

Fields marked with an asterisk (*) are required under Ontario Regulation 547/06.

1. Application Information
1.1 Owner Information

First Name of Owner 1*	Last Name of Owner 1*
Lloyd Nelson & Lillian Josephine	Byer
First Name of Owner 2	Last Name of Owner 2
James Nelson & Kirsten Marguerite	Byer
Company Name (if applicable)	

Home Telephone Number*	Business Telephone Number	Fax Number
705-642-3671		

Email Address
byeracres@gmail.com

Address

Unit Number	Street Number*	Street Name*	PO Box
	5820	Hwy 11	
City/Town*	Province*	Postal/Zip Code*	
Tarzwell	ON	P0K 1V0	

1.2 Agent/Applicant: Name of the person who is to be contacted about the application, if different than the owner.

(This may be a person or firm acting on behalf of the owner.)

First Name of Contact Person	Last Name of Contact Person
Company Name (if applicable)	

Home Telephone Number	Business Telephone Number	Fax Number

Email Address

Address

Unit Number	Street Number	Street Name	PO Box
City/Town	Province	Postal/Zip Code	

1.3 Name of owner(s) of the sub-surface rights if different from the surface right owner(s)

First Name	Last Name

2. Type and Purpose of Application/Transaction (highlight appropriate dropdown box)
2.1 Is this application for:*

Transfer	Creation of a new lot	Other Purpose

2.2 Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged.

First Name	Last Name
Jonathan David	Byer

2.3 If a lot addition, provide the legal description of the lands to which the parcel will be added.

What is the existing land use of the receiving parcel?

What is the purpose of the lot addition request?

3. Description/Location of the Subject Land (complete applicable boxes)

3.1 District Timiskaming		Municipality (in an area without municipal organization, select District)* District		
Former Municipality		Geographic Township in Territory without Municipal Organization Otto Township		Section or Mining Location No.
Concession Number(s) 1 S PT		Lot Number(s) S 1/2 Lot8	Registered Plan Number 13892SST	Lot(s)/Block(s)
Reference Plan No.	Part Number(s)	Property Identification Number 61243-0159	Name of Street/Road Hwy 11	Street Number 6029

3.2 Description

	Severed	Retained	Lot Addition (if applicable)
Frontage (m)	89.00	468.15	
Depth (m)	126.80		
Area (ha)	0.74	47.20	

3.3 Buildings and Structures

	Severed	Retained
Existing (construction date)	House (1969) Garage (1977)	barn (1977)
Proposed	none	

3.4 Are there any easements or restrictive covenants affecting the subject land?*

Yes No

If yes, describe each easement or covenant and its effect. Use a separate page, if necessary.

4. Designation of Subject Lands / Current and Proposed Land Use

4.1 Name of the official plan
Residential

4.2 What is the current designation(s), if any, of the subject land in the applicable official plan?*

Residential
Farm

4.3 What is the present zoning, if any, of the subject land?

Residential
Farm
Unorganized township

4.4 If the land is covered by a Minister's Zoning Order (MZO), what is the regulation number?

4.5 If the land is covered by a Minister's Zoning Order (MZO), what uses are permitted by the order?

4.6 Use of Property	Severed	Retained
Existing use(s)	Residential	Farm
Proposed use(s)	Residential	Farm

4.7 What are the surrounding land uses?

East
vacant land, residential

West
farm, unused land

North
residential, vacant land

South
farm

5. Former Uses of Site and Adjacent Land (History)

5.1 Has there been an industrial or commercial use, or an orchard, on the subject land or adjacent lands?

Yes No Unknown

If yes, specify the uses.

5.2 Has the grading of the subject land been changed by adding earth or other material(s)?

Yes No Unknown

5.3 Has a gas station been located on the subject land or adjacent land at any time?

Yes No Unknown

Has there been petroleum or other fuel stored on the subject land or adjacent land?

Yes No Unknown

5.4 Is there reason to believe the subject land may have been contaminated by former uses on the site or adjacent site?

Yes No Unknown

5.5 What information did you use to determine the answers to the above questions on former uses?

Spoke with previous owners and adjacent land owners

5.6 If yes to any of (5.1), (5.2), (5.3) or (5.4) an inventory of previous uses of the subject land or, if appropriate, of the adjacent land(s), is needed.

Is the inventory of previous uses attached?

Yes No

If the inventory is not attached, why not?

5.7 If yes to any of (5.1), (5.2), (5.3) or (5.4) was an Environmental Site Assessment (ESA) conducted under the *Environmental Assessment Act* or has a Record of Site Condition (RSC) been filed? Refer to Appendix A

Yes No Unknown

If no, why not? Explain on a separate page, if necessary.

6. Consultation with the Planning Approval Authority (check boxes where applicable)

6.1 Has there been consultation with the Ministry of Municipal Affairs prior to submitting this application?

Yes No

If yes, and if known, indicate the file number.

54-C-217666

6.2 Have you consulted with the municipality/planning board on the application's conformity to the official plan?

Yes No

If yes, attach a letter/documentation from the municipality/planning board on the proposal's conformity to the official plan.

Attached

6.3 Have you discussed with the municipality/planning board the official plan submission requirements for a consent?

Yes No

6.4 Have you provided with this application a list, accompanied by the related materials, identified in the official plan as submission requirements for development applications?

Yes No Attached

If no, why not? Please explain.

Note: All materials required in the official plan for complete application must be provided at the time of submitting an application.

7. Status of Current and Other Applications under the *Planning Act*

7.1 Current

Is this application a re-submission of a previous consent application?

Yes No Unknown

If yes, and if known, describe how it has been changed from the original application:

7.2 Has the subject land ever been severed from the parcel originally acquired by the owner of the subject land?*

Yes No Unknown

If yes, provide (below) the date of transfer, the name of the transferee and the land use. (for multiple transfers attach a separate sheet)

Severed parcel	Date of transfer (yyyy/mm/dd)	Name of transferee	Use of severed parcel

Other Planning Applications

Has the subject land ever been the subject of any other planning application, including applications before the Ontario Municipal Board (OMB), for approval of either:

(For each if yes and if known, indicate i) file number ii) status of the application iii) OMB file number, if applicable and iv) OMB status)

7.3 Official Plan Amendment*

Yes No

i) File Number	ii) Status	iii) OMB File Number	iv) OMB Status

7.4 Plan of Subdivision*

Yes No

i) File Number	ii) Status	iii) OMB File Number	iv) OMB Status

7.5 Consent*

Yes No

i) File Number	ii) Status	iii) OMB File Number	iv) OMB Status

7.6 Site Plan*

Yes No

i) File Number	ii) Status	iii) OMB File Number	iv) OMB Status

7.7 Minor Variance*

Yes No

i) File Number	ii) Status	iii) OMB File Number	iv) OMB Status

7.8 Zoning By-law Amendment*

Yes No

i) File Number	ii) Status	iii) OMB File Number	iv) OMB Status

7.9 Minister's Zoning Order Amendment*

Yes No

If yes and if known, what is the Ontario Regulation number? _____

Note: Please provide list(s) of the relevant applications on a separate page and attach to this form

8. Provincial Policy

8.1 Is the proposal consistent with the **Provincial Policy Statement (PPS)** issued under subsection 3(1) of the *Planning Act*?*

Yes No

8.2 Explain how the application is consistent with the PPS. Attach a separate page if necessary.

Maintains and protects current agricultural lands, while providing affordable housing in a rural northern community.

- 8.3 **Table A** is a checklist (not a substitute for the Provincial Policy Statement) to assist in identifying areas of provincial interest that may apply to your application.
Please fill in the appropriate rows in **Table A**, if any apply.

Table A - Features Checklist

Use or Feature	On the Subject Land	Within 500 Metres of subject land, unless otherwise specified (indicate approximate distance)
An agricultural operation including livestock facility or stockyard	<input checked="" type="checkbox"/>	0 m
An industrial or commercial use {specify the use(s)}		
A landfill site (closed or active)	<input type="checkbox"/> Closed <input type="checkbox"/> Active	
A sewage treatment plant or waste stabilization pond	<input type="checkbox"/>	
A provincially significant wetland within 120 metres of the subject land	<input type="checkbox"/>	
Significant coastal wetlands	<input type="checkbox"/>	
Significant wildlife habitat and significant habitat of endangered species and threatened species	<input type="checkbox"/>	
Fish habitat	<input type="checkbox"/>	
Flood plain	<input type="checkbox"/>	
A rehabilitated mine site, abandoned mine site or mine hazards	<input type="checkbox"/>	
An operating or a non-operating mine site within 1000 metres of the subject land	<input type="checkbox"/>	
An active mine site or aggregates operation site within 1000 metres of the subject land	<input type="checkbox"/>	
A contaminated site	<input type="checkbox"/>	
Provincial highway	<input checked="" type="checkbox"/>	0 m
An active railway line	<input type="checkbox"/>	
A municipal or federal airport	<input type="checkbox"/>	
Utility corridors	<input type="checkbox"/>	
Electricity generating station, hydro transformer, railway yard, etc.	<input type="checkbox"/>	
Crown land (identified by the Ministry of Natural Resources and Forestry as being of special interests, such as lake access points)	<input type="checkbox"/>	

9. Provincial Plans

9.1 Is the subject land for the proposed development located within an area of land designated in any provincial plan?*

Yes No

9.2 If yes, identify which provincial plan(s) and explain the current designation(s) of the subject land(s).

9.3 If yes, does the proposal conform/not conflict with the policies contained in the provincial plan(s)?*

Yes No

If yes, please explain. Attach a separate page, if necessary. Submit a copy of the planning report, if applicable.

10. Archaeology

10.1 Does the subject land contain any known archaeological resources or areas of archaeological potential?

Yes No Unknown

If yes, does the plan propose to develop lands within the subject lands that contain:

- Known archaeological resources? Yes No
- Areas of archaeological potential? Yes No

10.2 If yes, contact the regional Municipal Services Office-MMA staff to discuss whether any reports may be needed.

11. Servicing

11.1 Indicate in a) and b) the proposed type of servicing for the subject land. Select the appropriate type of servicing from Table B.

11.1 a) Indicate the proposed type of sewage disposal system - whether sewage disposal will be provided to the subject land by a publicly owned and operated sanitary sewage system, a privately owned and operated individual or communal septic system or other means?*

Private Services

11.1 b) Indicate the proposed type of water supply system - whether water will be provided to the subject land by a publicly owned and operated piped water system, a privately owned and operated individual or communal well, a lake or other water body or other means?*

Private Services

11.2 Hauled Sewage

If development is proposed on privately owned and operated individual or communal septic system, provide confirmation that there is adequate reserve sewage treatment capacity for hauled sewage (septage) resulting from the proposed development. See Table B below. There are existing services for the residence; private well and septic system.

Table B - Sewage Disposal and Water Supply

Type of Servicing	Reports/Information Needed
Sewage Disposal	<p>a) Publicly owned and operated sanitary sewage system Applicants must provide evidence in their application that there is municipal confirmation of sufficient uncommitted reserve sewage system capacity to service the development at the time of conditional consent.</p> <p>b) Public communal septic Development generating effluent of more than 4,500 litres per day may need a servicing options study and hydrogeological report.</p> <p>c) Privately owned and operated individual septic system If the requested change would permit development on individual or communal septic system and more than 4,500 litres of effluent would be produced per day as a result of the development being completed, a servicing options report and a hydrogeological report may be needed. If proposal would produce effluent less than 4,500 litres per day, a hydrogeological report may be needed.</p> <p>d) Privately owned and operated communal septic system If the requested change would permit development on individual or communal septic system and more than 4,500 litres of effluent would be produced per day as a result of the development being completed, a servicing options report and a hydrogeological report may be needed. If proposal would produce effluent less than 4,500 litres per day, a hydrogeological report may be needed.</p> <p>e) Privy Provide details on location and size of out-houses.</p> <p>f) Other Please describe</p>
Hauled Sewage	<p>If development is proposed on privately owned and operated individual or communal septic systems, applicant must provide evidence in the application showing either:</p> <p>i) municipal confirmation of sufficient uncommitted reserve sewage system capacity for treatment of septage resulting from the proposed development; OR</p> <p>ii) confirmation (i.e., letter) from a commercial enterprise (private provider) for hauled sewage (septage) indicating that capacity is available to accommodate the specific proposal.</p>
Water Supply	<p>a) Publicly owned and operated piped water system Applicants must provide evidence in their application that there is municipal confirmation of sufficient reserve water system capacity to service the development at the time of conditional consent.</p> <p>b) Privately owned and operated individual well Development on communal or individual well system may need a servicing options report and a hydrogeological report. Non-residential development on communal well system may need a hydrogeological report.</p> <p>c) Privately owned and operated communal well Development on communal or individual well system may need a servicing options report and a hydrogeological report. Non-residential development on communal well system may need a hydrogeological report.</p> <p>d) Lake A Permit to Take Water may be required. Contact your regional Municipal Services Office and the Ministry of the Environment and Climate Change office for guidance.</p> <p>e) Other water body Please describe</p> <p>f) Other means Please describe</p>

Notes:

1. To facilitate review of the application, submit a letter from the municipality to show concurrence (or not) with the recommendations in the servicing options report.
2. Before undertaking a hydrogeological report, consult MMA for advice given the location of the subject land.
3. Where communal services are proposed (water and/or sewage), ownership of these services must be assumed by the municipality or a public body through a signed letter of acceptance.
4. To facilitate review of the application, submit a letter from the local health unit indicating that the site is developable and could accommodate the proposal.
5. A building permit is required for septic systems under Part 8 of the Building Code. See Appendix A.

12. Access

12.1 The proposed road access would be by:

Provincial highway

Note: (See Appendix A for information on MTO Access Permits)

Certain type of development is not permitted on seasonally maintained roads.

Early consultation with your regional MSO is recommended.

12.2 Additional details on "other public road" and "right-of-way"

Would proposed road access be by:

Crown road Local roads board Private road

12.3 If access to the subject land is by "other public road" or "right-of-way", or private road, indicate:

i) The owner of the land or road

Road access is existing to the residence

ii) Who is responsible for maintenance

iii) Whether maintenance is seasonal or year round

Note: Access by right-of-ways and/or private roads are not usually permitted, except as part of a condominium.

12.4 Is water access ONLY proposed?*

Yes No

If yes, on a separate page, describe i) the parking and ii) docking facilities to be used and the approximate distance of these facilities from the subject land and the nearest public road access.

Attached

You may be required to provide a letter from the owner(s) of a commercially operated parking and docking facility indicating that capacity is available to accommodate your specific proposal.

13. Proposal Waste Disposal

13.1 Garbage disposal is proposed to be by:

Garbage collection Municipal dump Crown landfill Other

13.2 Other Services Please check the other services available and the provider(s) of these services.

Services	Provider
<input checked="" type="checkbox"/> Electricity	Hydro one
<input checked="" type="checkbox"/> School bussing	Stock
<input type="checkbox"/> Other	

13.3 a) The proposed stormwater drainage would be by:

14. Sketch: Use the attached sketch sheet. To help you prepare the sketch, refer to the attached sample sketch.

14.1 The application shall be accompanied by a sketch showing, in **metric units**, the following:

- 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;
- The location, size and type of all existing and proposed buildings and structures on the subject land, including their setback from the front yard, rear yard, side yard and opposite side yard;
- The boundaries and dimensions of any land abutting the subject land that is owned by the owner of the subject land;
- The approximate distance between the subject land and the nearest township lot line or landmark, such as a railway crossing or bridge;
- The location of all lands previously severed from the parcel originally acquired by the current owner of the subject land;
- The approximate location of all natural and artificial features on the subject land and adjacent lands that, in the opinion of the applicant, may affect the application, such as buildings, railways, roads, watercourses, drainage ditches, river or stream banks, wetlands, wooded areas, wells and septic tanks;
- The current use(s) on land that is adjacent to the subject land;
- The location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road or a right of way;
- If access to the subject land is by water only, the location of the parking and boat docking facilities to be used;
- The location and nature of any easement affecting the subject land;
- The severed parcel, the date of transfer, the name of the transferee and the use of the land.

15. Other Information

15.1 Is there any other information that may be useful to the ministry in reviewing this application (e.g., information relating to the requirements and policies in the municipal official plan or efforts made to resolve outstanding objections or concerns by area resident(s), the municipality, other)?

If so, explain below or attach a separate page with this information.

The severed land is to be purchased (transferred to) my son who already resides at the residence.

15.2 The original or certified copy of any other information and materials, as required by the official plan of the municipality/planning board, must be provided with this application.

15.3 Where applicable and relevant information is available in a planning report submitted to council, or in a technical study/report(s) prepared for the proposal, please provide the name, section and page number if you have referenced the study/report(s) in any of the questions above.

16. Affidavit or Sworn Declaration

I, Byer, L. Nelson, Lillian, James, Kirsten of the District of Temiskaming, Otto Twp
Last Name, First Name* Municipality*

in the province of* Ontario, make oath and say (or solemnly declare) that the information required under Schedule 1 to Ontario Regulation 197/96, and provided by the applicant in this application is accurate, and that the information contained in the documents that accompany this application is accurate.

Sworn (or declared) before me at the Town of Kirkland Lake in the district of Timiskaming
(lower-tier municipality) (upper-tier municipality)

this* 14 day of* November, 2023 AS JB CAB
15 [February] [2021] LLS JB

[Signature] Commissioner of Oaths [Signature] Applicant

Amberly Paulina Spilman, a Commissioner,
etc., Province of Ontario, for the
Corporation of the Town of Kirkland Lake.

17. Authorizations

If the applicant is not the owner of the land that is the subject of this application, the written authorization of the owner that the applicant is authorized to make the application must be included with this form or the authorization set out below must be completed.

17.1 Authorization of Owner for Agent to Make the Application

I, _____, am the owner of the land that is the subject of this application for
Last Name, First Name

consent and I authorize _____

to make this application on my behalf.

Signature of Owner

Date (yyyy/mm/dd)

If the applicant is not the owner of the land that is the subject of this application, complete the authorization of the owner concerning personal information set out below.

17.2 Authorization of Owner for Agent to Provide Personal Information

I, _____, am the owner of the land that is the subject of this application for
Last Name, First Name

application for consent and for the purposes of the **Freedom of Information and Protection of Privacy Act**.

I authorize _____, as my agent for this application, to provide any of my
Last Name, First Name

personal information that will be included in this application or collected during the processing of the application

Signature of Owner

Date (yyyy/mm/dd)

18. Consent of the Owner

Complete the consent of the owner concerning personal information set out below.

18.1 Consent of the Owner to the Use and Disclosure of Personal Information

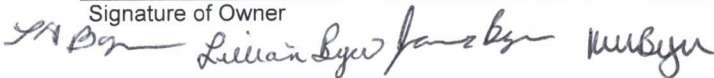
I, Byer, L. Nelson, Lillian, James, & Kirsten, am the owner of the land that is the subject of this application for
Last Name, First Name

application and for consent and for the purposes of the **Freedom of Information and Protection of Privacy Act**.

I authorize and consent to the use by, or the disclosure to, any person or public body of any personal information that is collected under the authority of the *Planning Act* for the purposes of processing this application.

Signature of Owner

Date (yyyy/mm/dd)



2023/11/14

19. Submission of Application

Date of application to Ministry of Municipal Affairs (yyyy/mm/dd)*

20. Applicant's Checklist

i) Have you remembered to attach the following:

- One original and one copy of the completed application form (ensure you have a copy for yourself), including the sketch, key plan and any reports indicated in the application form?
- The required fee, either a certified cheque or money order, payable to the Minister of Finance?
- A copy of the letter from the local health unit or conservation authority (as appropriate) indicating that the site is developable and could accommodate the proposed development?

ii) Check that the application form is signed and dated by the owner/agent?

Note: Applicants will be also required to cover the ministry's cost for providing public notice (e.g. advertising).



Entrance - 6029 Highway 11

1 message

Dugas, Natalie (MTO) <Natalie.Dugas@ontario.ca>
To: byeracres@gmail.com <byeracres@gmail.com>

Thu, Aug 19, 2021 at 2:30 p.m.

Hello Lillian,

This e-mail is in response to your request regarding the status of the entrance from Highway 11 to the following property:

Part of Lot 8, Concession 1, Otto Township

Parcel 13892 SEC SST

PIN 612430159

Civic Address: 6029 Hwy 11

A review of our records indicates that there is no current Entrance Permit on file, however I wish to assure you that the Ministry recognizes access to this property from Highway 11 as a legal residential entrance.

A new entrance permit would be required to reflect the change of ownership. An application can be completed and submitted through our online system at www.hcms.mto.gov.on.ca. There is no fee for this type of entrance permit.

If you have any questions or require additional information, please don't hesitate to contact me.

Thank you and have a nice day.

Natalie Dugas

Corridor Management Officer

Ministry of Transportation

PO Box 1390

New Liskeard, ON P0J 1P0

Tel: 705-647-1802

Or 1-800-720-1120

Fax: 705-647-4571

Website: www.hcms.mto.gov.on.ca

Lloyd Nelson Byer and Lillian Josephine Byer
5820 Hwy 11
Tarzwell, ON, P0K 1V0

June 2, 2023

Ministry of Municipal Affairs and Housing
Municipal Services Office North
159 Cedar Street, Suite 401
Sudbury, ON P3E 6A5

RE: MMAH File: 54-C-217666

Dear Ms Zamdvaiz,

Thank you for your letter and results of the early consultation for this consent application. Please see included below a response to the items detailed in the letter.

1. **Land Use Compatibility:** Noise Impact Feasibility Study.

We have spoken with three firms in the area, Story Environmental and Majic regarding this request and their experts had never heard of or were not able to accommodate this request. Even the local surveying company had never heard of this request before. In our opinion, and based on the Environmental Noise Guideline, the four purposes outlined do not apply in this case. The land-use is not changing; the house will still be occupied by my son, Jonathan Byer, who also participates in the agricultural activity currently occurring on the land, so there are no sound level limits that need to be established. The house has existed since 1969 and it is unchanged by this severance in the unorganized township, and the agricultural use surrounding the house is unchanged. We respectfully ask that this item be removed from the consent application requirements.

2. **Agriculture.**

There are no livestock facilities or manure storage located on the severed or retained land. Neighbours to the south of the severed land have about 20 chickens, but there are no livestock in the area of the severed land. Neighbours to the south of the retained land have some livestock, but they are more than 1 km away from the severed land and in another township.

3. **Species at Risk.**

Please see the preliminary screening and check-list attached. No endangered species were identified. Two species on the Species at Risk in the Ontario List identified include Bald Eagle (Special concern) and yellow-banded Bumble Bee (Special concern); however, they are not endangered and the severance will not change the land use or activity. According to the correspondence from the Species at Risk Branch the species will be unaffected and an ESA permit is not required.

4. **Cultural Heritage and Archaeology.**

The land in question is not a historic site or a site of cultural or archeological significance. This severance will not change the existing land use or change the landscape. There are a few small unnamed streams on the retained land, and a number of beaver ponds, but nothing within 300 m of the parcel to be severed.

Please see attached checklist for Criteria for Evaluating Archaeological Potential.

Thank you for your time and consideration.

Sincerely,

Lillian and Nelson Byer

Government of Ontario: Ministry of Tourism and Culture

Programs & Services Branch
401 Bay Street, Suite 1700
Toronto ON M7A 0A7

Criteria for Evaluating Archaeological Potential

A Checklist for the Non-Specialist

"Archaeological potential" is a term used to describe the likelihood that a property contains archaeological resources. This checklist is intended to assist non-specialists screening for the archaeological potential of a property where site alteration is proposed.

Note: for projects seeking a Renewable Energy Approval under Ontario Regulation 359/09, the Ministry of Tourism and Culture has developed a separate checklist to address the requirements of that regulation.

Project Name MMAH File: 54-C-217666
Project Location 6029 Hwy 11, Tarzwell, ON
Proponent Name Nelson and Lillian Byer
Proponent Contact Information 7056423671, byeracres@gmail.com

Known Archaeological Sites

1. Known archaeological sites within 300 m of property

Yes Unknown No

Known Archaeological Sites

2. Body of water within 300 m of property If yes, what kind of water?

a) Primary water source (lake, river, large creek, etc.)

Yes Unknown No

b) Secondary water source (stream, spring, marsh, swamp, etc.)

Yes Unknown No

c) Past water source (beach ridge, river bed, relic creek, ancient shoreline, etc.)

Yes Unknown No

3. Topographical features on property (knolls, drumlins, eskers, or plateaus)

Yes Unknown No

4. Pockets of sandy soil (50 m² or larger) in a clay or rocky area on property

Yes Unknown No

5. Distinctive land formations on property (mounds, caverns, waterfalls, peninsulas, etc)

Yes Unknown No

Cultural Features

6. Known burial site or cemetery on or adjacent to the property (cemetery is registered with the Cemeteries Regulation Unit)

Yes Unknown No

7. Food or scarce resource harvest areas on property (traditional fishing locations, agricultural/berry extraction areas, etc.)

Yes Unknown No

8. Indications of early Euro-Canadian settlement within 300 m of property (monuments, cemeteries, structures, etc)

Yes Unknown No

9. Early historic transportation routes within 100 m of property (historic road, trail, portage, rail corridor, etc.)

Yes Unknown No

Property-specific Information

10. Property is designated and/or listed under the *Ontario Heritage Act* (municipal register and lands described in Reg. 875 of the *Ontario Heritage Act*)

Yes Unknown No

11. Local knowledge of archaeological potential of property (from aboriginal communities, heritage organisations, municipal heritage committees, etc.)

Yes Unknown No

12. Recent deep ground disturbance†
(post-1960, widespread and deep land alterations)

Yes Unknown No

† Archaeological potential can be determined not to be present for either the entire property or a part(s) of it when the area under consideration has been subject to widespread and deep land alterations that have severely damaged the integrity of any archaeological resources. Deep disturbance may include quarrying or major underground infrastructure development. Activities such as agricultural cultivation, gardening, minor grading and landscaping are not necessarily considered deep disturbance. Alterations can be considered to be extensive or widespread when they have affected a large area, usually defined as the majority of a property.

Scoring the results:

If **Yes** to any of 1, 2a, 2b, 2c, 6, 10, or 11 high archaeological potential – assessment is required

If **Yes** to two or more of 3, 4, 5, 7, 8, or 9 high archaeological potential – assessment is required

If **Yes** to 12 or **No** to all of 1 - 10 low archaeological potential – assessment is not required

If 3 or more **Unknown** an archaeological assessment is required (see note below)

† Note: If information requested in this checklist is unknown, a consultant archaeologist licensed under the *Ontario Heritage Act* should be retained to carry out at least a Stage 1 archaeological assessment to further explore the archaeological potential of the property and to prepare a report on the results of that assessment. The Ministry of Tourism and Culture reviews all such reports prepared by consultant archaeologists against the ministry's Standards and Guidelines for Consultant Archaeologists. Once the ministry is satisfied that, based on the available information, the report has been prepared in accordance with those guidelines, the ministry issues an acceptance letter to the consultant archaeologist and places the report into its registry where it is available for public inspection.

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Disponible en français

4.0 Checklist

Please feel free to use the check list below to help you confirm you have explored all applicable information sources and to support your discussion with Ministry staff at the preliminary screening stage.

- ✓ Land Information Ontario (LIO) ✓
- ✓ Natural Heritage Information Centre (NHIC) ✓
- ✓ The Breeding Bird Atlas ✓
- ✓ eBird ✓
- ✓ iNaturalist ✓
- ✓ Ontario Reptile and Amphibian Atlas ✓
- ✓ List Conservation Authorities you contacted: N/A
- ✓ List local naturalist groups you contacted: Hillardton Marsh Research and Education Centre
- ✓ List local Indigenous communities you contacted: Beaver house
- ✓ List any other local land trusts or Environmental Non-Government Organizations you contacted: N/A
- ✓ List and field studies that were conducted to identify species at risk, or their habitat, likely to be present or absent at or near the site: Bald eagle near retained property (Round Lake), Yellow-banded bumblebee on property
- ✓ List what you think the likely impacts of your activity are on species at risk and their habitat (e.g. damage or destruction of habitat, killing, harming or harassing species at risk): There will be no impact as activity and land use will be unchanged from current.



Authorized commenting Agency for



KITCHENER
WOODBRIDGE
LONDON
KINGSTON
BARRIE
BURLINGTON

May 19, 2021

Ms. Arielle Zamdvaiz,
Ministry of Municipal Affairs and Housing
Municipal Services Office
North (Sudbury)
159 Cedar Street, 4th Floor
Sudbury ON
P3E 6A5

Via email: Arielle.Zamdvaiz@ontario.ca

Dear Ms. Zamdvaiz:

Re: Early Consultation – Draft Application for Consent
Location: Registered Plan Number 13892SST, Con.1 s 1/2 Lot 8, PIN 612430159, 6029 Hwy 11 Otto unincorporated township, Timiskaming District.
Owner/Applicant(s): Lloyd Nelson Byer & Lillian Josephine Byer
MMAH File No.: 54-C-217666
Our File: PAR 44274

We are the planning consultants for TransCanada Pipelines Limited (TCPL), an affiliate of TC Energy Corporation (TC Energy). This letter is in response to notification of the consent application outlined above. We understand the purpose of the application is for the creation of a new residential lot. TCPL has three high-pressure natural gas pipelines crossing the retained lands.

TCPL's pipelines and related facilities are subject to the jurisdiction of the Canada Energy Regulator (CER) – formerly the National Energy Board. As such, certain activities must comply with the Canadian Energy Regulator Act (Act) and the National Energy Board Damage Prevention Regulations (Regulations). The Act and the Regulations noted can be accessed from the CER's website at www.cer-rec.gc.ca.

TCPL has no concerns with the proposed consent, however we request the following regulatory and development requirements are forwarded to the applicant in the event of future activity in proximity to the pipelines:

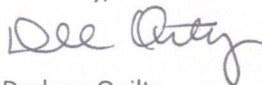
1. Written consent from TCPL must be obtained in Canada before any of the following:
 - Constructing or installing a facility across, on, along or under a TCPL pipeline right-of-way;
 - Conducting ground disturbance (excavation or digging) on or within the prescribed area (30 metres from the centerline of a pipeline);

TCPL's specifications concerning type, height and location and must be maintained by the owner for the duration of construction.

5. Landscaping of TCPL's right-of-way is to be approved in writing by TCPL and done in accordance with TCPL's Landscaping Guidelines:
 - a. TCPL's Right-of-way is to be seeded with Canada #1 seed.
 - b. Grantee shall ensure a five (5) meter continuous access way is maintained over, through and within the right-of-way to facilitate access for future pipeline operation and maintenance activities.
 - c. No portion of trees or shrubs at the time of maturity shall be permitted to encroach within five (5) meters of the edge of the TCPL pipeline within the right-of-way.
 - d. No trees or shrubs at the time of maturity that will reach a height greater than four (4) meters shall be planted within the right-of-way.
 - e. Tree roots must not interfere with the pipeline.
 - f. A minimum of five (5) meters between all groups of trees/shrubs will be established. A group is defined as 3-5 trees/shrubs.
 - g. Irrigation systems are not permitted within TCPL's right-of-way.
6. Permanent Structures shall not be installed anywhere on the right-of-way. It is TCPL's preference that structures outside of the right-of-way maintain a seven meter separation from the edge of the right-of-way.
7. Temporary or Accessory Structures shall not be installed anywhere on the right-of-way. It is TCPL's preference that temporary structures outside of the right-of-way maintain a separation of three meters from the edge of the right-of-way.
8. Storage of materials and/or equipment on TCPL's right-of-way is not permitted.
9. In the event that TCPL's pipelines suffer contact damage or other damage as a result of the Owner's operations, stop work immediately and notify TCPL at once.
10. The owner shall ensure through all contracts entered into, that all contractors and subcontractors are aware of and observe the foregoing terms and conditions.

Thank you for the opportunity to comment. Kindly forward a copy of the decision to the undersigned by mail or by email to dquilty@mhbcpplan.com. If you have any questions, please do not hesitate to contact our office.

Sincerely,



Darlene Quilty,
Planning Co-ordinator
on behalf of TransCanada Pipelines Limited

SITE INSPECTION REPORT FOR A USE PERMIT RELATED TO

Site Inspection Report File No.: 23-380206

Dated: May 11/23

Owner's Name: Nelson and Lillian Byer

1. Persons at inspection (Name(s)): John Byer Brian Hayes

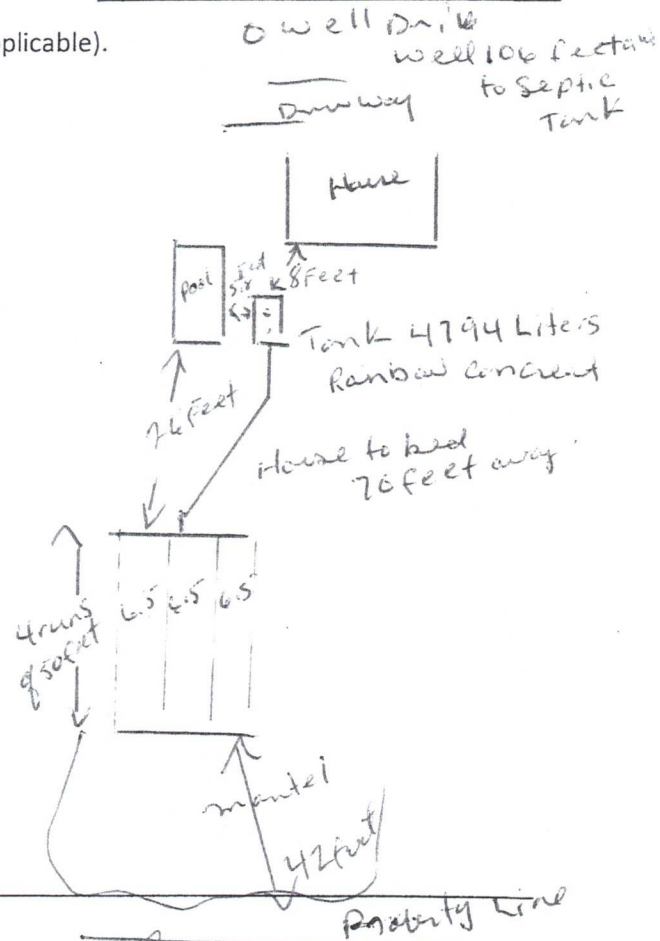
Attending in capacity of: In Stalls

2. Time of Inspection: 8:30 am Weather Conditions: Sunny

3. Assessment
The work inspected conforms to that required by Certificate of Approval, dated May 15/23 in all respects.

4. Filter Sand: Number of Cubic Yards: _____ Supplied by: _____

5. Reconstruction or changes required before Use Permit issued (Nil if applicable).



6. Completion of work under Certificate of Approval includes:
- Add crushed stone and building paper
 - Backfill absorption trenches or sand filter with loam
 - Ensure stable slopes of raised leaching beds (not less than 4:1)
 - Grade surface of bed
 - Recommend add topsoil and seed or sod
 - Conduct surface drainage away from leaching bed area
 - Other (detail) _____

7. Additional Inspection: Required Not Required

8. Use Permit issued on: May 18/2023
Date

[Signature]
Inspector

Personal Information contained in this form and schedules is collected under the authority of subsection 8(1.1) of the Building Code Act, 1992, and will be used in the administration and enforcement of the Building Code Act, 1992. Questions about the collection of personal information may be addressed to: a) Timiskaming Health Unit's Privacy Officer, or, b) Director, Building and Development Branch, Ministry of Municipal Affairs and Housing 777 Bay St., 2nd Floor, Toronto, M5G 2E5 (416) 585-6666.

Date of Inspection: May 18/23



Certificate No.: 23-380206

USE PERMIT

FOR

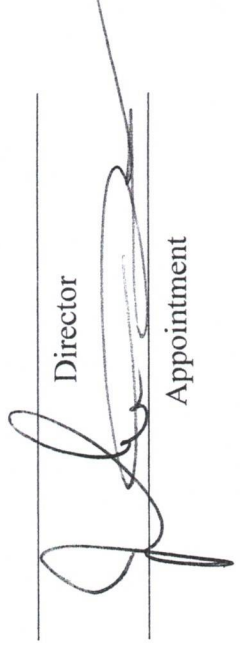
Class 4 Sewage System Installed under Certificate of Approval
(constructed/installed/enlarged/extended/altere)

No. 23-380206 in accordance with The Building Act 1997, and Regulations and subject to the limitations thereof, is issued
to Nelson & Lillian Byer for a sewage system located in the property described as follows:
(name of owner/registered lease holder)

District: Timiskaming Township/Municipality: Otto Twp Lot #: South Part Lot 8

Twp. Con. #: 1 Plan #: sublot #: 13892 SST Other: Roll# 5480 070 020 01500 and is related to
the Site Inspection Report dated May 18, 2023

Dated this 19th day of May, 2023



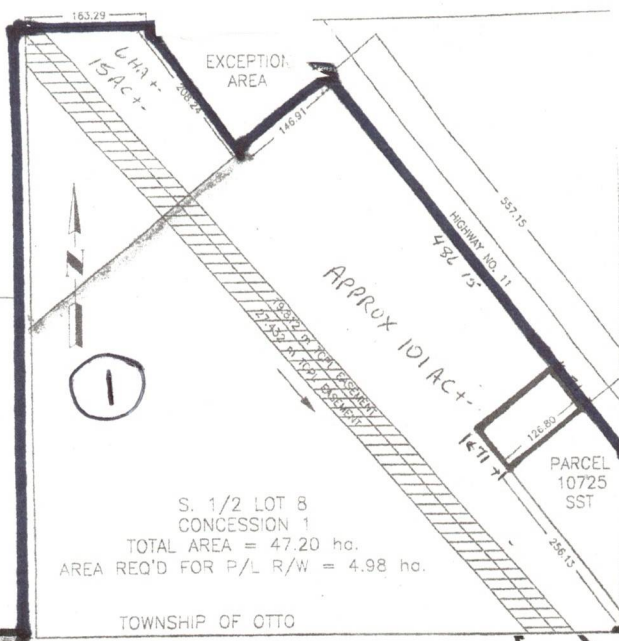
Director
Appointment

Inspector

① Parcel 13892 SST OHO Twp
Pin 61243-0159 P+5 1/2 Lot 8 Conb

② Parcel 883-T Pin 61252 0007
N 1/2 Lot 8 Conb Marquis Twp

④ Parcel 11271 Pin 61252-0144
Part N 1/2 Lot 7 Conb Marquis



9645 SST
7

Otto
Marquis
①61
585 SST
80 AC.

①58
883-T
160 AC.

TER 933
GAS
11271 SST
R.O.P.
④
O.P. 16
①49
1057
69.25
AC

①56
22900 SST
135 AC.

①49-01
9996 SST
160 AC.

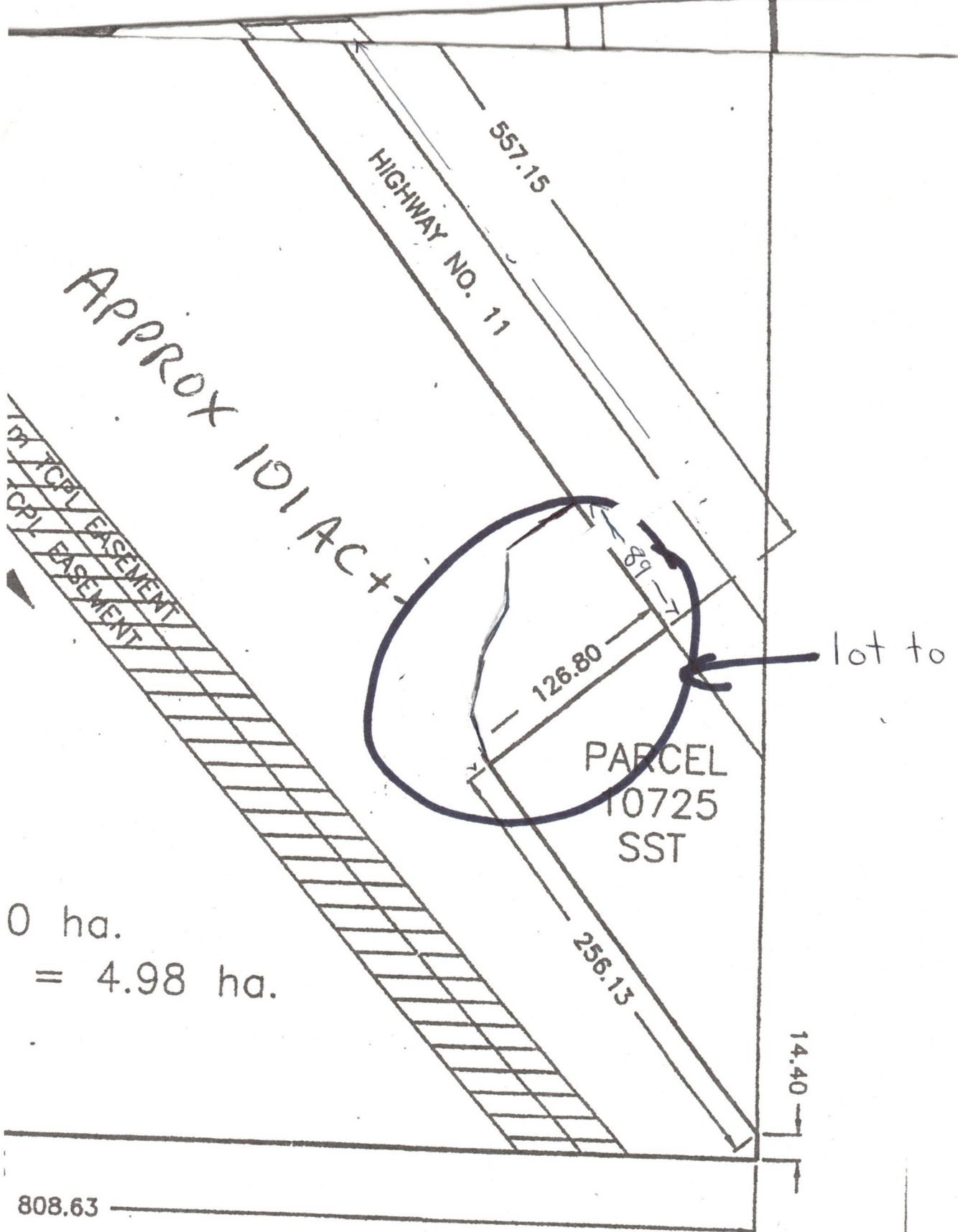
①60
5549 SST
1.67 AC.

①55
8988
SST

CROOKED

19.54
AC.

T
C.

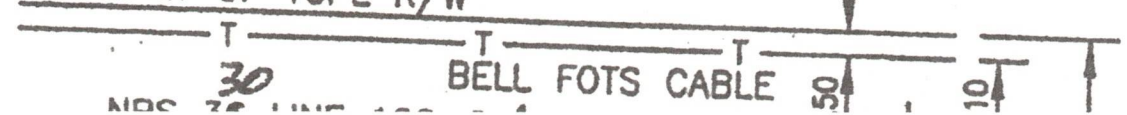


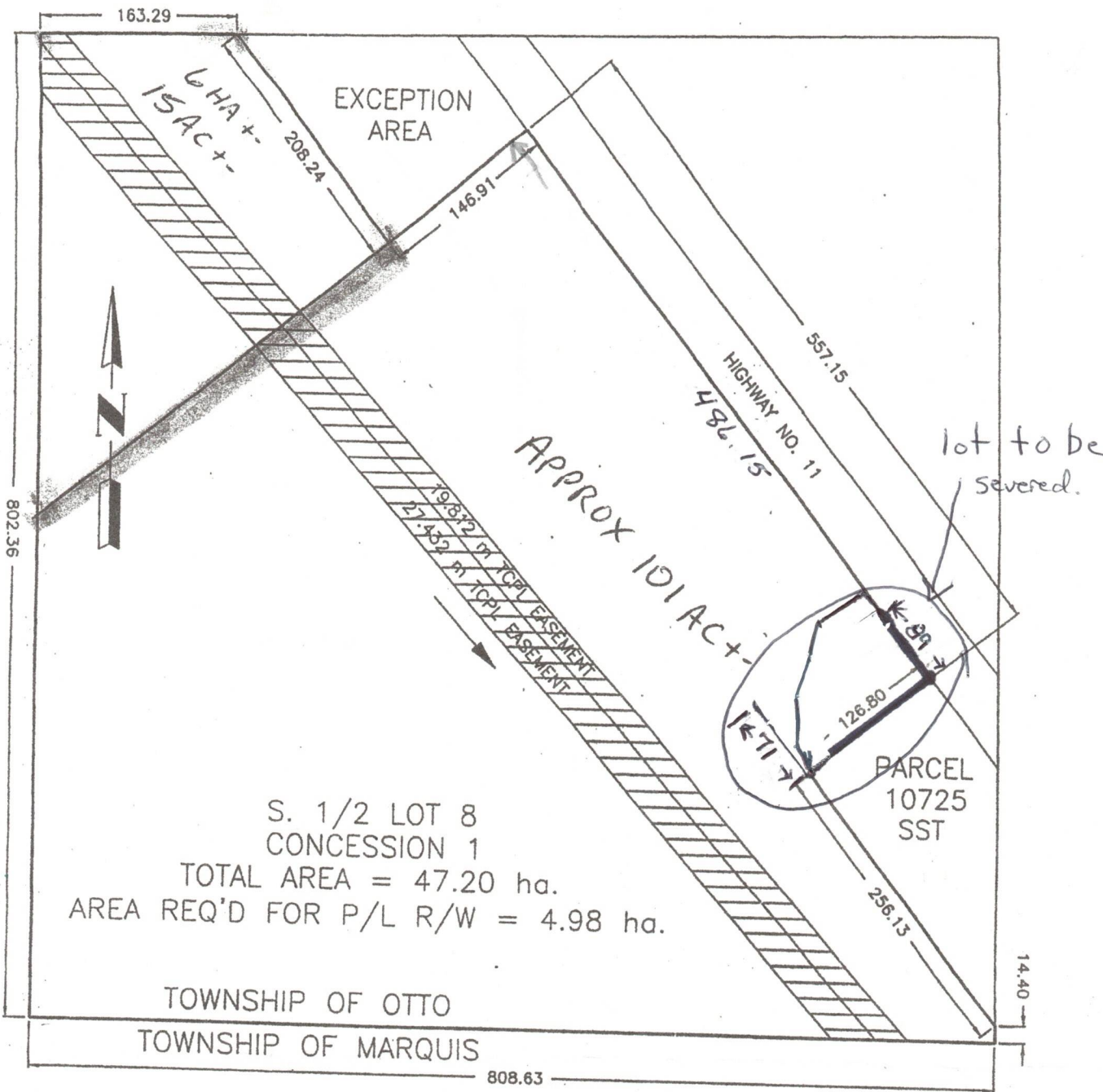
APPROX 101 AC+

lot to be severed

0 ha.
= 4.98 ha.

LIMIT OF TCPL R/W



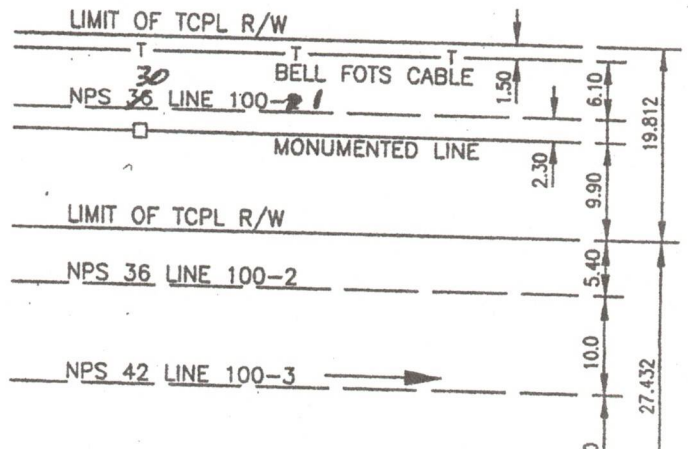


OWNER: RALPH A. NIEMI
 PARCEL NO: 13892 S.S.T.
 R/W NO: C28-38
 LEGAL DESCRIPTION: PT S. 1/2 LOT 8 CON. 1
 EASEMENT AREA: 4.98 ha.
 TOATL AREA OF PARCEL: 47.20 ha.

SCALE: 1:5000
 MLV NO.: 106A+0.095 TO 106A+1.167

MEASUREMENTS ARE APPROXIMATE AND WILL BE VERIFIED BY SURVEY.

LEGFND:



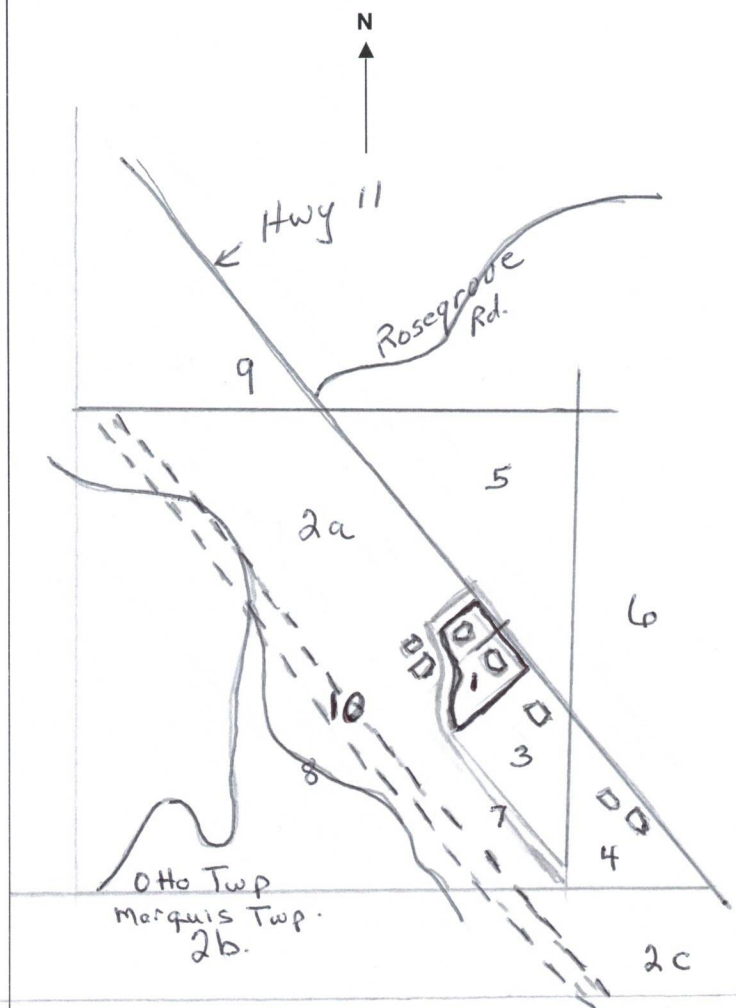
21. Sketch Sheet

► Sketch Accompanying Application

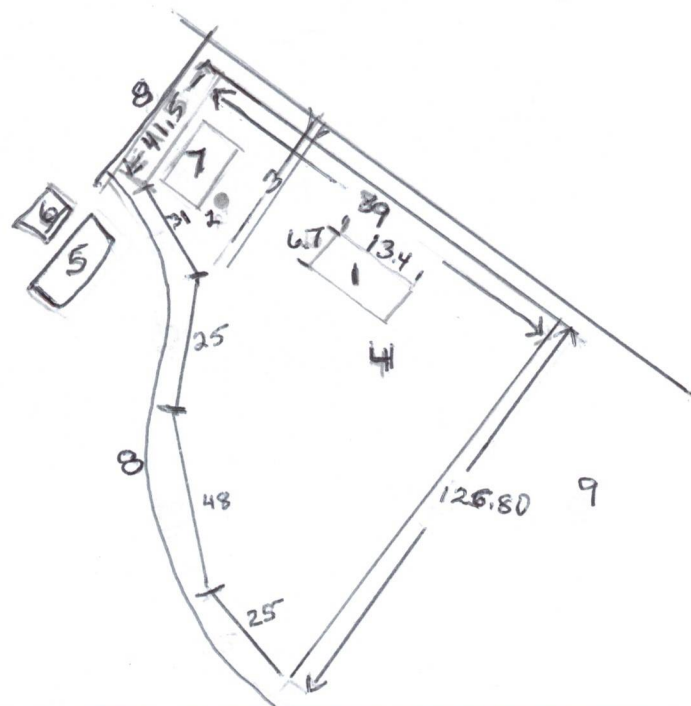
(Please use metric units and refer to section 14 for details.)

1. Area to be severed
- 2a Grantor's holding - agriculture
- 2b Grantor's holding - agriculture
- 2c Grantor's holding - agriculture
- 3 Vacant land
- 4 Private - residential
- 5 Vacant land
- 6 Private - residential
- 7 Private road access
- 8 Creek
- 9 lot with camping, trailers
- 10 Trans Canada Pipeline

Key Plan



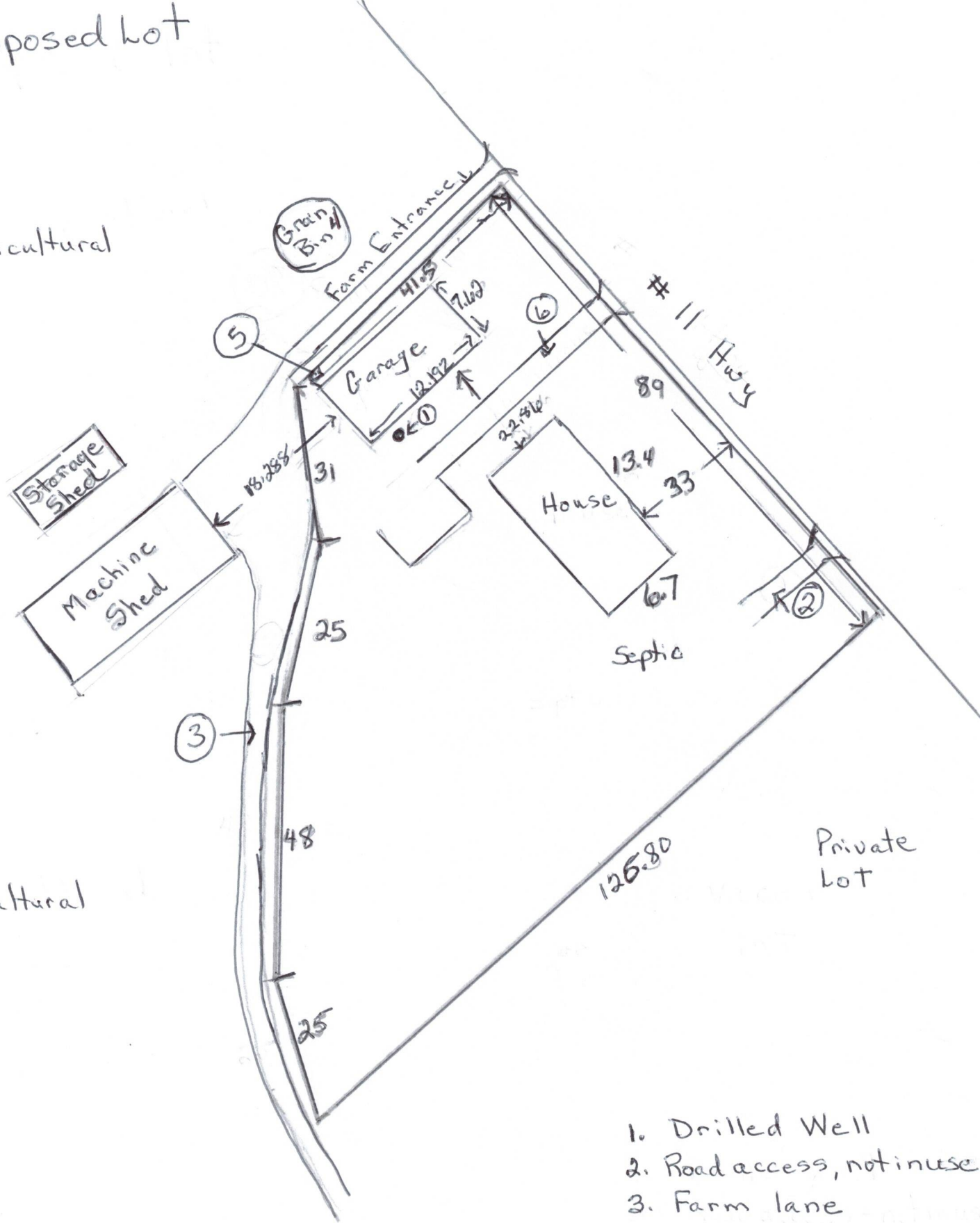
Enlargement of area to be severed.



Proposed lot

Agricultural

Agricultural



1. Drilled Well
2. Road access, not in use
3. Farm lane
- 4 Grain Bin
5. 3.048m from garage to proposed lot line
6. Private entrance