



## Town of Cobourg

### Committee of Adjustment – Notice of Decision

Submission No: **B-01-23**  
Date of Hearing: May 16, 2023  
Date of Decision: May 16, 2023

In the matter of Section 53 of the *Planning Act*, an application for a consent to revise the location of an existing pedestrian easement over 321 John Street in favour of 25 James Street East for access to parking and waste management facilities. The easement is proposed to be 1.65 metres (5.4 feet) wide at the southern part and 1.83 metres (6.0 feet) wide at the northern part.

**Name of Applicant / Agent:** Robert Clark on behalf of Trinity Housing of Cobourg Phase 2 Inc.  
**Property Address:** 25 James Street East & 321 John Street

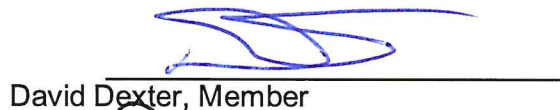
The request is hereby **granted** for the following reasons:

1. The proposed easement does not conflict with matters of Provincial Interest as outlined in the Provincial Policy Statement and the Growth Plan;
2. The proposed conforms to the Northumberland County and Cobourg Official Plans;
3. The proposed development and easement complies with the Town's Zoning By-law. The apartment building use is permitted and complies with the zone regulations; and,
4. The proposed easement would be generally desirable and allow for the appropriate development of the subject lands. The development is subject to site plan control.

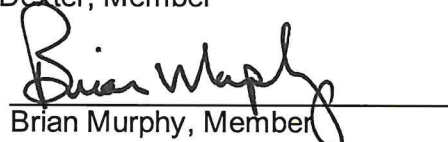
#### Subject to the following condition:

- a) That the Owner submit a Draft Reference Plan to the satisfaction of the Secretary-Treasurer prior to registration.

  
Robert Marr, Chair

  
David Dexter, Member

  
Peter Delanty, Vice Chair

  
Brian Murphy, Member

  
Terry Brown, Member

SIGNED ON: May 16, 2023  
Last date of Appeal of Decision: **June 5, 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).