

COUNTY OF BRANT
COMMITTEE OF ADJUSTMENT
66 GRAND RIVER STREET NORTH
PARIS ON N3L 2M2

Applicant: Timothy Joseph Fergus
Submission No.: A1-26-RF
Roll: 292001602083010

DECISION OF COMMITTEE
IN THE MATTER OF SECTIONS 45
OF THE PLANNING ACT, R.S.O. 1990, as amended
-and-

IN THE MATTER OF A MINOR VARIANCE APPLICATION A1-26-RF from Paul Emerson, Agent on behalf of Timothy Joseph Fergus, Owner of the lands legally described as CONCESSION 1 PART LOT 11 REGISTERED PLAN 2R6141 PART 3, in the former Township of South Dumfries and municipally known as 270 German School Road, requesting relief from Zoning By-Law 61-16, Section 4, to permit an accessory structure height of 7 metres, whereas a maximum height of 5 metres is permitted.

This Application was heard on the **21 Day of May 2026** after notice by mail and personal service to surrounding property owners and interested parties as directed by the Committee and Rules of Procedure.

THE DECISION OF THE COMMITTEE IS:

THAT the Application be **APPROVED**

Having regard for the criteria under 45 of the Planning Act, the decision is based upon the following reason(s):

- The proposed variance is considered minor in nature and is desirable for the appropriate development and use of the subject lands;
- The proposed variances are in keeping with the general intent of the Official Plan and Zoning By-Law 61-16;
- The proposed variance meets the four tests of Section 45 (1) of the Planning Act.

NOTE: THAT pursuant to Section 53(17)-(18.2) and Section 45(8)-(8.2) of the Planning Act, R.S.O. 1990, c.P. 13, the following statement SHALL BE INCLUDED in the Notice of Decision:

"Regard has been had for all written and oral submissions received from the public before the decision was made in relation to this planning matter, as discussed in the staff report, addendum (if required) and public meeting."

DATED this 21st Day of May, 2026

Concur in the Decision:

APPROVED _____ Mary-Jane Brown, Chair	ABSENT _____ Bob Hamilton, Vice-Chair
ABSENT _____ John Vamos, Member	ABSENT _____ Steve Schmitt, Member
APPROVED _____ Jang Panag, Member	APPROVED _____ Harry Emmott, Member
ABSENT _____ Rebecca Smith, Member	

NOTE:

1. The last date for filing a notice of appeal to the Ontario Land Tribunal (OLT) is **June 10, 2026**
2. Appeal of the decision and/or any conditions imposed on a decision by the Committee of Adjustment, to the Ontario Land Tribunal (OLT) can be made by the **Applicant or Minister**, not later than 20 days after the making of a decision under Section 45(12) for a Minor Variance and not later than 20 days after the giving of notice of a decision under Section 53(17) or (27) for Consent.
3. Only the Applicant or Minister may appeal decisions in respect of applications for consent or minor variance to the Ontario Land Tribunal (OLT). A notice of appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association or group on its behalf.
4. To appeal a Decision of the Committee of Adjustment on this matter to the Ontario Land Tribunal, you may file a notice of appeal with the Clerk or Secretary-Treasurer via the Ontario Land Tribunal e-file service (first-time users will need to register for a My Ontario Account) at <https://olt.gov.on.ca/e-file-service/> by selecting Brant (County) as the Approval Authority or by mail 66 Grand River St. N., Paris, Ontario N3L 2M2, no later than 4:00 p.m. on June 10, 2026. The filing of an appeal after 4:00 p.m., in person or electronically, will be deemed to have been received the next business day. The appeal fees:
 - of \$400 to the OLT can be paid online through e-file or by certified cheque/money order to the Minister of Finance, Province of Ontario. If you wish to appeal to the Ontario Land Tribunal (OLT) or request a fee reduction for an appeal, forms are available from the OLT website at www.olt.gov.on.ca.
 - In addition, a fee of \$285.00 payable to the "County of Brant" as per the County of Brant's Development Services fees online <https://webforms.brant.ca/finance/planning-applications-payment> or by mail to 66 Grand River St. N., Paris, Ontario N3L 2M2.
 - If the e-file portal is down, you can submit your appeal to clerks@brant.ca.
5. You will be entitled to the conditions of the provisional consent and/or minor variance if you have either made a written request to be notified of the decisions to give or refuse to give provisional consent and/or minor variance or make a written request to be notified of changes to the conditions of the provisional consent and/or minor variance.
6. Additional information regarding this application for consent and/or minor variance is available at the offices of the County of Brant, 66 Grand River Street North, Paris, Ontario, during regular office hours Monday to Friday 8:30 a.m. to 4:30 p.m. Tel: 519-442-6324; planning@brant.ca

