

Municipality of Chatham-Kent

Community Development
Planning Services
315 King St. West, P.O. Box 640
Chatham ON N7M 5K8

Tel: 519.360.1998 Fax: 519.436.3237 CKplanning@chatham-kent.ca

Consent Application Form

General Information

A consent is required for the following:

- to sever a parcel of land for the purpose of sale, where five (5) or fewer lots are proposed, and no new road is being created;
- to register a mortgage or discharge a mortgage over part of a parcel of land;
- to register a lease over part of a parcel of land when the term of the lease is 21 years or more (inclusive of renewal options);
- to register easements or rights-of-way; and
- to adjust boundaries of existing land parcels to enlarge or decrease the size of a property.

Note: other related applications may be processed concurrently with a consent

Application Fee(s)

The application fee for a consent is listed in the Fees By-law attached. All fees are reviewed from time to time and may be changed by the Municipality. If the proposed development requires multiple planning applications then fees are consolidated. Please refer to the Planning Services website at www.chatham-kent.ca/PlanningServices for a complete list of fees.

Applicant(s) are responsible for **all** costs associated with the processing of Planning Act applications. Additional costs associated with the review of the application that are incurred by the Municipality will be billed to the owner of the property. Applicants will be notified in writing of such costs and may cease the review process at that point if they wish. If an application is ceased after the Municipality has accepted it as a complete application then the review process has begun and the application fees are non-refundable. A declaration from the applicant recognizing the potential fees and costs associated with the application and the review is required and is part of the Application Form, see Section 8.

Consent Process							
Step 1	Pre-Consultation – While not mandatory, Pre-Consultation is encouraged for Consent applications. The applicant meets with Planning Services staff to discuss the proposed application and to review zoning, servicing and characteristics of the site that are relevant to the development. For more information refer to the "Preparing for a Land Use Planning Application: A Guide to Pre-Consultation".						
Step 2	Technical Advisory Committee – Planning Services staff review the proposed application with the Municipality's Technical Advisory Committee (TAC) resulting in a list of the site specific complete application requirements. A record of this list will be provided to the applicant.						

Consent P	rocess
Step 3	Consult other agencies – The application process can involve consultation with a number of outside agencies. In some cases you may be required to consult with one or more of these agencies prior to the submission of the application to determine what, if any, additional items will be required. Fees associated with those consultations are not covered by the application fee paid to the Municipality.
Step 4	Prepare the Application – The applicant has sole responsibility for submitting a complete application and may need to commission drawings or studies depending on feedback from the pre-consultation, TAC and consultation with other agencies. The need for drawings and studies will depend on the nature of the proposed application and the characteristics and circumstances of the subject property.
	The complete application including supporting material, declarations and the appropriate fees is to be submitted to Planning Services by mail or in person.
Step 5	Application Completeness Review – Every application is reviewed for completeness before it is accepted by the Municipality. During the review of an application, the need for further information or studies may be identified. It is the applicant's responsibility to submit these items once they have been identified.
Step 6	Planning Services Report — Planning Services reviews the application for conformity to the Official Plan, Zoning By-law, Provincial Policy Statement and the Planning Act. Comments from local agencies, provincial ministries and the public are taken into consideration and a report is prepared for Council or the Committee of Adjustment's review. During application review and report preparations, Planning Services may speak with applicants, neighbours, and staff from other departments and agencies to complete an assessment of the development proposal.
	During application review and report preparations Planning Services staff may talk with applicants, neighbours, and staff from other departments and agencies to complete an assessment of the proposed project.
Step 7	Notice of Public Meeting – A notice of public meeting is circulated to neighbouring municipalities, agencies, provincial ministries, applicable municipal departments and abutting landowners within 60 metres. For a Consent application, a public meeting requires at least 14 days of notice. The Municipality provides formal notice of the public meeting to those prescribed by the Planning Act, by both first class mail and the posting of a sign with application details on the subject lands. The applicant is responsible for posting the required sign along the frontage of their property, so that is easily viewable.
Step 8	Public Meeting and Committee of Adjustment Meeting — The Municipality's Committee of Adjustment is the decision making authority for consent applications, with Municipal Council having authority under certain circumstances. The Committee will hold a public meeting to receive comments about the application. If required, Planning Staff will provide a presentation to the Committee on the application. This is also an opportunity for the applicant to provide any additional comments on their application. The Committee will review the application, the report and any comments received prior to issuing a decision on the application. Generally, the Committee will issue a decision at this same meeting, but could defer a decision on an application to a future meeting should issues arise at the Public Meeting. The Committee of Adjustment generally meets every three weeks on Thursday mornings.
Step 9	Decision – The Committee of Adjustment or Council may approve, refuse or defer an application and a written notice of an approval or a refusal decision will be sent to the Applicant and those who requested notice within 15 days of the decision.
Step 10	Appeal Period – A 20 day appeal period begins the day the Notice of Decision is given. Following the decision of the Committee of Adjustment or Council an appeal may be made to the Ontario Municipal Board (OMB) by filing a notice of appeal with the Clerk of the Municipality.

Consent Process

Step 11

Enactment and Conditions – If no appeals are submitted within the 20 day appeal period then the decision is final and enacted as of the date given in the Notice of Decision.

If the approval has conditions attached to it, the applicant has one (1) year to complete the conditions. All conditions must be met to the satisfaction of the Municipality before the consent is final and the severed land can be conveyed to a new owner. If the conditions are not satisfied within one year, then the Consent approval will lapse.

The Application Package Must Be Submitted To:

Planning Services, Municipality of Chatham-Kent, Civic Center, 315 King Street W., PO Box 640, Chatham, ON, N7M 5K8 519-360-1998

Note	urrent Applications Filed to Applicant: For each application that is filed urrently, complete and attach the appropriate cation form and fees.	Office Use Only Date Stamp – Date Received				
	Official Plan Amendment					
	File No Status					
	Zoning By-law Amendment					
	File No Status					
	Minor Variance					
	File No Status	For Reference Purposes				
	Site Plan	Municipal address:				
	File No Status					
	Other (Specify):	CityView Number:				
	File No Status	Meeting Date:				
		1 1				
Requi	rements For A Complete Application Include:					
herein		es has received the information and material requested under Section 69(1) of the Planning Act), the application ction 53(14) will not begin and the application will be				
	The completed application form, including declarations	as required under the <i>Planning Act</i> .				
	If the owner of the subject land is not the person apply Owner or completion of the Owner's Authorization in S	ing for the consent, then a Letter of Authorization from the ection 7.				
	The applicable application fee(s) made payable to the N	Junicipality of Chatham-Kent.				
	A copy of the most recent land survey, and if possible the PIN abstract (Property Identification Number). Both can be acquired at the Land Registry Office.					
	A surveyor's sketch of what the consent is proposing. I size paper and show all of the items identified in Section	The drawing/sketch must be no larger than 11x17 standard n 6 in metric units.				
	Any other information identified during the pre-consultation and any additional supporting documentation the applicant wishes to submit. Refer to the Record of Pre-Consultation.					
a)	Please list the reports or studies that accompany this	application				
Note:	Please submit two (2) hard copies and one (1) electronication	c copy of each report or study that accompanies your				

Section 1 Applicant Information	
Registered Owner(s):	
Note: If the owner of the property is a corporation then the authority to bind the company must be included with an ap	
Name:	
Principal of Company (if Owner is a Company):	
Address:	
City:	Postal Code:
Phone:	Cell:
Email:	
Authorized Applicant (complete if the Applicant is not the	Owner and the Owner has Authorized the Applicant):
Name:	
Address:	
City:	Postal Code:
Phone:	Cell:
Email:	
If known at the time of application, name of person (s) to conveyed, leased or mortgaged (attach offer to purchase):	
Name:	
Address:	
City:	Postal Code:
Phone:	Cell:
Email:	
Which of the above is the Primary Contact?	Applicant Both
All correspondence will be	made with the Primary Contact

Name, Address, and Phone number of all persons having	ng any mortgage, charge or encumbrance on the property:
Section 2 Property Description Note: In this application form the terms "Property, Land to be severed and the land to be retained unless others."	d, Subject Property or Subject Land" all refer to both the land wise stated.
Community of:	
Lot(s):	Part Lot(s):
Concession(s):	Registered Plan No.:
Municipal Street/911 Address of property subject of this	application (if applicable):
Assessment Roll Number(s):	
The date the subject land was acquired by the current or	wner:
The current use(s) of the land (main and accessory uses)	
The length of time that the current use(s) have existed of	n the land:
Are there any mortgages, easements or restrictive	covenants affecting the subject lands? Yes No No
If yes, describe each its effect indicating whether a disci	narge or partial discharge is required as part of this application:

Reference Plan No. Instrument No:		-	Purpose of easement and/or covenant (e.g. hydro, sewer, telecommunications, turbine, solar, pipeline, etc.)						
		(C.g. 11	yaro, sewe	er, telecommunications, t	dibilic, solar, pipelii	10, 010.7			
Section 3 Application	n Details								
a) What type of c	onsent is prop	osed?							
Lot Creation - N	Number of new	lots created							
Lot Addition		Lease	е		Mortgage				
Easement or R	ight of Way	☐ Valid	ation of Ti	tle	Power of Sale				
b) Has the subject	t land ever be	en the subject o	f:						
An application	for approval of	f a Plan of Subdi	vision und	er section 51 of the Plann	ing Act? Yes	☐ No			
If yes, provide	the following:								
FILE No.:		St	atus:						
An application If yes, provide		nder section 53 c	of the Planı	ning Act?	Yes	No			
FILE No.:		St	atus:						
c) Description of	f Land to be Se	vered and Retai	ned						
Note: If ad	ditional space	is required, pleas	se attach a	a separate sheet containir	ng the required infor	mation.			
Land Intended to I	be Severed:								
Frontage (m)	Depth (m)	Area (m²)	Existing (Jse	Proposed Use				
No. Existing Buildings/Structure	es:			No. Proposed Buildings/Structures:		_			
Use of Existing Bui (specify):				Proposed Use of Buildings/Structures (specify):					
Land Intended to I	Land Intended to be Retained:								
Frontage (m) Depth (m) Area (m²) Exis			Existing	Use	Proposed Use				

Buildings/Structures:	Buildings/Structures:				
Use of Existing Buildings/Structures	Proposed Use of Buildings/Structures				
(specify):	(specify):				
d) If the purpose of this application is a surplus dwellin farm holdings of the owner or purchaser that the dwellin	g severance, provide the legal description and location of the ng is surplus to.				
Community of:					
Lot(s):	Part Lot(s):				
Concession(s):	Registered Plan No.:				
Municipal Street/911 Address of property subject of this application (if applicable):					
Assessment Roll Number(s):					
Note: In order to be eligible for a surplus residence severance there must be a habitable dwelling on this property.					
Is there a habitable dwelling on this property?					

No. Proposed

No. Existing

e) If the purpose of this application is a lot addition, provide the legal description of the lands to which the severed portion of the lands will be added.					
Community of:					
Lot(s): Part Lot(s):					
Concession(s):	Registered Plan No.:				
Municipal Street/911 Address of property subject of this	s application (if applicable):				
Assessment Roll Number(s):					
f) What is the current designation(s) of the land in t	he Chatham-Kent Official Plan?				
Does the proposal conform to the Official Plan?	Yes No				
g) What is the current zone(s) of the land in the Cha	tham-Kent Zoning By-law?				
Does the proposal conform to the Zoning By-law?	Yes No				
h) What is the proposed use(s) of the land?					
Residential Commercial Industrial Institutional Agricultural Other					
Please describe the proposed use:					

Section 4 Servicing

а	a) Access						
Acces	ss to the Severed Land is provided by:						
	Provincial Highway		Muni	cipal year-round	New Access Required		
	Municipal – seasonal		Right	-of-way		Water Access (distance to	
	Other (specify)		Existi	ng Private Road	「 」	nearest dock/ramp facility)	
Acces	ss to the Retained Land is provided by:				-		
	Provincial Highway		Muni	cipal year-round		New Access Required	
	Municipal – seasonal		Right	-of-way		Water Access (distance to	
	Other (specify)		Existi	ng Private Road		nearest dock/ramp facility)	
	N						
b) Water Supply						
Wate	r Supply is Provided to the Severed Lar	nd by:					
	Municipal			Privately owned and op	erated	individual well	
	Privately owned and operated commu	nal		Lake or other body of w	vater (water test required)		
	Easement to well			Other (specify i.e. dug,	ecify i.e. dug, sand point etc		
	Drilled well			New water supply needed			
What	is the distance from the well (if applica	ble) to	septio	system?	m	etres.	
Wate	r Supply is Provided to the Retained La	nd by:					
	Municipal			Privately owned and op	erated	individual well	
	Privately owned and operated commu	nal		Lake or body of water (water t	est required)	
	Easement to well			Other (specify i.e. dug,	sand po	oint etc	
	Drilled well			New water supply need	ed		
What	is the distance from the well (if applica	ble) to	septio	system?	m	etres.	
С) Sewage Disposal						
Sewage Disposal is Provided to the Severed Land by:							
	Municipal sanitary sewers			Privately owned individ	ual sep	tic system for each lot	
	Privately owned communal collection Other (specify)						
	Sewage disposal is not required for the current use of the lands. New sewage disposal/septic system is needed for the lands.						
If there is a septic system on the property, is it in good working order?							

Sewage Disposal is Provided to the Retained Land by:								
	Municipal sanitary sewers		Privately owned individual septic system for each lot					
	Privately owned communal collection		Other (specify)					
	Sewage disposal is not required for the current use of the lands.		New sewage disposal/septic system is needed for the lands.					
If the	If there is a septic system on the property, is it in good working order? Yes No							
	Note: A standard condition of consent is an inspection of any existing septic systems conducted by a licensed septic installer and approval from Building Development Services.							
	d) Storm Drainage							
Stor	m Drainage is Provided to the Severed Land by	/ :						
	Municipal storm sewers		Municipal Drain					
	Private Drain		Other (specify)					
Is th	e drainage outlet located on the severed parcel	?	Yes No					
Stor	m Drainage is Provided to the Retained Land b	y:						
	Municipal storm sewers		Municipal Drain					
	Private Drain		Other (specify)					
Is th	e drainage outlet(s) located on the retained par	cel?	Yes No					
subj	Is any portion of the subject property assessed for drainage works? Are there any outstanding local drainage improvements? Yes No							
	·		•					
e	e) Local Improvements:							
Are there any local improvements/charges currently assessed to the subject property such as tile loans, bridges, water or sewer connections etc? If so, please describe:								

Section 5 Special/Specific Policy Areas

Source Water Protection Planning Is any of the land in a 'Source Water Protection Area'?	Yes	☐ No)

Section 6 Drawings/Sketches

Please note: A 'Surveyor's Real Property Report', completed by a licensed Ontario Land Surveyor is the accepted method of providing a drawing for the application.

The sketch accompanying the application must include the following items or a note that they are not applicable to the site. The sketch should be completed using metric units.

- 1. The boundaries and dimensions of the subject land, the part that is intended to be severed and the part that is intended to be retained.
- 2. The location of all land previously severed from the parcel originally acquired by the current owner of the subject land, if applicable.
- 3. The boundaries and dimensions of any land abutting the subject land that is owned by the owner of the subject land.
- 4. The approximate distance between the subject land and the nearest township lot line or landmark such as a bridge or railway crossing.
- 5. The location, size and type of all existing and proposed buildings and structures on the subject land, indicating their distance from the front lot line, rear lot line and side lot lines. This includes septic systems. If little is known about the location, age, etc. of the septic system by the current owner permit records may be available from Building Development Services. The fee for septic permit records is \$60.
- 6. The height, dimensions and floor area of all existing and proposed buildings and structures.
- 7. The approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks) that;
 - a) are located on the subject and adjacent lands, and;
 - b) in the applicant's opinion, may affect the application.
- 8. The current land uses on and adjacent to the subject lands.
- 9. The location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public traveled road, a private road or a right of way.
- 10. If access to the subject land will be by water only, the location of the parking and docking facilities to be used.
- 11. The location and nature of any easement or restrictive covenant affecting the subject land.
- 12. If applicable, the distance from livestock facilities and manure storages that are within 1,000m of the subject property to the severed lot boundary.

Section 7 Owner's Authorization of an Agent:

This must be completed by the Owner if the Owner Is Not Filing The Application						
	Note: If there are multiple Owners, an authorization required or each Owner must			signature) is		
۱, (We			, being the		
	Print name(s) of Own	ner, individual or cor	mpany			
re	gistered Owner(s) of the subject lands, hereby authorize					
to	prepare and submit an Application for a consent amen		of agent and/or compan	y (if applicable)		
	p april 1 m a m a m a m a m a m a m a m a m a m					
	Signature	Day	Month	Year		
Sec	tion 8 Applicant's Declaration:					
co wi If t	relation to the proposed application and for distributing llected pursuant to the Planning Act, Municipal Act and II be distributed to bodies and agencies prescribed by lethis application is signed by an agent or solicitor on beh company the application. If the applicant is a corporation and the corporation by an officer of the corporation and the corporation.	Freedom of Inform egislation and regulation and regulation and regulation at the second secon	ation Act. The information at the information and also to interest the owner's written author agent or solicitor, the appropriate the appropri	on contained herein ed parties. orization must		
۱, (We)	. of the		of		
	in the		of			
1.		at it is of the same f	orce and effect as if mad	e under oath. I		
2. I hereby acknowledge receiving and reviewing the user fee tariff and have reviewed the tariffs relating to promote matters. I further understand and agree to be bound by the tariff and specifically agree that I shall pay full recovery for any items with a tariff listed as such. I agree that such costs, if not paid for forthwith after being invoiced, shall be paid by the Municipality and added to my municipal tax bill and collected in the same mattaxes.			pay full cost after being			
	Signature of Applicant		Date			
	Witness		Date			

Schedule "A"

Environmental Site Screening Questions

Introduction:

This schedule is used to determine whether or not further Environment Site Assessment is warranted. In the Province of Ontario it is required that prior to redevelopment of a site, the previous uses are examined for potential contaminants. This could be as simple as listing previous uses or depending on what those uses were it could mean soil investigation and/or remediation. There are various phases of assessing a site. Under certain circumstances a Record of Site Condition must be filed in a Provincial Registry. The following questions will help to identify if the property that is proposed to be developed will require further assessment.

Previous Use of Property: Some commercial and industrial properties such as gasoline stations, automotive repair garages, have an increased potential for contamination. Contamination potential can be significantly affected by both the number of different uses that have occurred on the property and the length of time that they were present for.										
Have any of the follow	ave any of the following uses occurred on the property in the past, check all that apply:									
Residential Industrial Commercial Institutional	Agricultural If Industrial or Commercial, specify use: Parkland Vacant Other									
Has the grading of the subject land been changed by adding earth or material? Has filling occurred on the subject land?										
Yes	☐ No	Unknown								
Has a gasoline station and/or automobile service station been located on the subject land or adjacent lands at any time?										
Yes	☐ No	Unknown								
Has there been petroleum or other fuel stored on the subject land or adjacent lands?										
Yes	☐ No	Unknown								
Are there or have there	e ever been und	erground storage tanks or buried waste on the subject land or adjacent lands?								
Yes	☐ No	Unknown								
Have the lands or adjaclands?	cent lands ever b	peen used as an agricultural operation where pesticides have been applied to the								
Yes	☐ No	Unknown								
Have the lands or adjacent lands ever been used as a weapons firing range?										
Yes	☐ No	Unknown								
•		within 500 metres (1,640 feet) of the property boundary line of an private landfill or dump?								
Yes	☐ No	Unknown								

	Schedule "A" Continued							
If there are existing or previously existing buildings on the subject lands, are there any building materials remaining on site which contain designated substances (e.g. asbestos, PCB's)?								
☐ Yes ☐ No	Unknown							
Is there reason to believe the subject adjacent sites?*	lands may have been contaminated	by existing or former uses on the site or						
☐ Yes ☐ No	Unknown							
Former practices/uses that can possibly have caused contamination include but are not limited to:								
operation of electrical transformer stations	disposal of waste materials	raw material storage						
residues left in containers	maintenance activities and spills	S						
If previous use of property is industrial or commercial, or if yes to any of questions above, please attach an inventory of all former uses of the subject land, or if applicable, the land(s) adjacent to the subject lands.								
Acknowledgement Clause								
and guidelines and the Municipality's condition of approval of this application a qualified person in the provincial Enacknowledgement of this Record of Simay require the qualified person signification acknowledging that the Municipality of Chatham-Kent is not responsible foin (or as a result of) any action or produced.	Official Plan policies pertaining to co on that the Municipality may require vironmental Site Registry, and provi ite Condition by the Ministry of Envir ing the Record of Site Condition to so may rely on the statements in the RS or the identification and/or remediat ceeding for environmental clean-up of Municipality of Chatham-Kent, its off	impliance with all applicable laws, regulations ontaminated sites. I acknowledge that as a see me to file a Record of Site Condition signed by de verification to the Municipality of conment. I acknowledge that the Municipality ubmit to the Municipality a Declaration SC. I further acknowledge that the Municipality ion of contaminated sites, and I agree, whether of any damage or otherwise, I will not sue or icers, officials, employees or agents for or in						
Date	Sign	ature of Applicant(s) (Owner)						

Schedule "B"

- a) Minimum Distance Separation (MDS) Data Sheet
- b) Some consents will involve the creation of a new lot where the use of that new lot is non-farm and near to an existing livestock operation. When this is the case a Minimum Distance Separation (MDS) calculation needs to be completed.

This Data Sheet is for collecting the information about the livestock facility that is needed to do the MDS calculation. The information must be collected by the applicant, preferably through a conversation with the owner or operator of the livestock facility.

Instructions:

- The MDS calculation is based on the capacity of the livestock facility, not the number of livestock on any given day. Ensure that you are recording the facility's capacity in this Data Sheet.
- Each livestock facility within a 1,000m of the subject property boundary should be considered.
- Each livestock facility will require a separate MDS Data Sheet.

Date	Data Sheet Completed By						
Address of Livestock Facility	Owner/Operator of Livestock Facility						
Township/Lot/Concession	Telephone or email of Owner/Operator						
Tillable Hectares on the property the livestock facility is located.							
Distance from livestock facility to non-farm lot boundary	Distance from manure storage to non-farm lot boundary						

Note: The distance between the livestock facility and/or manure storage and the new non-farm lot must be measured by a surveyor and shown on the surveyor's real property sketch that attached to the application.

Type of Livestock Age Grouping or Category		Existing	Manure Storage System			
e.g. dairy cattle, beef cattle, swine, poultry etc.	e.g. feeders, heifers, lambs, layers, weaners etc.	Housing Capacity (# of animals or birds)	Covered Tank	Open Solid Storage	Open Liquid Storage	Earthen Storage

^{*}If more space is required please attach a page.