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#### BY EMAIL ONLY

David Smith, Manager, Planning & Development Municipality of West Grey 402813 Grey Road 4 Durham, ON N0G 1R0

**Subject:** Proposed Surplus Farm Dwelling Severance

241789 Concession 16,

**Neustadt, Municipality of West Grey** 

Dear Mr. Smith:

Please accept this letter in support of the accompanying applications for consent and a zoning by-law amendment to facilitate a surplus farm dwelling severance for the property located at 241789 Concession 16, Neustadt. The applications have been prepared to conform with applicable Provincial, County, and Municipal planning policy and to allow for the separation of a dwelling that is surplus to the needs of the farming operation.

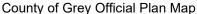
### **Site Context:**

The subject lands are almost 200 acres and are located on the corner of Concession 16 and Sideroad 20 northeast of Neustadt. The lands have the legal description of Lot 19 and Part Lot 20, Concession 16, geographic Township of Normanby and the Roll Number 420501000407500.

The subject lands are host to one single-detached residence and a shed. The vast majority of the lands are in agricultural production with a small portion on the north side of the lands host to a woodlot and the Beatty Saugeen River.

### **Planning Context:**







West Grey Comprehensive Zoning By-law Map

The subject lands are designated Agriculture and Hazard Lands in the County of Grey Official Plan. The lands are zoned Agricultural Zone (A1) and Natural Environment Zone (NE) in the West Grey Comprehensive Zoning By-law.

## **Planning Policies:**

# Provincial Planning Statement

The Provincial Planning Statement (PPS) limits permitted uses and lot creation in Agricultural Areas to preserve agricultural lands for long term use for agriculture.

The PPS permits lot creation for agricultural uses, agricultural-related uses, one new lot per farm for a residence surplus to an agricultural operation and infrastructure.

The PPS gives the following policy guidance on a lot proposed for a residence surplus to an agricultural operation:

**4.3.3.1 c)** one new residential lot per farm consolidation for a residence surplus to an agricultural operation, provided that:

- 1. the new lot will be limited to a minimum size needed to accommodate the use and appropriate sewage and water services; and
- 2. the planning authority ensures that new dwellings and additional residential units are prohibited on any remnant parcel of farmland created by the severance. The approach used to ensure that no new dwellings or additional residential units are permitted on the remnant parcel may be recommended by the Province, or based on municipal approaches that achieve the same objective;

## The County of Grey Official Plan

The County Grey Official Plan gives the following policy criteria for a house deemed to be surplus to a farm operation as a result of farm consolidation:

| Grey County Official Plan Policy 5.2.3.1 b | Response |
|--|----------|
|--|----------|

1) The owner of the lands to be severed is a The applicants can be considered bona fide 'bona fide farmer', or as a condition of the farmers. Bas and Gerda Pier operate consent application the lands will be sold to a Willowbrook Farms Inc. and their home is 'bona fide farmer'. For the purposes of this located at 95 Concession 4 E, Mildmay, ON, policy, the 'bona fide farmer' must have a N0G 2J0. In addition to the subject lands, the farm business registration number. A 'bona Piers have a second farm located at 403126 fide farmer' is defined to include a limited Concession 20, Kemble, ON. company, sole proprietorship, incorporated company, numbered company, partnership, The Piers farm approximately 300 acres in and other similar ownership forms. total. 2) The lot proposed for the surplus The proposed severed parcel is 1.46 farmhouse (and accessory buildings if hectares (3.61 acres) in size and will contain applicable) will be limited in area and shall the existing residence, accessory shed, well, only be of sufficient size to accommodate the and septic system. The configuration of the surplus farmhouse to the farming operation, parcel has been designed to avoid the accessory buildings (including any unused removal of agricultural land currently in livestock facility, if this does not make the lot production, thereby maintaining the excessively large), a well, and a sewage agricultural productivity of the retained farm treatment and disposal system, while parcel. ensuring that as little land as possible is removed from the agricultural lands 3) Unless added onto an abutting farm parcel A Zoning By-law Amendment is proposed to that already contains a dwelling, the remnant fulfil this obligation. farm parcel shall be rezoned to prohibit the future construction of a new residential dwelling of any type. 4) The severance of a surplus farmhouse MDS does not apply to the proposed shall comply with Provincial MDS Formulae. severance. For the purposes of this section, only livestock facilities situated on the farm parcel from which the surplus farmhouse is being severed, shall be used in determining Provincial MDS Formulae compliance 5) Given that no new house can be built as a The subject lands are located outside of the result of the surplus farmhouse being Aggregate Resource Area identified in severed from the land holding, the Schedule B of the County of Grey Official requirements for an environmental impact Plan. study, do not apply; however no new surplus farmhouse severances will be permitted in the Aggregate Resource Areas identified on Schedule B to this Plan; and, 6) The existing farmhouse is habitable at the The existing house is confirmed to be time of application. habitable.

| 7) If a livestock barn is located on the retained parcel and fails to meet MDS requirements relating to a severed surplus farmhouse, it is recommended that it be converted to a decommissioned livestock barn.   | Not applicable  |
|---|-----------------|
| 8) If a livestock barn is located on the retained parcel and fails to meet MDS requirements relating to a severed surplus farmhouse, it is recommended that it be converted to a decommissioned livestock barn  | Not applicable. |
| 9) Policies 5.6.2(8) and 5.6.6(2) shall not constrain a surplus farmhouse severance. Non-farm size lot creation (i.e., the surplus farmhouse and accessory buildings if applicable) may be considered under this policy section where an Aggregate Resource Area, Bedrock Resource Area and/or Shale Resource Area has been identified. | Not applicable. |

The proposed size and configuration of the surplus farm dwelling severance is consistent with the guidance provided in both the Provincial Planning Statement and the County of Grey Official Plan. The severance advances the policy objectives of both documents by ensuring the lot is appropriately sized to include the existing structures, infrastructure and maintains the agricultural viability of the retained lands.

# **Zoning**

A Zoning By-law Amendment is requested to re-zone the subject lands from Agricultural Zone (A1) and Natural Environment Zone (NE) to Agricultural Zone Special (A1-x), Agricultural Zone Special (A1-y) and Natural Environment Zone (NE). The NE zone is not proposed to change as a result of these applications.

Agricultural Zone Special (A1-x) is proposed for the severed parcel. Section 8.3 of the Comprehensive Zoning By-law has been applied:

Zoning Matrix- Proposed Severed Lot, required amendments shown in red

| Regulations                | Required             | Have               |
|----------------------------|----------------------|--------------------|
| Lot Area, Minimum          | 0.8 ha               | 1.46 ha            |
| Lot Frontage, Minimum      | 30.5 m               | 20 m               |
| Front Yard, Minimum        | 18.3 m               | 20 m               |
| Rear Yard Minimum          | 7.5 m                | 160 m              |
| Interior Side Yard Minimum | 3 m                  | 14 m               |
| Exterior Side Yard Minimum | 7.5 m                | N/A                |
| Ground Floor Area          | 102.2 m <sup>2</sup> | 526 m <sup>2</sup> |

Agricultural Zone Special (A1-y) is proposed for the retained parcel. The special provisions should limit the construction of a residential dwelling.

Zoning Matrix- Proposed Retained Lot, required amendments shown in red

| Regulations                | Required | Have  |
|----------------------------|----------|-------|
| Lot Area, Minimum          | 40 ha    | 79 ha |
| Lot Frontage, Minimum      | 122 m    | 793 m |
| Front Yard, Minimum        | 20 m     | N/A   |
| Rear Yard Minimum          | 7.5 m    | N/A   |
| Interior Side Yard Minimum | 6 m      | N/A   |
| Exterior Side Yard Minimum | 18.3 m   | N/A   |
| Lot Coverage, Maximum      | 15 %     | N/A   |

The Natural Environment zoning is not proposed to change.

#### **Conclusions**

The proposed surplus farm dwelling severance is consistent with the intent and policies of the Provincial Policy Statement and the County of Grey Official Plan. The severed parcel has been appropriately sized to include the existing residence, well, septic system, and accessory structure, while avoiding the removal of agricultural land currently in production. The retained parcel will remain viable for ongoing agricultural use. Finally, the proposed Zoning By-law Amendment will properly implement the proposal and required policy criteria.

Therefore, the applications are justified and represent good land use planning.

If you have any questions regarding the above, please contact the undersigned at 519-506-5959, extension 106.

Sincerely,

Cobide Engineering Inc.

Dana Kieffer, M.Sc. (Planning), MCIP, RPP

Senior Development Planner,

Cobide Engineering Inc.

Encl.

cc: Mr. & Mrs. Pier, proponents

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