



**Town of Cobourg**

**Committee of Adjustment – Notice of Decision**

Submission No: **A-01-23**  
Date of Hearing: March 21, 2023  
Date of Decision: March 21, 2023

In the matter of Section 45 of the *Planning Act*, an application for a minor variance to construct a 1.8 metre (6.0 ft) fence and ornamental gate along the front yard of the property. The purpose of the minor variance is to seek to increase the maximum height of the fence located in the front yard from 0.75 metres (2.5ft) to 1.83 metres (6.0 ft).

**Name of Applicant / Agent:** Paul Tobia, Weston Consulting on behalf of 2759655 Ontario Ltd.  
**Property Address:** 420 Division Street

The request is hereby **granted** for the following reasons:

1. The proposed minor variance maintains the general intent and purpose of the Official Plan;
2. The proposed minor variance maintains the general intent and purpose of the Zoning By-law;
3. The proposed minor variance is generally desirable for the appropriate development or use of the land, building, or structure; and,
4. The proposed variance is minor in nature.

**Subject to the following condition:**

- a) That the Owner/Applicant shall erect an ornamental metal fence and gates along the front lot line and subsequent fencing can be wooden fencing.

  
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Robert Marr, Member

  
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David Dexter, Member

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Peter Delanty, Member

  
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Brian Murphy, Member

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Terry Brown, Member

SIGNED ON: March 21, 2023  
**Last date of Appeal of Decision: April 10, 2023**

**CERTIFICATION:**

I, Vanessa Reusser, Secretary-Treasurer hereby certify that this is a true copy of the decision of Town of Cobourg Committee of Adjustment and this decision was concurred in by a majority of the members who heard the application.

  
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Vanessa Reusser,  
Secretary-Treasurer to the Committee of Adjustment

**Appealing to the Ontario Land Tribunal**  
*The Planning Act, R.S.O. 1990, as amended, Section 45*

The applicant, the Minister or any specified person or public body who has an interest in the matter may within twenty (20) days after the making of the decision appeal to the Ontario Land Tribunal (OLT) against the decision of the Committee by filing with the Secretary-Treasurer of the Committee a notice of appeal (A1 Appeal Form) setting out the objection to the decision and the reasons in support of the objection accompanied by payment to the Secretary-Treasurer of the fee prescribed by the Tribunal under the Ontario Land Tribunal Act.

**Note:** The *Planning Act* defines a "specified person" which does not include a neighbouring landowner.

When no appeal is lodged within twenty (20) days after the giving of notice the decision becomes final and binding and notice to that effect will be issued by the Secretary-Treasurer.

Please mail or courier appeals and prescribed fees to:

Office of the Municipal Clerk - Committee of Adjustment  
55 King Street Cobourg, ON  
K9A 2M2

If you have questions regarding the appeal process, please email [clerk@cobourg.ca](mailto:clerk@cobourg.ca)

Ontario Land Tribunal - Appeal Fees & Forms

The OLT appeal fee is \$400 plus \$25 for each additional consent/variance appeal filed by the same appellant against connected applications. The OLT Appeal Fee must be paid by certified cheque or money order payable to the "Minister of Finance". Appeal forms (A1 Appeal Form – Minor Variance) can be obtained at [www.elfto.gov.on.ca](http://www.elfto.gov.on.ca) or by contacting our office at 905-372-4301 or [clerk@cobourg.ca](mailto:clerk@cobourg.ca).