

File No:	Date of Receipt:
Town Fee (\$):	Regional Fee (\$):
NPCA Fee (\$):	Other Fee (\$):

(Office Use Only)

Application for Consent

Under the *Planning Act, R.S.O. 1990 c. P.13, as amended*

A pre-consultation meeting with Community & Development Services Staff is required prior to applying for Consent.

Please complete all applicable sections of this application. All measurements are to be provided in metric units. The information requested on this application is required to review the proposal. An incomplete application will be returned to the Registered Owner/Authorized Agent. If you have questions regarding the information requested on this application, please contact the Community & Development Services Department.

All information requested on this form is collected under the authority of the Planning Act, R.S.O. 1990, c. P.13, as amended, and the provisions of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56. The requested information on this application and all accompanying plans, reports, and information is required in order to process this application and will form part of the public record which may be published on the Town of Niagara-on-the-Lake website or by other means. The name and business address of the Registered Owner and/or Authorized Agent is public information. Questions about the collection of information can be made to the Town Clerk.

1. Type of Application

☒ Creation of a new lot ☐ Boundary adjustment ☐ Easement/right-of-way ☐ Other:

2. Details of the Subject Lands

Municipal Address 767 Concession 2 Road		Assessment Roll Number 262702002116000	
Legal Description Part of Twp Lot 37			
Date the subject lands were acquired: 1967	Lot Area (metric): 4046.9 sm	Lot Frontage (metric): 69.30 m	Lot Depth (metric): 58.406 m
Description of easements, rights-of-way, or restrictive covenants applicable to the subject lands (if applicable): NA			
Name of the person to whom the subject lands or an interest in the subject lands is to be transferred, charged, or leased: Agricultural lands (Part 2) to be consolidated with 745 Concession 1, owned by Jo-Anne Brytwak & Andrea Skinner-Rena			

3. Registered Owner (as shown on the deed and title of the property)

Name Jo-Anne Brytwak	Company Name	Municipality Niagara-on-the-Lake
Mailing Address 745 Concession 2 Road	Unit Number	Postal Code L0S 1J0
Province Ontario	Email jcbrytwak@hotmail.com	Telephone 905.262.4989

4. Authorized Agent (if one has been authorized)

Name Susan Wheler	Company Name Susan Wheler & Associates	Municipality Niagara-on-the-Lake
Mailing Address 289 Victoria Street, P.O. Box 696	Unit Number	Postal Code L0S 1J0
Province Ontario	Email susan@susanwhelerassociates.com	Telephone 905.650.1275

Contact for all future correspondence (select one): ☐ Registered Owner ☒ Authorized Agent

5. Solicitor (If different from Authorized Agent)						
Name Richard Andrews		Company Name Richard J.W. Andrews				
Mailing Address 111B Garrison Village Drive, Suite 202		Unit Number	Postal Code L0S 1J0			
Province Ontario	Email rjwandrews@andrewslaw.ca		Telephone 905.468.0081			
6. Mortgages, Charges, and Other Encumbrances (if applicable)						
Name Shannon Benoit		Company Name Westboro Mortgage Investment LP				
Mailing Address 267 Richmond Road, 2nd Floor		Unit Number	Postal Code K1Z 5M4			
Province Ontario	Email		Telephone 613.729.5764			
7. Details of the Lands to be Severed, Granted Easement or Right-of-way, Leased, Charged, etc.						
Part number(s) on drawing: Part 1	Lot/part area (metric): 4046.9 sm	Lot/part frontage (metric): 69.3 m	Lot/part depth (metric): 58.406 m			
Identify how the lands will be accessed: <input checked="" type="checkbox"/> Public road maintained all year <input type="checkbox"/> Niagara River Parkway <input type="checkbox"/> Provincial highway <input type="checkbox"/> Public road maintained seasonally <input type="checkbox"/> Private easement/right-of-way <input type="checkbox"/> Waterway If the lands to be severed will be accessed by a waterway only, identify the parking and docking facilities to be used and the approximate distance of these facilities from the lands to be severed to the nearest public road:						
Identify how the lands will be serviced: <table style="width: 100%;"> <tr> <td style="vertical-align: top;"> Water <input checked="" type="checkbox"/> Publicly owned and operated piped water system <input type="checkbox"/> Privately owned and operated individual well <input type="checkbox"/> Privately owned and operated communal well <input type="checkbox"/> Lake or other water body <input type="checkbox"/> Other: </td> <td style="vertical-align: top;"> Sewage Disposal <input type="checkbox"/> Publicly owned and operated sanitary sewage system <input checked="" type="checkbox"/> Privately owned and operated individual septic system <input type="checkbox"/> Privately owned and operated communal septic system <input type="checkbox"/> Privy <input type="checkbox"/> Other: </td> <td style="vertical-align: top;"> Storm Drainage <input type="checkbox"/> Sewers <input checked="" type="checkbox"/> Ditches/swales <input type="checkbox"/> Other: </td> </tr> </table>				Water <input checked="" type="checkbox"/> Publicly owned and operated piped water system <input type="checkbox"/> Privately owned and operated individual well <input type="checkbox"/> Privately owned and operated communal well <input type="checkbox"/> Lake or other water body <input type="checkbox"/> Other:	Sewage Disposal <input type="checkbox"/> Publicly owned and operated sanitary sewage system <input checked="" type="checkbox"/> Privately owned and operated individual septic system <input type="checkbox"/> Privately owned and operated communal septic system <input type="checkbox"/> Privy <input type="checkbox"/> Other:	Storm Drainage <input type="checkbox"/> Sewers <input checked="" type="checkbox"/> Ditches/swales <input type="checkbox"/> Other:
Water <input checked="" type="checkbox"/> Publicly owned and operated piped water system <input type="checkbox"/> Privately owned and operated individual well <input type="checkbox"/> Privately owned and operated communal well <input type="checkbox"/> Lake or other water body <input type="checkbox"/> Other:	Sewage Disposal <input type="checkbox"/> Publicly owned and operated sanitary sewage system <input checked="" type="checkbox"/> Privately owned and operated individual septic system <input type="checkbox"/> Privately owned and operated communal septic system <input type="checkbox"/> Privy <input type="checkbox"/> Other:	Storm Drainage <input type="checkbox"/> Sewers <input checked="" type="checkbox"/> Ditches/swales <input type="checkbox"/> Other:				
Identify the existing buildings and structures on the lands: Single-family dwelling & accessory building						
Identify the existing use(s) on the lands: Rural Residential						
Identify the proposed buildings and structures on the lands: None						
Identify the proposed use(s) of the lands: Rural Residential						
If severed lands will merge with abutting lands, identify the Part number on the attached sketch, and name of the current owner: Part 2 to be merged with abutting lands (Part 3), owned by Jo-Anne Brytwak & Andrea Skinner-Renaud						
If an easement is proposed, identify the Part number on the attached sketch, purpose, and benefitting Part number and owner: NA						

8. Details of the Lands to be Retained			
Part number(s) on drawing: Parts 2	Lot/part area (metric): 103,486.2 sm	Lot/part frontage (metric): 96.005 m	Lot/part depth (metric): 442.935 m
Identify how the lands will be accessed: <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> Public road maintained all year <input type="checkbox"/> Public road maintained seasonally </div> <div> <input type="checkbox"/> Niagara River Parkway <input type="checkbox"/> Private easement/right-of-way </div> <div> <input type="checkbox"/> Provincial highway <input type="checkbox"/> Waterway </div> </div> If the lands will be accessed by a waterway only, identify the parking and docking facilities to be used and the approximate distance of these facilities from the lands to be retained to the nearest public road:			
Identify how the lands will be serviced: <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> Water <input checked="" type="checkbox"/> Publicly owned and operated piped water system <input type="checkbox"/> Privately owned and operated individual well <input type="checkbox"/> Privately owned and operated communal well <input type="checkbox"/> Lake or other water body <input type="checkbox"/> Other: </div> <div style="width: 30%;"> Sewage Disposal <input type="checkbox"/> Publicly owned and operated sanitary sewage system <input type="checkbox"/> Privately owned and operated individual septic system <input type="checkbox"/> Privately owned and operated communal septic system <input type="checkbox"/> Privy <input checked="" type="checkbox"/> Other: NA </div> <div style="width: 30%;"> Storm Drainage <input type="checkbox"/> Sewers <input checked="" type="checkbox"/> Ditches/swales <input type="checkbox"/> Other: </div> </div>			
Identify the existing buildings and structures on the lands: Single-family dwelling (Part 3) and agricultural lands and storage shed (Part 2)			
Identify the existing use(s) on the lands: Rural Residential (Part 3)			
Identify the proposed buildings and structures on the lands: None			
Identify the proposed use(s) on the lands: Rural Residential & Agricultural			
9. Previous Applications (if applicable)			
Have any lands been severed from the parcel originally acquired by the Registered Owner of the subject lands? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, provide the date of transfer, the name of the transferee and the use of the severed lands:			
Have the subject lands ever been the subject of an application under the <i>Planning Act, R.S.O. 1990, c. P.13, as amended</i> for approval of a plan of subdivision or condominium, a consent, a minor variance, a site plan, an official plan amendment, or a zoning by-law amendment? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown If yes, provide the information requested below for each previous application:			
Application Type	File Number	Status of the Application	
10. Concurrent Applications (if applicable)			
Application Type	File Number	Status of the Application	
Consent		To be submitted	
Minor Variance		To be submitted	

11. Checklist of Requirements for a Complete Application (all boxes must be checked)

The following plans, reports, and information must accompany this application in a digital format (pdf):

- ☒ One copy of the Pre-Consultation Agreement;
- ☒ All applicable application fees (payable by cheque, cash, or debit);
- ☒ Property Index Map(s) of the subject lands from the Land Registry Office, dated within one (1) month of receipt of this application;
- ☒ Parcel Register(s) (including all PIN printouts and Legal Instruments) of the subject lands from the Land Registry Office, dated within one (1) month of receipt of this application;
- ☒ A sketch of the subject lands prepared by an Ontario Land Surveyor, to scale;
- ☒ All required plans, reports, and information identified on the Pre-Consultation Agreement.

This application will be circulated to various agencies for review and comment. Where the scope or nature of the application requires input from a large number of agencies, additional copies of this application and accompanying plans, reports, and information may be required.

12. Checklist of Drawing Requirements (all applicable boxes must be checked)

Plans and drawings accompanying this application must be prepared by an Ontario Land Surveyor, and must show the following information, in metric units:

- ☒ North arrow;
- ☒ Metric scale;
- ☒ The boundaries and dimensions of the subject lands, the part to severed, and the part to be retained;
- ☒ The boundaries and dimensions of any lands abutting the subject lands that are owned by the Registered Owner (if applicable);
- ☒ The location of all lands previously severed from the parcel originally acquired by the Registered Owner of the subject lands (if applicable);
- ☐ The approximate distance between the subject lands and the nearest Town lot line or landmark such as a bridge or railway crossing;
- ☒ The location, size, type, and setbacks of all existing and proposed buildings and structures on the subject lands;
- ☒ Natural and artificial features located within or adjacent to the subject lands, such as buildings, railways, roads/highways, pipelines, watercourses, drainage ditches, top of banks, wetlands, wooded areas, wells, septic tanks, and parking and docking facilities (if access to the subject lands is by waterway only), or any other features that may affect this application in the opinion of the Registered Owner/Authorized Agent;
- ☒ The existing use(s) of adjacent lands (for example, residential, agricultural, or commercial);
- ☐ The location, width and name any road/highway within or abutting the subject lands, and indicating whether it is an unopened road allowance, a public road, a private road, or a right-of-way; and
- ☐ The location and nature of any easement affecting the subject lands (if applicable).

Community & Development Services Staff may request that additional information be provided in the plans and drawings that accompany this application, based on the scope and nature of the proposal.

13. Plans, Reports, and Information Submitted with this Application

Identify all plans, reports, and information submitted with this application:

No.	Title	Date	Author
1	Survey Sketch	March 26, 2025	Richard Larocque Limited
2	Parcel Register & Property Index Map	March 20, 2025	Service Ontario
3	Planning Justification Report	March 24, 2025	Susan Wheler & Associates
4			
5			
6			

17. Acknowledgement and Agreement of Registered Owner

I, Jo-Anne Brytwak **AM THE REGISTERED OWNER OF THE SUBJECT LANDS AND**
(Name of Registered Owner/Company)

I ACKNOWLEDGE AND AGREE that all information requested on this form is collected under the authority of the *Planning Act, R.S.O. 1990, c. P.13, as amended*, and the provisions of the *Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56*. The information is required in order to process this application and forms part of the public record which may be published on the Town of Niagara-on-the-Lake website or by other means. The name and business address of the Registered Owner and/or Authorized Agent is public information.

I ACKNOWLEDGE AND AGREE that the Town of Niagara-on-the-Lake, its employees and agents may enter onto my property to view, photograph and survey my property as necessary for this application.

I ACKNOWLEDGE AND AGREE that all costs of processing this application shall be paid for by the Registered Owner. The Registered Owner shall reimburse the Town of Niagara-on-the-Lake, upon demand, for all costs incurred by the Town of Niagara-on-the-Lake in respect of this application. Without limiting the foregoing, the Registered Owner acknowledges and agrees to pay such expenses regardless of whether or not this application is approved or proceeded with and are not refundable. If costs are not paid by the due date imposed by the Town of Niagara-on-the-Lake, the Registered Owner understands and acknowledges that the costs will be added to the tax bill of the subject lands and collected in like manner as property taxes.

Jo-Anne Brytwak
(Signature of Registered Owner)

March 28, 2025
(Date)

18. Authorization of Registered Owner

If this application is being submitted by an Authorized Agent, the Registered Owner of the subject lands must complete this section. If there is more than one Registered Owner, a separate authorization from each individual or corporation is required. An additional copy of this page must be attached for each Registered Owner.

I, Jo-Anne Brytwak **AM THE REGISTERED OWNER OF THE SUBJECT LANDS**
(Name of Registered Owner/Company)

AND HEREBY AUTHORIZE Susan Wheler, Susan Wheler & Associates

(Name of Authorized Agent/Company)

TO SUBMIT THIS APPLICATION to the Town of Niagara-on-the-Lake, appear on my behalf at any hearing(s) of this application, and provide any information or material required by the Town of Niagara-on-the-Lake relevant to this application.

I UNDERSTAND that all information requested on this form is collected under the authority of the *Planning Act, R.S.O. 1990, c. P.13, as amended*, and the provisions of the *Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56*. The information is required in order to process this application and forms part of the public record which may be published on the Town of Niagara-on-the-Lake website or by other means. The name and business address of the Registered Owner and/or Authorized Agent is public information.

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I ACKNOWLEDGE AND AGREE that all costs of processing this application shall be paid for by the Registered Owner. The Registered Owner shall reimburse the Town of Niagara-on-the-Lake, upon demand, for all costs incurred by the Town of Niagara-on-the-Lake in respect of this application. Without limiting the foregoing, the Registered Owner acknowledges and agrees to pay such expenses regardless of whether or not this application is approved or proceeded with and are not refundable. If costs are not paid by the due date imposed by the Town of Niagara-on-the-Lake, the Registered Owner understands and acknowledges that the costs will be added to the tax bill of the subject lands and collected in like manner as property taxes.

Jo-Anne Brytwak
(Signature of Registered Owner)

March 29, 2025
(Date)

16. Sworn Declaration

I, Susan Wheler, Susan Wheler & Associates OF THE Town of Niagara-on-the-Lake
(Name of Registered Owner/Company or Authorized Agent/Company) (Name of City, Town, Township, etc.)

IN THE Region of Niagara
(Name of Regional Municipality or Province)

DO SOLEMNLY DECLARE that the information contained in this application and that the information contained in the documents that accompany this application is true and complete.

Declared before me in Town of NOTL in the Niagara Region
(Name of City, Town, Township, etc.) (Name of Regional Municipality or Province)

on this 27 day of March, 2025.
(Month) (Year)

Natalie Elora Thomson, a Commissioner, etc.,
Province of Ontario, for the Corporation of the
Town of Niagara-on-the-Lake.
Expires April 25, 2027.

Susan Wheler
(Signature of Registered Owner/Authorized Agent)

Natalie Elora Thomson
(Signature of Commissioner of Oath)

THIS APPLICATION MUST BE SUBMITTED TO:

Town of Niagara-on-the-Lake
Community & Development Services
1593 Four Mile Creek Road
PO Box 100
Virgil, ON L0S 1T0

Phone: (905) 468-3266
Fax: (905) 468-0301
Website: www.notl.org