law Amendment  Note: Contingency fee payable upon submission. Contingency fee required to pay municipal legal, engineering, and planning fees related to <u>Zoning By-law Amendments</u> , not necessarily limited to, but including, corresponding site plan agreements, subdivision agreements, development agreements, condominium plan agreements, required as part of the planning process. As accounts are received from West Grey’s solicitor, engineer or planner, they will be paid by West grey and then submitted to the Developer for reimbursement, so that the initial deposit will again be built up to enable West Grey to pay the next accounts as they are received. Balance of deposit will be returned to developer upon completion of planning requirements.	\$2,000.00	
c)	Official Plan Amendment	\$6,800.00	
d)	Contingency Fee – Official Plan Amendment  Note: Contingency fee payable upon submission. Contingency fee required to pay municipal legal, engineering, and planning fees related to <u>Official Plan Amendments</u> , not necessarily limited to, but including, corresponding site plan agreements, subdivision agreements, development agreements, condominium plan agreements, required as part of the planning process. As accounts are received from West Grey’s solicitor, engineer or planner, they will be paid by West grey and then submitted to the Developer for reimbursement, so that the initial deposit will again be built up to enable West Grey to pay the next accounts as they are received. Balance of deposit will be returned to developer upon completion of planning requirements.	\$5,000.00	



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Additional Required Application Fees			
e)	Grey County Planning Fee (\$400.00 Flat Fee for 1 <sup>st</sup> Application plus \$50.00 for each related application.)	\$400.00 + _____	\$50
f)	Saugeen Valley Conservation Authority Planning Fee (\$260.00 Flat Fee for 1 <sup>st</sup> Application plus \$130.00 for each related application.)	\$260.00 + _____	\$130
<b>TOTAL Application Fee:</b>			<b>\$3,180</b>

Please ensure to complete this application in its entirety and submit any additional information that may have been identified as required through the Pre-Submission Consultation process.

1. Owner/Applicant	
Name	Murray and Rosalyn Lemke c/o Debra Lembke (Power of Attorney)
Mailing Address	142564 Road 35, RR 3 Ayton, ON N0G 1C0
Telephone No.	(519) 353-8669
Email Address	murrosdeb@gmail.com

2. Agent (if applicable)	
<b>All correspondence, notices, etc. with respect to this application, will only be directed to the Owners/Applicant's Agent. Where no Agent is identified notices etc. will be directed to the Owner/Applicant.</b>	
Name	Ron Davidson Land Use Planning Consultant Inc.
Mailing Address	265 Beattie Street, Owen Sound, ON N4K 6X2
Telephone No.	(519) 371-6829
Email Address	ronalddavidson@rogers.com

3. Solicitor (if applicable)	
Name	
Mailing Address	
Telephone No.	
Email Address	

4. Subject Lands	
Former Township/Town	Township of Normanby
Legal Description	Part Lot 36, Concession 3
Civic Address	142564 Road 35
Assessment Roll Number	420501000605600

5. Pre-Submission/Consultation	
Have you completed Pre-Submission Consultation with the Municipality of West Grey?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

6. Type & purpose of the application (select all applicable)	
Zoning By-law Amendment <input checked="" type="checkbox"/>	West Grey Official Plan Amendment <input type="checkbox"/>

7. Zoning By-law Amendment Information		
<b>Provide the reason for the Zoning By-law Amendment/What is the proposed use for the Subject Lands?</b>		
To facilitate the severance of the subject property. Specifically, the ZBA will: correct the boundaries of 'M4' zone such that they accurately reflect the precise boundaries of the licensed pit; remove the 'A2-318' zone from the lands being severed; and, remove "mobile home" as a permitted use within the 'A2-318 zone.		
<b>What area does the Amendment cover?</b>	Entire Lot <input checked="" type="checkbox"/>	Portion of the Lot <input type="checkbox"/>
* If Zoning By-law Amendment applies only to a <u>Portion of the Lot</u> then your Drawing must include dimensions of the area.		

8. West Grey Official Plan Amendment Information		
<b>Provide the reason for the Official Plan Amendment/What is the proposed use for the Subject Lands?</b>		
Not applicable		
<b>What area does the Amendment cover?</b>	Entire Lot <input type="checkbox"/>	Portion of the Lot <input type="checkbox"/>
* If Official Plan Amendment applies only to a <u>Portion of the Lot</u> then your Drawing must include dimensions of the area.		

9. Planning Background			
What is the current West Grey Zoning (see <a href="https://www.grey.ca/government/land-use-planning">https://www.grey.ca/government/land-use-planning</a> )		A2, A2-238, M4 and NE	
What is the current West Grey Official Plan Designation (see <a href="https://www.westgrey.com/en/invest/resources/West-Grey-Official-Plan-2012.pdf">https://www.westgrey.com/en/invest/resources/West-Grey-Official-Plan-2012.pdf</a> )		Not applicable	
What is the County of Grey Official Plan Designation (see <a href="https://www.grey.ca/government/land-use-planning">https://www.grey.ca/government/land-use-planning</a> )		Rural and Hazard Lands	
Describe how the application conforms with the policies of the West Grey and/or County of Grey Official Plan(s) noted above:		Please see Planning Justification Report	
Describe the surrounding land uses:		Camping resort, gravel pit, agriculture, and residential	
What is the current use of the Subject Lands?		2 detached dwellings, agriculture, gravel pit, forested	
Are there any Existing buildings or structures on the Subject Lands? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If Yes Existing buildings and structures need to be shown on the Drawing (see Appendix A). Provide the following:			
	<b>Existing Building No. 1</b>	<b>Existing Building No. 2</b>	<b>Existing Building No. 3</b>
Currently used for	Detached dwelling	Detached dwelling	Accessory buildings
Year Built	1981	1981	1900 to 1996
Are there any NEW buildings or structures proposed to be built? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes NEW buildings and structures need to be shown on the Drawing (see Appendix A). Provide the following:			
	<b>New Building No. 1</b>	<b>New Building No. 2</b>	<b>New Building No. 3</b>
Proposed Use			
<b>Access – Existing Use</b>		<b>Access – Proposed Use</b>	
Provincial Highway <input type="checkbox"/> Municipal Road (All Season) <input checked="" type="checkbox"/> County Road <input type="checkbox"/> Right-of-Way <input type="checkbox"/>		Provincial Highway <input type="checkbox"/> Municipal Road (All Season) <input checked="" type="checkbox"/> County Road <input type="checkbox"/> Right-of-Way <input type="checkbox"/>	
<b>Water Service – Existing Use</b>		<b>Water Service – Proposed Use</b>	
Municipal Service <input type="checkbox"/> Private Well <input checked="" type="checkbox"/> Communal Well <input type="checkbox"/> Other: _____		Municipal Service <input type="checkbox"/> Private Well <input checked="" type="checkbox"/> Communal Well <input type="checkbox"/> Other: _____	
<b>Sewage Service – Existing Use</b>		<b>Sewage Service – Proposed Use</b>	
Municipal Service <input type="checkbox"/> Private Septic <input checked="" type="checkbox"/> Communal Septic <input type="checkbox"/> Privy/Outhouse <input type="checkbox"/> Other: _____		Municipal Service <input type="checkbox"/> Private Septic <input checked="" type="checkbox"/> Communal Septic <input type="checkbox"/> Privy/Outhouse <input type="checkbox"/> Other: _____	
<b>Storm Drainage – Existing Use</b>		<b>Storm Drainage – Proposed Use</b>	
Municipal Storm Sewers <input type="checkbox"/> Ditches/Swales <input checked="" type="checkbox"/> Other: _____		Municipal Storm Sewers <input type="checkbox"/> Ditches/Swales <input checked="" type="checkbox"/> Other: _____	

**10. Other**

**Are the lands the subject of any other application under the *Planning Act*, such as an application for a County of Grey Official Plan Amendment, an application for Minor Variance, an application for an approval of a Plan of Subdivision or Consent or a Minister's Zoning Order?**

Yes  No  If yes provide the following: Consent application filed in conjunction with this ZBA application.

File No.: None assigned yet

Status: In process

**Explain how your application is consistent with the Provincial Policy Statement 2020**

(see: <https://www.ontario.ca/page/provincial-policy-statement-2020>)

See Planning Justification Report.

**Saugeen, Grey Sauble Northern Bruce Peninsula Source Protection Plan**

Is the subject land within a Wellhead Protection Area (WHPA)? (see <https://home.waterprotection.ca/>)

Yes  No

If yes, identify the WHPA:

If YES do you have an approved Risk Management Plan (RMP) and/or a Section Fifty Nine (59) Notice to Proceed from the Risk Management Official (RMO)? Please attach.

**Are there any registered Easements/Right-of-Way or Restrictive Covenants on the Lot?**

Yes  No

If Yes describe each easement or restrictive covenant and its effect: Telecommunications easement

\* If Yes your Drawing must include the location of the Easement/Right-of-Way See Figure 1

**Authorization for Agent to Act for Owner**

I, Debra Lembke, power of attorney for the registered owner(s) of the land that is the subject of this application for Zoning By-law Amendment and/or Official Plan Amendment. I authorize Ron Davidson to make this application on my/our behalf.

This authorization also allows the Agent to appear at any hearing(s) of the application and provide any information or material required by West Grey Council relevant to the application on my/our behalf.

Debra Lembke  
Signature of Owner/Owners

Oct 18 / 24  
Date

[Signature]  
Signature of Witness

Oct 18 / 24  
Date

Name of Witness: Ron Davidson

**Affidavit or Sworn Declaration for the Prescribed Information**

I/we Ron Davidson solemnly declare that all statements contained in this application and supporting documentation are true and complete. I/we make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the *Canada Evidence Act*.

DECLARED before me at City of Owen Sound in the County of Grey this 15 day of October, 2024.

[Signature]  
Signature of Owner/Owners or Agent  
Notary Public, Notary a Commissioner, etc.,  
Province of Ontario, for Andrew Drury  
Law Professional Corporation.  
Expires February 4, 2025.

Oct 15 / 24  
Date

Oct 15 / 24  
Date

**Owner/Applicant's Declaration**

In submitting this application, we Debra Lembke, power of attorney for the Owner/Applicant hereby:

- a) apply to the Municipality of West Grey for a Zoning By-law Amendment and/or Official Plan Amendment, as described in this application; and
- b) agree and enclose the Application Fees as calculated; and
- c) understand Application Fees are non-refundable and that no assurance is given that the payment of the Application Fee will result in approval of the application; and
- d) agree that the cost of any professional peer review of the application deemed to be required by the Municipality in order to proceed with the application is the responsibility of Owner/Applicant and that a Peer Review Deposit may be required prior to the processing of the application; and
- e) authorize the Council members of the Municipality of West Grey, members of the staff of the Municipality of West Grey and designated consultants to enter onto the above-noted property for the limited purposes of evaluating the merits of this application over the time this application is under consideration by the Municipality; and
- f) acknowledge that in accordance with the provisions of the Planning Act, it is the policy of the Municipality of West Grey to provide the public access to all development applications and supporting documentation and hereby provide my/our consent in accordance with the provisions of the Municipal Freedom of Information and Protection of Privacy Act that the information on this application and any supporting documentation provided by myself, my agents, consultants and solicitors will be part of the public record and will also be available to the general public; and
- g) agree/acknowledge that I/we are responsible for ensuring that a 'Notice of Application' sign, as provided by the Municipality, is posted on the lands at the intersection of a driveway and a public road. Where there is no existing driveway, the sign shall be erected in the middle of the lot along a public road. And further, agree to not remove the sign until the day after a public meeting.

Debra Lembke  
Signature of Owner/Owners

Oct 18 / 24  
Date



## Appendix 'A' – Drawing Requirements

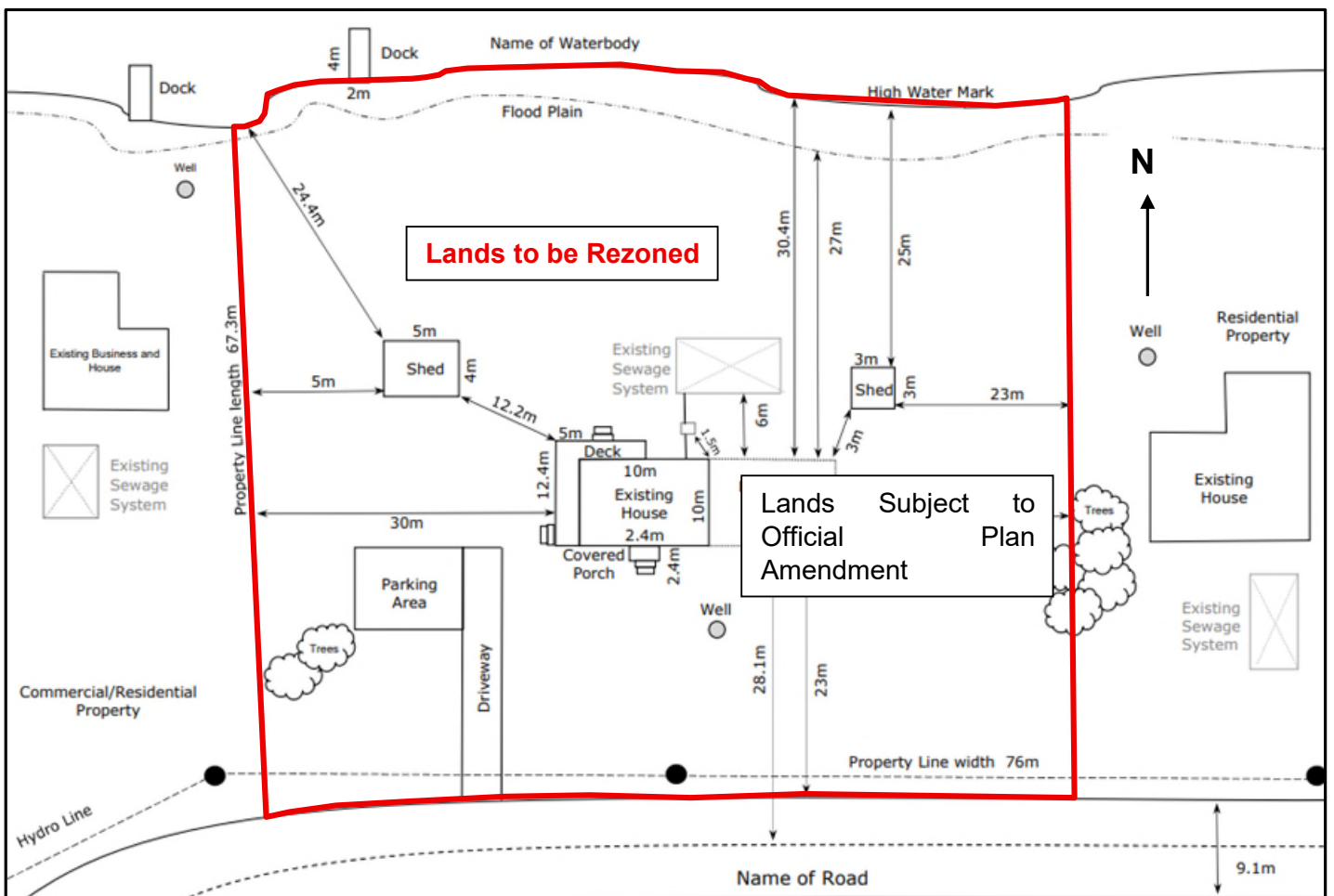
**Drawing** in metric units must be included showing the following (see Example):

- a) North arrow;
- b) The boundaries and dimensions (frontage, depth and area) of the subject land;
- c) The location, size and use of all Existing and Proposed buildings, structures and additions on the subject land, indicating:
  - i. distance from the edge of the access road, the front lot line, the rear lot line, the interior side lot lines and the exterior lot line;
  - ii. number of stories
  - iii. building height
  - iv. ground floor area
- d) The location, dimensions and set back to the front lot line, the rear lot line, the interior side lot lines and the exterior lot line and to existing and proposed buildings and structures of the on-site septic system (if applicable);
- e) The location of on-site well (if applicable);
- f) The location and dimensions of Existing and Proposed driveways and parking areas;
- g) Distance from the lands to be rezoned to all barns/manure storage within 750 metres (if applicable)
- h) The approximate location of all natural and artificial features (for example, buildings, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas) that,
  - i. are located on the subject land and on land that is adjacent to it, and
  - ii. in the applicant's opinion, may affect the application;
- i) The current uses of land that is adjacent to the subject land;
- j) The location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road or a right of way; and
- k) The location and nature of any easements affecting the subject land.

**Notes:**

A Surveyor's Real Property Report prepared by an Ontario Land Surveyor may be required to be submitted with the application where the location of buildings and structures appears to be on, or over, the property line.

### Example Drawing



**Appendix 'B' - Surplus Farm Dwelling Information Form**

In Support of an Application for Zoning By-law Amendment and/or Official Plan Amendment under the Planning Act, R.S.O. 1990 c. P.13, as amended

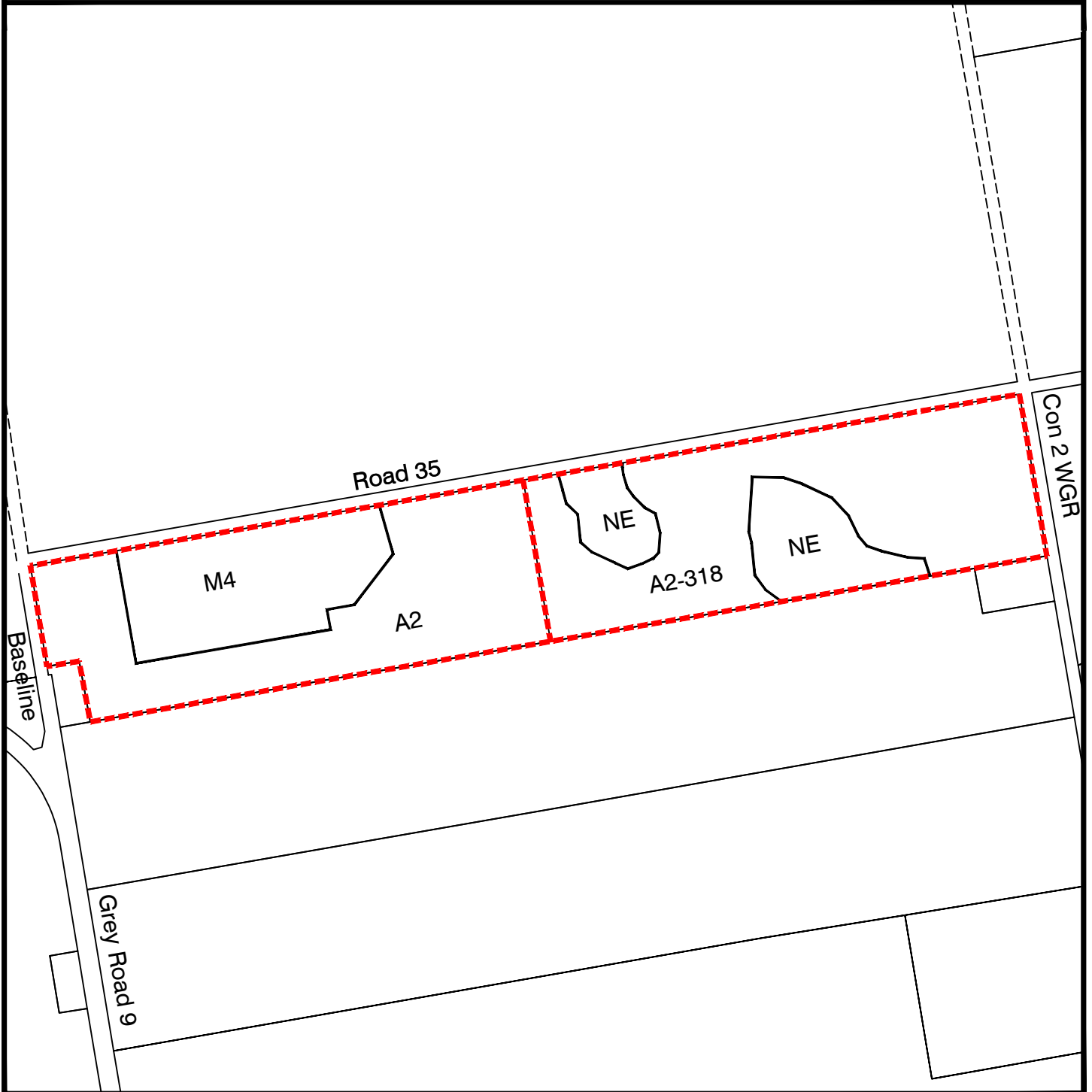
<b>1. Details of Subject Lands</b>
Municipal Address:
What year was the surplus farm dwelling constructed?
Is the surplus farm dwelling capable of human habitation <b>today</b> ? Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Complete Situation 1, Situation 2 or Situation 3</b>
<b>Situation 1: I am selling my farm and want to sever the surplus farm dwelling and some land.</b> I am selling the remainder of the farmland to a bona fide farmer who has farmland and a house elsewhere. The surplus farm dwelling is not required by the purchaser.
Q1a. Who will the farmlands be sold or conveyed to? Q1b. Where is the primary residence of the purchaser of the farmlands? Q1c. Does the purchaser have a valid Farm Business Registration Number? Q1d. How many hectares of farmland does the purchaser own? Q1e. How many hectares of farmland does the purchaser farm themselves? Q1f. Where are the farmlands located (lot, concession, municipality)?
<b>Situation 2: I currently own the farm and the surplus farm dwelling.</b> I have a primary residence elsewhere. I own and farm other farmlands elsewhere. The surplus farm dwelling is not required for my needs.
Q2a. Where is your primary residence? Q2b. Do you have a valid Farm Business Registration Number? Q2c. How many hectares of farmland do you own? Q2d. How many hectares of farmland do you farm yourself? Q2e. Where are the farmlands located (lot, concession, municipality)?
<b>Situation 3: I am buying the farm.</b> I have a primary residence elsewhere. I own and farm other farmlands elsewhere. The surplus farm dwelling is not required for my needs.
Q3a. Where is your primary residence? Q3b. Do you have a valid Farm Business Registration Number? Q3c. How many hectares of farmland do you own? Q3d. How many hectares of farmland do you farm yourself? Q3e. Where are the farmlands located (lot, concession, municipality)?

**NOTE**

If the purchasing farmer or owner cannot provide sufficient evidence as to their farm business status/status as a farmer, the application may be refused and/or not accepted by the Municipality of West Grey. Additionally, if the surplus farm dwelling criteria contained in the Grey County Official Plan cannot be met, the application may be refused and/or not accepted by the Municipality of West Grey.

# Proposed Zoning

 Subject property



Proposed Lot Creation  
142564 Road 35  
Municipality of West Grey

**RD** **RON DAVIDSON**  
LAND USE PLANNING CONSULTANT INC  
OWEN SOUND, ONTARIO  
SCALE 1:9000