



Department of Community & Development Services  
 1593 Four Mile Creek Road  
 P.O. Box 100, Virgil, ON L0S 1T0  
 905-468-3266 • Fax: 905-468-0301

[www.notl.org](http://www.notl.org)

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

(Office Use Only)

## Application for an Official Plan Amendment and/or Zoning By-law Amendment 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 an Official Plan Amendment and/or a Zoning By-law Amendment.

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.*

<b>1. Type of Application</b>			
<input type="checkbox"/> Official Plan Amendment	<input checked="" type="checkbox"/> Zoning By-law Amendment	<input type="checkbox"/> Removal of Holding Symbol (Complete Sections 2-4 only)	<input type="checkbox"/> Temporary Use By-law
<b>2. Details of the Subject Lands</b>			
Municipal Address <b>52 &amp; 56; Shaw's Lane</b>		Assessment Roll Number <b>262701000319539; 26270100031954</b>	
Legal Description <b>Lots 28 &amp; 29, Plan 30M-432</b>			
Date the subject lands were acquired:	Lot Area (metric): <b>1354.94m<sup>2</sup></b>	Lot Frontage (metric): <b>36.71m</b>	Lot Depth (metric): <b>33.94m</b>
Description of easements, rights-of-way, or restrictive covenants applicable to the subject lands (if applicable):			
<b>3. Registered Owner</b> (as shown on the deed and title of the property)			
Name <b>Cyrus Gatta</b>		Company Name <b>Gatta Homes Inc.</b>	Municipality <b>Niagara-on-the-Lake</b>
Mailing Address <b>P.O Box 870</b>		Unit Number	Postal Code <b>L0S 1J0</b>
Province <b>Ontario</b>	Email <b>cyrus@gattahomes.com</b>		Telephone <b>905-468-8867</b>
<b>4. Authorized Agent</b> (if one has been authorized)			
Name <b>Ethan Laman</b>		Company Name <b>Upper Canada Consultants</b>	Municipality <b>St. Catharines</b>
Mailing Address <b>30 Hannover Drive</b>		Unit Number <b>3</b>	Postal Code <b>L2W 1A3</b>
Province <b>Ontario</b>	Email <b>ethan@ucc.com</b>		Telephone <b>905-688-9400</b>
Contact for all future correspondence (select one): <input type="checkbox"/> Registered Owner <input checked="" type="checkbox"/> Authorized Agent			
<b>5. Mortgages, Charges, and Other Encumbrances</b> (if applicable)			
Name		Company Name	Municipality
Mailing Address		Unit Number	Postal Code
Province	Email		Telephone

**6. Access** (select all that apply)

Identify how the subject lands will be accessed:

Public road maintained all year     
  Niagara River Parkway     
  Provincial highway  
 Public road maintained seasonally     
  Private easement/Right-of-way     
  Waterway  
 If the subject 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 subject lands to the nearest public road:

**7. Servicing** (select all that apply)

Identify how the subject lands will be serviced:

<b>Water</b>	<b>Sewage Disposal</b>	<b>Storm Drainage</b>
<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:	<input checked="" 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 type="checkbox"/> Other:	<input type="checkbox"/> Sewers <input type="checkbox"/> Ditches/swales <input type="checkbox"/> Other:

**8. Existing Buildings, Structures, and Uses**

Identify the existing use(s) of the subject lands and the length of time the existing use(s) have continued:

Type of Building or Structure				
Construction Date				
Existing Use(s)				
Time the Existing Use(s) have continued				
Front Yard Setback (m)				
Rear Yard Setback (m)				
Side Yard Setback (m)				
Side Yard Setback (m)				
Height (m)				
Gross Floor Area (sq m)				
Lot coverage (%)				

**9. Proposed Buildings, Structures, and Uses** (if applicable)

Identify the proposed use(s) of the subject lands:  
**Medium Density Residential**

Type of Building or Structure	Townhouse Dwelling			
Construction Date				
Proposed Use(s)	residential			
Front Yard Setback (m)	5.07			
Rear Yard Setback (m)	5.42			
Side Yard Setback (m)	1.52			
Side Yard Setback (m)	2.13			
Height (m)	10			
Gross Floor Area (sq m)	709.78			
Lot coverage (%)	52.38			

**10. Provincial Policy**

Is this application consistent with policy statements issues under Section 3(1) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended?       Yes       No

Is any portion of the subject lands within the Specialty Crop (Niagara Tender Fruit and Grape) Area?       Yes       No

Is any portion of the subject lands within the Niagara Escarpment Plan Area?       Yes       No

If yes to any, explain how this application conforms to Provincial policy statements and applicable Provincial plan(s):  
 see the attached Planning Justification Report for more information of the developments conformity with the PPS.

11. Official Plan Information	
Existing Niagara Regional Official Plan designation(s) of the subject lands: <b>Settlement Area - Designated Greenfield</b>	
Does this application conform to the Niagara Regional Official Plan? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, explain how this application conforms to the Niagara Regional Official Plan: <b>see the attached Planning Justification Report for more information of the developments conformity with the NOP.</b>	
Existing Town of Niagara-on-the-Lake Official Plan designation(s) of the subject lands: <b>Medium Density Residential</b>	
Does this application conform to the Town of Niagara-on-the-Lake Official Plan? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, explain how this application conforms to the Town of Niagara-on-the-Lake Official Plan: <b>see the attached Planning Justification Report for more information of the developments conformity with the NOTL Official Plan.</b>	
Does this application propose to change or replace a designation in the Official Plan? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, what is the Official Plan designation that the amendment is proposing to change or replace?	
Does the proposed amendment change, replace, or delete a policy in the Official Plan? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, which Official Plan policy is to be changed, replaced, or deleted?	
Does the proposed amendment add a policy to the Official Plan? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, what is the nature and extent of the Official Plan policy that the amendment is proposing to add?	
Do the subject lands have a pre-determined requirement for maximum height or density? <input type="checkbox"/> Yes <input type="checkbox"/> No Does this application propose to alter the boundaries of an existing settlement area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Does this application propose to remove any lands from an existing employment area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes to any of the above questions, provide details of the Official Plan policies that deal with the matter(s):	
Explain the purpose for the proposed Town of Niagara-on-the-Lake Official Plan amendment (if applicable):	
12. Zoning Information	
Existing Town of Niagara-on-the-Lake Zoning of the subject lands: <b>R1-71</b>	
Explain the nature and extent of the proposed Zoning By-law Amendment: <b>Rezone to RM1 site specific to permit townhouse dwellings with site specific lot coverage, front yard setback and rear yard setback</b>	
Explain the reason for the proposed Zoning By-law Amendment: <b>Response to market trends, provides an additional, complimentary form of housing to the neighbourhood</b>	
13. Surrounding Land Uses	
North	Residential One, Residential Multiple
South	Residential One, Open Space
East	Residential One, Residential Development
West	Residential One, Agricultural

14. Previous Applications (if applicable)		
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, a zoning by-law amendment, or a Minister's zoning order?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
Are any lands within 120 metre of the subject lands the subject of an application made by the Registered Owner 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, a zoning by-law amendment, or Minister's zoning order?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
If yes to either, provide the information requested below:		
Application Type	File Number	Status of the Application
Draft Plan of Subdivision	26T-18-15-01	Approved
Zoning By-law Amendment	26T-18-15-01	Approved
15. Concurrent Applications (if applicable)		
Application Type	File Number	Status of the Application
16. Checklist of Requirements for a Complete Application (all boxes must be checked)		
The following plans, reports, and information must accompany this application: <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> One (1) signed copy of the Pre-Consultation Agreement;</li> <li><input checked="" type="checkbox"/> All applicable application fees (payable by cash, cheque, or debit);</li> <li><input checked="" type="checkbox"/> Property Index Map(s) of the subject lands from the Land Registry Office, dated within one (1) month of receipt of this application;</li> <li><input checked="" type="checkbox"/> 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;</li> <li><input checked="" type="checkbox"/> Two (2) folded hardcopies of the Reference Plan(s) included in the legal description of the subject lands, to scale (unfolded copies will not be accepted);</li> <li><input checked="" type="checkbox"/> Two (2) hardcopies of a draft by-law for each separate document being amended;</li> <li><input checked="" type="checkbox"/> Two (2) hardcopies of a schedule accompanying each draft by-law, if applicable;</li> <li><input checked="" type="checkbox"/> Two (2) hardcopies of all required plans, reports, and information identified on the Pre-Consultation Agreement;</li> <li><input checked="" type="checkbox"/> For all large-format plans, two (2) sets of reduced plans on 11' X 17' paper; and</li> <li><input checked="" type="checkbox"/> One (1) digital copy, in PDF format, of all required materials.</li> </ul> <p><i>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.</i></p>		
17. Checklist of Drawing Requirements (all applicable boxes must be checked)		
Plans and drawings accompanying this application must show the following information, in metric units: <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> North arrow;</li> <li><input checked="" type="checkbox"/> Metric scale;</li> <li><input checked="" type="checkbox"/> The boundaries and dimensions of the subject lands;</li> <li><input checked="" type="checkbox"/> The location, size, type, and setbacks of all existing and proposed buildings and structures on the subject lands;</li> <li><input checked="" type="checkbox"/> 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;</li> <li><input checked="" type="checkbox"/> The existing use(s) of adjacent lands (for example, residential, agricultural, or commercial);</li> <li><input checked="" type="checkbox"/> 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</li> <li><input checked="" type="checkbox"/> The location and nature of any easement affecting the subject lands (if applicable).</li> </ul> <p><i>Community &amp; 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.</i></p>		

**18. Plans, Reports, and Information Submitted with this Application**

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

No.	Title	Date	Author
1	Planning Justification Report	November 2025	Upper Canada Consultants
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			

**19. Acknowledgement and Agreement of Registered Owner**

I, Gatta Homes Inc. (Cyrus Gatta) 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.

Cyrus Gatta November 4, 2025  
(Signature of Registered Owner) (Date)

**20. 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, Gatta Homes Inc. (Cyrus Gatta) AM THE REGISTERED OWNER OF THE SUBJECT LANDS  
(Name of Registered Owner/Company)

AND HEREBY AUTHORIZE Upper Canada Consultants (Ethan Laman)  
(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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Cyrus Gatta November 4, 2025  
(Signature of Registered Owner) (Date)

**21. Sworn Declaration**


I, Ethan Laman OF THE City of St. Catharines  
(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 the City of St. Catharines in the Region of Niagara  
(Name of City, Town, Township, etc.) (Name of Regional Municipality or Province)

on this 4 day of November, 2025  
(Month) (Year)

  
(Signature of Registered Owner/Authorized Agent)

  
(Signature of Commissioner of Oath)  
Hannah Kay Gracey, a Commissioner, etc.,  
Province of Ontario, for Upper Canada  
Planning & Engineering Ltd.  
Expires November 28, 2025.

**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

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