



**Municipality of Temagami
Committee of Adjustment
Notice of Decision**

1. Application No.: **MV-19-01**
2. Applicant/ Owners: **Mary S. Shepard & John O. Shepard**
3. Date of Hearing: **April 25, 2019**
4. Date of Decision: **April 25, 2019**
5. Date of Notice of Application: **April 11, 2019**
6. Location and Legal Description of Property: **2 Lake Temagami Island 1176; PCL 16619 SEC NIP; Summer Resort Location island 1176 Cynthia in Lake Temagami.**

7. Decision

This is an application made under section 45(1) of the Planning Act RSO 1990, to permit:

- a) To permit an addition to an existing cottage that is located 14 metres from the shore, where a minimum setback of 15 metres is required. . (S. 7.4.2 Any Dwelling Unit a))

The request is:

- Granted subject to no conditions
- Refused
- Deferred
- Adjourned
- Granted subject to the following conditions:

8. Reasons:

The Committee of Adjustment has reviewed this application in accordance with the *Planning Act* and has made its decisions for the following reasons:

The decision does satisfies the four test for a minor variance established in Section 45 of the *Planning Act* as outlined in the planning report dated April 16, 2019.

9. Comments received in writing and verbally at the meeting related to: comments received by: The Timiskaming Health Unit – no objections to the variance & The Temagami First Nation – no objections or concerns.

10. The comments received had the following effect on the decision:

- a) The committee considered the application in coming to their decision.

Concur in the decision:

Chair

Barry Graham, Member

Bruce Rice, Member

Cathy Dwyer, Member

Gary Cline, Member

Dan Paradis, Member

Nicole Brooker, Member

12. Notice for Last Day of Appeal

The last day for appealing this decision to the Local Planning Appeal Tribunal is **May 15, 2019**. The notice of appeal should be sent to the Municipality of Temagami. It must, (1) set out the reasons for the appeal, and (2) be accompanied by the fee prescribed under the Local Planning Appeal Tribunal Act in the amount of **\$300.00**, payable to the Minister of Finance, Province of Ontario.

Only individuals, corporations or public bodies may appeal decisions in respect of applications for Minor Variances to the Local Planning Appeal Tribunal. 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.

Section 45 (14) of the Planning Act states that, “[i]f within 20 days no notice of appeal is given, the decision of the committee is final and binding.”

Certified by:

Tammy Lepage, Planning Clerk
Secretary-Treasurer, Committee of Adjustment