



## PLANNING JUSTIFICATION REPORT

37719 LAKE LINE, PORT STANLEY

### PROPOSED ZONING BYLAW AMENDMENT and DRAFT PLAN OF SUBDIVISION

PORT STANLEY, ON

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## CONTENTS

1	Introduction .....	1
2	Site Description.....	1
3	Surrounding Land Uses .....	2
4	Development Proposal .....	3
4.1	Proposed Draft Plan of Subdivision .....	3
4.2	Proposed Zoning By-law Amendment (ZBA) .....	4
5	Planning Policy Framework and Analysis .....	6
5.1	Provincial Policy Statement (PPS).....	6
5.2	County of Elgin Official Plan .....	7
5.3	Central Elgin Official Plan .....	10
6	Supporting Documents .....	15
6.1	Issues Scoping Report.....	15
6.2	Scoped Environmental Impact Study .....	16
6.3	Geotechnical Report.....	18
6.4	Slope Stability Report .....	18
6.5	Functional Servicing Report.....	20
6.6	Transportation Impact Study (TIS).....	20
7	Closing.....	21

## FIGURES

Figure 1	Aerial view of Subject Property at 37719 Lake Line. ....	1
Figure 2	Surrounding Area Context .....	2
Figure 3.	Proposed Draft Plan of Subdivision .....	4
Figure 4	Proposed Zoning Bylaw Amendment .....	5
Figure 5.	Central Elgin Official Plan – Schedule “G” – Land Use Plan .....	10
Figure 6	Vegetation Communities - EIS (MTE, 2021).....	17
Figure 7	Slope Assessment and Development Setback .....	19

## TABLES

Table 1.	Land Use Breakdown.....	3
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## APPENDICES

Appendix A	Proposed Draft Plan of Subdivision.....	23
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## **BIBLIOGRAPHY**

Provincial Policy Statement

County of Elgin Official Plan

Municipality of Central Elgin Official Plan

Central Elgin Zoning Bylaw

## 1 INTRODUCTION

This Report presents a land use planning analysis and rationale to support the application for a Zoning By-law Amendment and Draft Plan of Subdivision for the lands at 37719 Lake Line, Port Stanley, Ontario (the “Subject Property”). The purpose of the Draft Plan of Subdivision and Zoning By-Law Amendment is to permit the development of the Subject Property for low-density residential uses, new public roads, new walkways, servicing infrastructure, and protection of natural heritage features.

This Report demonstrates that the proposed development is in keeping with Provincial, County and Municipal land use planning policies, are suitable for the Subject Property, and would be compatible with neighbouring land uses.

This Report has been prepared as part of a “complete” application and is reflective of discussions with County and Municipal staff over several years.



Figure 1 Aerial view of Subject Property at 37719 Lake Line.

## 2 SITE DESCRIPTION

The proposed Subject Property is municipally addressed 37719 Lake Line and generally located in the northwest quadrant of the Port Stanley settlement area. The parcel is approximately 12.8 ha in area and

comprised of agricultural land and sloped vegetated periphery along the north and west property limits (Figure 1).

A portion of Marr Drain is located adjacent to the southeast boundary line. Additionally, there is an existing municipal drain located within the property. Formerly, the Subject Property had a residence, agricultural buildings, and silo located near the west boundary limit of the property; all of which have since been removed.



Figure 2 Surrounding Area Context

### **3 SURROUNDING LAND USES**

The Subject Property is surrounded by a mix of uses including single detached residential, agricultural, opens space and recreational, and institutional land uses. An overview of surrounding land uses is illustrated in Figure 2.

To the north, Lake Line Road is adjacent to the north and east property limits with single detached dwellings on large lots across the road. Kettle Creek Golf and Country Club and a Public school are located

to the south. Finally, to the west are wooded areas and unopened River Road R.O.W. adjacent to the west property limit.

Approximately 50 m east of the site is Carlow/Union Road, which is a 2-lane north-south road with sidewalk on one side. The Kettle Creek (elementary) Public School, Port Stanley Arena and Community Centre are a short walking distance, south along Carlow Road, south of the Subject Property.

## 4 DEVELOPMENT PROPOSAL

### 4.1 PROPOSED DRAFT PLAN OF SUBDIVISION

The Subject Property is proposed to be developed for low-rise residential uses, parkland (open space), and associated infrastructure uses including stormwater management, roads, and sidewalks. This development proposes 79 single-detached residential lots, 9 semi-detached blocks (18 units), six (6) small blocks for open space/utilities, and two new public roads – Street ‘A’ and Street ‘B’ (Figure 3). The development is accessed via Street ‘A’ that intersect with Lake Line, approximately 50 m west of County Road 20 (Carlow Road). The proposed Draft Plan of Subdivision is appended to this report in Appendix A.

Generally, the proposed lot frontages of the proposed development reflect contemporary building pockets for both single and semi-detached lots, allowing for a 9.1 m (30’) building pocket. Lot depths vary in length, generally between 38m and 40m, with exceptional lots that are both longer and shorter due to road configuration and open space boundary limits. Overall, there is a variety of lot areas that provide multiple housing configurations and cost.

Table 1. Land Use Breakdown

Lot/Block	Land Use	Area (ha)
Lots 1-72, 82-88	Single Detached Residential	6.44
Blocks 73-81	Semi-detached Residential	
Blocks 89, 90 & 94	Open Space / Remnant	4.28
Blocks 91-93	Utilities / Walkways	0.08
Public Road ROW	Streets “A” and “B”	2.03
<b>Total</b>		<b>12.83</b>

The proposed subdivision provides a new public road connection to Lake Line (Street ‘A’), approximately 50 m west of Carlow Road. Street ‘B’ intersects with Street ‘A’ in the southwest portion of the plan, creating a crescent surrounding the multi-family block. All streets are proposed to be a standard 20m right-of-way (ROW) cross-section, per municipal standards.

Blocks 91-93 transect the site from north to south, are 5m in width, and allow utilities to adequately service the proposed development. Block 95 to the south, provides a stormwater management facility that would cooperate with the existing branches of the Marr Drain.

Detailed street cross-sections and public utilities & infrastructure will be finalized through the detailed design approval phases.

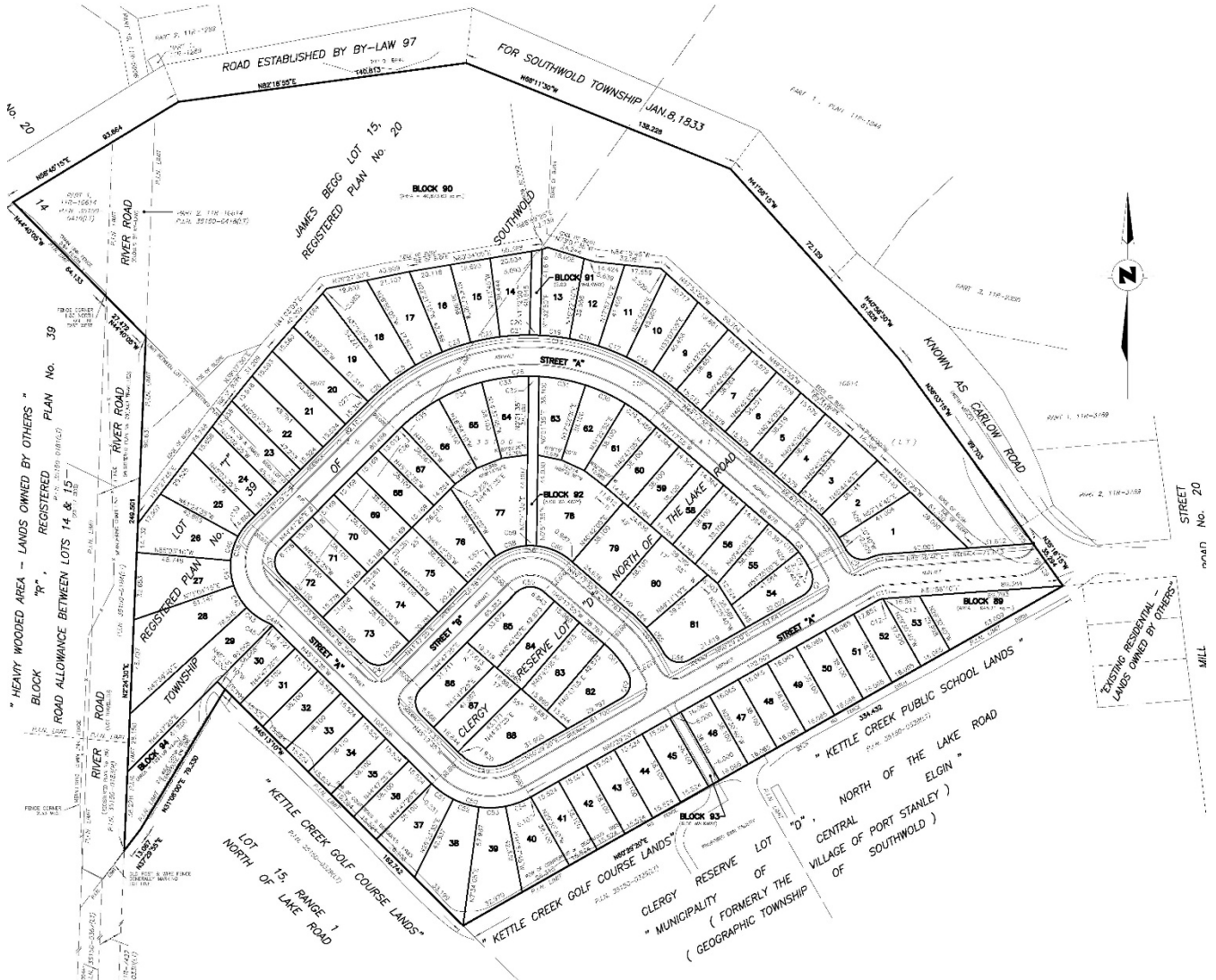


Figure 3. Proposed Draft Plan of Subdivision

### 4.2 PROPOSED ZONING BY-LAW AMENDMENT (ZBA)

Presently, the entire Subject Property is zoned Open Space, with two separate provisions. The wooded slope area to the north is zoned OS2-30 where the only permitted uses are for conservation purposes



The specific zoning amendment is as follows:

- From “Open Space Zone 2 (OS2-29) Zone” to “Residential (R1) Zone 1”
- The zone change would permit low density single detached and semi-detached residential uses on the developable portions of the Subject Property. The limit of the proposed R1 Zone is to coincide with the lot limits south of the sloped wooded area, as set out in the Draft Plan of Subdivision (Figure 4).

## **5 PLANNING POLICY FRAMEWORK AND ANALYSIS**

The proposal is subject to the Elgin County Official Plan, the Central Elgin Official Plan and Zoning By-law, as well as the Provincial Policy Statement (PPS) which provides direction to all Municipalities for land use planning in Ontario. Relevant policies from these documents that create the planning policy and implementation framework to evaluate the proposal for sound and use planning, are provided below.

### **5.1 PROVINCIAL POLICY STATEMENT (PPS)**

The Provincial Policy Statement (PPS) issued under the authority of Section 3 of the Planning Act “provides policy direction on matters of provincial interest related to land use planning” to ensure efficient, cost-efficient development and the protection of resources. The proposed development is consistent with the PPS and more specifically supports the following applicable policies:

- The proposed subdivision would create a new community with appropriate residential lot sizes that are located within the settlement boundary and efficiently use land / resources and avoid the need for their unjustified and/or uneconomical expansion (Sections 1.1.1.a, 1.1.3.1, and 1.1.3.2a).
- The proposed subdivision would create single and semi-detached dwellings, which are appropriate for the Port Stanley market and the characteristics of the Subject Property, with consideration to location, character, available infrastructure, and surrounding amenities (Sections 1.1.3.6 and 1.4.3.c);
- The proposed subdivision would create two new public streets with sidewalks, connected by mid-block walkways that serve to provide convenience and promote walkability (Policy 1.5.1.a-b).
- Development of the Subject Property would facilitate the efficient extension of municipal infrastructure and services to support protection of the property and minimize potential risks to health and safety (Policies 1.6.1 and 1.6.4).
- The development considers the sloped lands to the north, providing adequate setbacks to ensure a stable slope, enables access, and reduces potential impacts to the existing habitat (Section 1.5.1.c-d)

- The use of municipal infrastructure and services (sewage, water, and stormwater) are being optimized through the appropriate extensions of public rights-of-way (Section and 1.6.6.1-2 and 1.6.6.7)

Based on the above, it is in the opinion of the writer that the proposed development is consistent with the policies of the 2020 Provincial Policy Statement.

## 5.2 COUNTY OF ELGIN OFFICIAL PLAN

The County of Elgin is the upper-tier level of government for the Municipality of Central Elgin. The County Official Plan (OP) has three primary land use designations: Agricultural Areas, Settlement Areas (Tier 1-3), and Wetlands. The hamlet of Port Stanley is designated as a Tier 1 Settlement Area and conforms to the County's Official Plan, and more specifically supports the following applicable policies:

### A3 Goals

*2. To direct most forms of development to urban areas where full services are available and to support the efficient use of land and infrastructure to meet the needs of present and future residents and businesses.*

*3. To protect and enhance the character of existing settlement areas, and to maintain them as diverse, livable, safe, thriving and attractive communities.*

*5. To ensure that an adequate supply of land and housing choices are available for present and future residents.*

**RESPONSE:** The proposed residential development is located within the Port Stanley settlement area, can offer municipal services in a logical and cost-effective manner, would contribute to the housing supply, and therefore contribute to achieving the abovementioned Goals.

### C.1.1.1. Residential Areas

*It is the objective of this Plan to:*

*a) maintain and enhance the character and identity of existing residential areas;*

*b) encourage the provision of a range of housing types to accommodate persons with diverse social and economic backgrounds, needs and desires while promoting the maintenance and improvement of existing housing;*

*c) promote the efficient use of existing and planned infrastructure by supporting opportunities for various forms of residential intensification, where appropriate;*

*d) encourage increases in density in new development areas to maximize the use of infrastructure and minimize the amount of land required for new development;*

*e) ensure that residential areas permit a variety of complementary and compatible land uses including special needs housing, community facilities, schools, small-scale commercial uses and recreational open space areas;*

*f) require a high standard of urban design for development and redevelopment; and,*

*g) encourage local municipalities to establish comprehensive design guidelines and policies to foster the establishment of communities that are safe, functional and attractive*

**RESPONSE:** The proposed residential development would contribute to the above objectives by:

- **reflecting the scale, density and character of existing residential areas and is therefore compatible with the surrounding land uses;**
- **offering single and semi-detached housing types and increasing the housing supply, aiding to meet market demand over the long-term planning horizon;**
- **providing an efficient use of land and infrastructure by extending municipal infrastructure to round-out the community within the settlement area boundary;**
- **providing a residential density that is consistent with the surrounding communities and compatible with and contributes to the sense of community;**
- **offering new housing that is located near existing community facilities, schools, and recreational open space areas that improves the public investment and viability of these community facilities; and**
- **being designed using best-practices and contemporary standards for new residential development to ensure safe and sustainable development.**

#### **C.1.3.1 Housing Policies – Goals**

*It is the goal of this Plan to meet the County's current and future housing needs by:*

*a) monitoring and ensuring that there is a 20 year supply of land for residential development with sufficient water and wastewater capacity;*

*b) ensuring the provision of an appropriate range of housing types and densities to meet the needs of current and future residents;*

**RESPONSE:** The proposed residential development would contribute to the above goals by contributing to fulfilling the 20 year supply of housing for growth in Port Stanley and providing the appropriate range of housing types for the Port Stanley market and available/planned amenities and services.

#### **E1.2.3.5 Subdivision Development Policies**

*Prior to the consideration of an application for Plan of Subdivision, County Council shall be satisfied that:*

- a) the approval of the development is not premature and is in the public interest;*
- b) the lands will be appropriately serviced with infrastructure, schools, parkland and open space, community facilities and other amenities;*
- c) the density of the development is appropriate for the area;*
- d) the application, if approved, conforms to this Plan and the lower-tier Official Plan;*
- e) the subdivision, when developed, will be appropriately integrated with other development in the area; and,*
- f) the proposal has regard to Section 51 (24) of the Planning Act, as amended.*

**RESPONSE:** In my opinion, this subdivision application warrants consideration and approval because the proposed subdivision is:

- **located within the settlement area and designated Residential in the Local Official Plan;**
- **provides additional residential lands for housing;**
- **offers appropriate single and semi-detached housing types that are compatible with the area;**
- **capable of being serviced in an efficient manner; and**
- **is in the public interest and is not premature.**

### F3 Local Official Plans

*.... Nothing in this Plan shall prevent the local municipalities from adopting more restrictive policies or standards than those outlined in this Plan. In addition, it is not the intention of this Plan to prevent the development of areas designated for non-agricultural development in local Official Plans, as of the date of passing of this Plan.*

**RESPONSE:** The last sentence supports the local Municipality to consider detailed development on the designated Residential lands and independently plan for lands that are not prime agricultural lands.

In the opinion of the writer, the proposed residential development would conform to the County of Elgin Official Plan.

### 5.3 CENTRAL ELGIN OFFICIAL PLAN

The Central Elgin Official Plan (OP) identifies the Subject Property as being located within the Port Stanley Urban Settlement Area per Schedule “1” – Land Use Structure and primarily designated “Residential” with the northern periphery coinciding with the sloped wooded area as “Natural Heritage” and “Natural Hazard”, per Schedule “G” – Land Use (Figure 5).

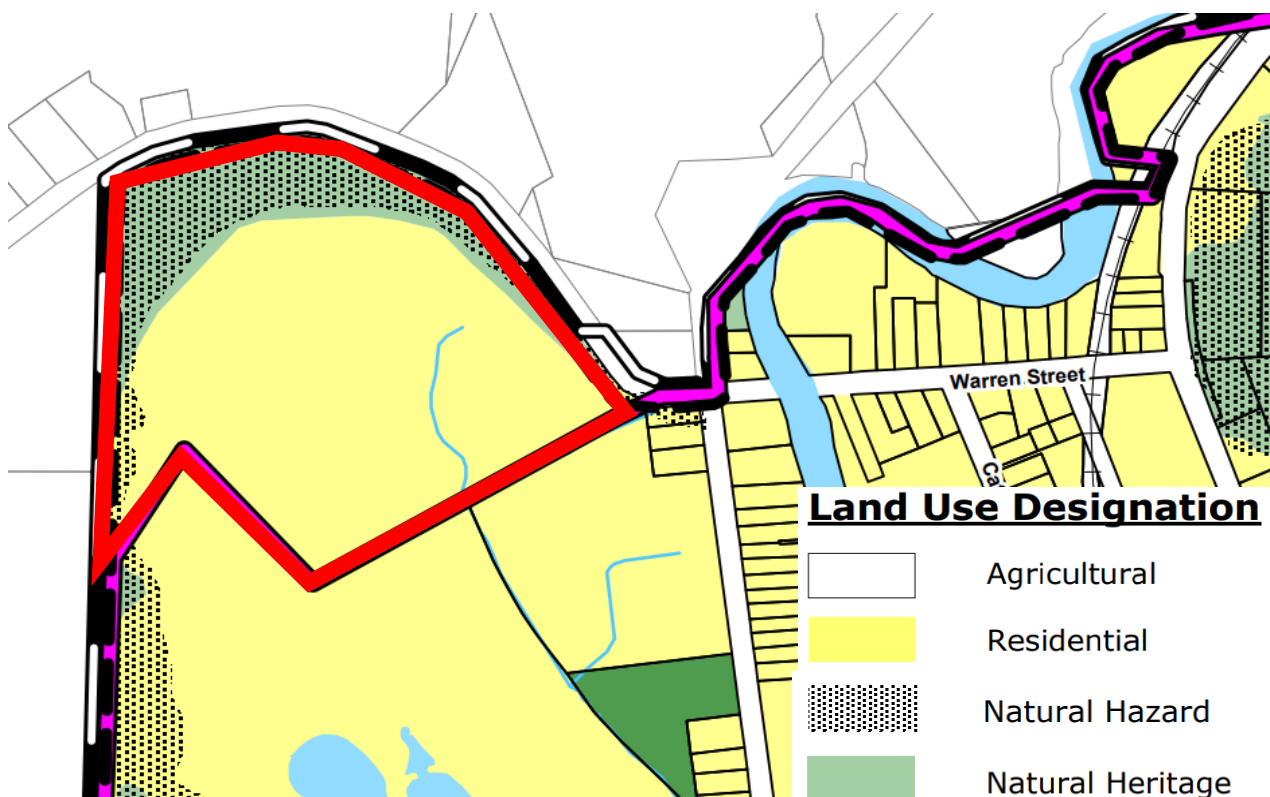


Figure 5. Central Elgin Official Plan – Schedule “G” – Land Use Plan

Section 2.1.1.1 of the Plan states that Settlement Areas will be the focus of urban growth in Central Elgin, which is consistent with the intent of this proposed subdivision development. The proposed development conforms with the Central Elgin Official Plan and is supported by the following applicable policies:

### 2.3.1. Housing Policies

*a) Central Elgin shall maintain at all times the ability to accommodate residential growth for a minimum ten years through residential intensification and redevelopment and, if necessary, lands which are designated and available for residential development.*

*b) Central Elgin shall maintain at all times where new development is to occur, land with servicing capacity sufficient to provide at least a three-year supply of residential units available through lands suitably zoned to facilitate residential intensification and redevelopment, and land in draft approved and registered plans.*

**RESPONSE: The Subject Property is located within the settlement area boundary and adjacent to the built up area of Port Stanley, which is a logical extension of municipal services contributing to the supply and availability of residential lands and growth.**

### 2.8.1.1.1 Full Municipal Services

*a) All development in the Urban Settlement Areas shall be fully serviced by municipal piped water supply and sewage disposal systems.*

*c) In Urban Settlement Areas, priority will be given to the orderly development of land which is presently serviced with municipal piped water and sewage disposal systems, or those areas that can most easily be serviced at a minimal expense*

**RESPONSE: A Functional Servicing Study has been completed for the proposed development to ensure the extension of water and wastewater services are capable and feasibly provided to each of the proposed residential lots.**

### 2.8.4.1 Stormwater Management

*a) It is the preference of Central Elgin that all stormwater related to new developments will be managed by regional facilities, where feasible. No new development will have a negative impact on the drainage characteristics of adjacent lands. Specific Stormwater Management Policies are contained in Subsection 3.3.2.*

**RESPONSE:** Stormwater is proposed to be controlled using a stormwater management facility in the south of the Subject Property, which has been designed according to the recommendations of the Functional Servicing Study.

### 3.1.1 Natural Heritage

*a) Permitted uses within the Natural Heritage designation include passive open space, walking/biking trails, forest and resource management uses, conservation uses, erosion and flood control, low-intensity public and private recreation uses, existing agricultural uses, necessary public utilities and services, and accessory buildings and structures thereto.*

*c) Central Elgin encourages the preservation, restoration and enhancement of the natural heritage system through public and private initiatives including ecological gifts; planting and naturalization of municipally owned and private lands; terrestrial and aquatic habitat restorations; and the establishment of linkages between features.*

### 3.2.1 Natural Hazards

*c) Within the Natural Hazard designation no buildings, structures or additions thereto shall be permitted, with the exception of buildings or structures required for flood control, erosion control or other conservation purposes, without the approval of the Municipality and the conservation authority having jurisdiction in the area.*

*d) Where development and/or site alteration is proposed on lands adjacent to the Natural Hazard designation, the site specific limits of the natural hazard(s) shall be determined through relevant studies prepared by a qualified professional with recognized expertise in the appropriate principles using accepted methodologies to the satisfaction of the Municipality and the conservation authority having jurisdiction in the area. Those limits shall be interpreted as the correct limits of the Natural Hazard designation and such interpretation shall not require amendment to this Plan.*

*f) Measures taken to address natural hazard conditions within a Natural Heritage designation shall be subject to the Natural Heritage policies as set out in Subsection 3.1 to this Plan. In this regard, the Municipality shall be satisfied that the proposed measures will have no negative impact on the identified features or their ecological functions.*

### 3.2.2 Erosion Hazards Limit

*b) Where new development and/or site alteration is proposed within 30 metres of a Natural Hazard designation shown on the land use schedules:*

*1. The proponent shall complete a geotechnical analysis to determine the Erosion Hazard Limit. The analysis is to be prepared by a qualified professional having recognized*

*expertise in the appropriate principles using accepted methodologies and approved by the Municipality and the Conservation Authority.*

**RESPONSE:** The north periphery of the Subject Property are comprised of a sloped wooded area, designated as both a Natural Heritage feature and Natural Hazard, per Schedule “G” of the Official Plan. Environmental Impact and Slope Stability Studies have been completed for the proponent and submitted under separate cover. The proposed subdivision of lands would protect the existing natural heritage feature (Block 90) and allow for adequate building setback to aid in protecting existing habitat as well as private property.

#### **4.2.1 Residential Designation**

*a) Where land is designated Residential on the Land Use Schedules to this Plan, a range of residential dwelling types and densities shall be permitted, including single detached, semi-detached, duplex dwellings, triplex dwellings, townhouse dwellings and apartment dwellings. Conversion of existing dwellings to increase the number of dwelling units is also permitted.*

#### **4.2.2 Density**

*a) Within the Urban Settlement Areas where full municipal services are provided, a full range of low to high density residential uses shall be permitted in the Residential designation.*

*b) The following residential density classifications shall apply:*

*1. Low density: includes single detached dwellings, semi-detached dwellings, an accessory apartment in a single detached or semi-detached dwelling, duplex dwellings, triplex dwellings and converted single detached dwellings up to a maximum density of 22 units per net hectare (9 units per net acre).*

**RESPONSE:** The existing “Residential” designation on the Subject Property permits a range of dwelling types and densities including single-detached and semi-detached residential dwellings. Ancillary uses such as open space and walkways are also permitted.

The “Residential” designation permits Low Density Residential (LDR), which is defined as including single detached, semi-detached, duplex, and triplex dwellings up to a maximum of 22 units per hectare.

The proposed subdivision would create lots capable of accommodating 95 residential dwellings proposed for lots 1 through 81, having a combined area of 6.44 hectares and a net residential density of 15 units per hectare.

#### 5.3.8.1 Plans of Subdivision and Condominium

*b) Only those plans of subdivision or condominium will be approved which:*

- 1. Conform with the policies and designations of this Plan;*
- 2. Can be provided with adequate services and facilities as set out in this Plan; and*
- 3. Are not premature in nature.*

*c) In evaluating applications for a plan of subdivision or condominium, Central Elgin will consider all matters contained in Section 51 of the Planning Act and additional information specified in this Plan in totality to determine the information required by an applicant to form a complete application for approval of a plan of subdivision or condominium:*

*e) Natural Heritage Features and functions will be protected and preserved in the design of any plan of subdivision or condominium.*

*g) All plans of subdivision will be subject to a subdivision agreement between Central Elgin and the development proponent.*

*i) Parkland dedication will be provided pursuant to Subsection 2.4.3 of this Plan.*

*j) Central Elgin may request that approval lapses at the expiration of a specified time period, being not less than 3 years. The approval authority, in consultation with Central Elgin may extend the approval time period, prior to its expiration.*

**RESPONSE:** The proposed Draft Plan of Subdivision would conform to the County of Elgin Official Plan and Municipality of Central Elgin Official Plan; would be capable of efficiently extending the necessary municipal services and facilities as detailed in the Functional Servicing Report; and is an appropriately planned, designated, and located for residential growth. The proposed development will not negatively impact the Natural Heritage features on the subject/surrounding lands. Parkland dedication would be provided per the Subdivision Agreement and anticipated to be executed within the specified time period.

In the opinion of the writer, the proposed residential development would conform with the general intent and purpose of the Municipality of Central Elgin Official Plan.

## 6 SUPPORTING DOCUMENTS

The following list of supporting reports, assessments, plans and materials have been prepared in support of the proposed planning applications, have been submitted under separate cover, and summarized in the following sections.

- Issues Scoping Report (Biologic, Jan. 2015)
- Environmental Impact Study (MTE, 2021)
- Geotechnical Investigation (Trow Associates Inc., Oct. 2007)
- Slope Assessment (EXP, May 2017)
- Transportation Impact Study (SBM, July 2021)
- Functional Servicing Report (SBM, Feb. 2021)

### 6.1 ISSUES SCOPING REPORT

As is required under the Elgin County and Municipality of Central Elgin Official Plans, an Issues Scoping Report (ISR) was completed by BioLogic in Jan. 2015 to assess the Subject Property and additional lands to the south, 24 ha in total, to identify significance of natural heritage features within the Subject Property and their functions.

The ISR identified the Subject Property as predominantly agricultural field with the sloped woodlands along the west and north edges of the property and anthropogenic disturbed areas associated with the agricultural buildings and residence along the west property limit. The woodlands to the north consist of *“a mid-age FOD5-2 Dry-Fresh Sugar Maple-Beech deciduous Forest and SWT2 Mineral Thicket Swamp located at the tow of the sloped area. The wetland boundary was determined using the Ontario Wetland Evaluation System (OWES) 50/50 rule regarding wetland and upland plants, however an OWES scoring evaluation was not conducted. Within the deciduous woodland is a CUT1 Cultural Thicket inclusion (1a) near the existing driveway entrance for the north property with a man-made spoil pile below the toe of the wooded slope, and a CUW1 Cultural Woodland inclusion (1b) along the west property boundary.”*

There are no watercourses or suitable aquatic habitat for fish or mussel species of interest within the Subject Lands. Based on the identified vegetation communities, candidate wildlife habitat may be present for several species and habitat for Endangered or Threatened floral species, such as Butternut trees, and an Environmental Impact Site is recommended.

## 6.2 SCOPED ENVIRONMENTAL IMPACT STUDY

A Scoped Environmental Impact Study (EIS) has been completed by MTE (October 2021). The EIS reviewed the Subject Lands in its entirety as well as a 120 m around the Subject Lands for the purpose of evaluating contiguous or nearby natural features. MTE completed several field investigations between May and October of 2021 to confirm/update the findings of the ISR (BioLogic, 2015) encompassing the vegetation community classification, plant species inventory, bird species breeding on or adjacent to the Subject Lands, potential habitat identification for Species at Risk, and to record observations of wildlife on the Subject Lands.

### Vegetation Communities

The Subject Lands are comprised of “two primary natural vegetation communities with cultural inclusions, as well as an Agricultural and an Anthropogenic Disturbed Area (former farmstead)” (Figure 6):

- **Community 1:** is comprised of Dry-Fresh Sugar Maple-Beech Deciduous Forest (FOD5-2). Sugar Maple is the dominant canopy species in this forest, along with Beech. The understorey consists of Dogwood, Sumac and Multiflora Rose. The ground layer consists of species such as Horsetail, Garlic Mustard and Skunk Cabbage. There are also two inclusions associated with Community 1. Inclusion 1a is a Mineral Cultural Thicket Ecosite (CUT1) which has a dominant canopy species consisting of Ash and Black Walnut and a sub-canopy consisting of Buckthorn, Hawthorn, Sumac and Dogwood. The understorey consists of Buckthorn, Hawthorn, Multiflora Rose and Honeysuckle. The ground layer consists of Horsetail, Goldenrod, Garlic Mustard and Mayapple. Inclusion 1b is also a Mineral Cultural Thicket Ecosite (CUT1).
- **Community 2** is classified as an Organic Thicket Swamp (SWT3). White Ash and White Willow are the dominant canopy species in this seepage-fed thicket swamp. The understorey consists of Common Buckthorn, Dotted Hawthorn, Multiflora Rose and Common Elderberry. The ground layer consists of Skunk Cabbage, Spotted Joe-pye-weed and Common Boneset.

### Flora Inventory

A total of 121 plant species were recorded on the Subject Lands. Figure 6 illustrates the approximate locations of Butternut trees that were located on the upper portion of the wooded slope area. Swamp Agrimony and Purple Joe Pye Weed were also observed within the wooded slope area. No other rare or at-risk plants species were observed on the Subject Lands during site investigations.

### Breeding Bird Surveys

A total of 15 bird species were observed within the Subject Lands during breeding bird surveys. No Protected Species were detected during the 2021 breeding bird surveys; however, field investigations in

2015 identified active Barn Swallow nests within the former farm buildings, located on the westerly portion of the Subject Lands. Compensation for the removal of a portion of the original Barn Swallow habitat will be implemented in accordance with Ontario Regulation 242.08 Section 23.5 of the ESA.

**Mammal Habitat**

The Subject Lands contain a mature deciduous woodland which is assumed to provide suitable habitat for bats or other mammals. Targeted surveys were not undertaken as the Draft Plan has been designed to avoid the woodland.

The EIS, which has been submitted under separate cover, provides a full range of recommended mitigation and compensation measures for consideration.

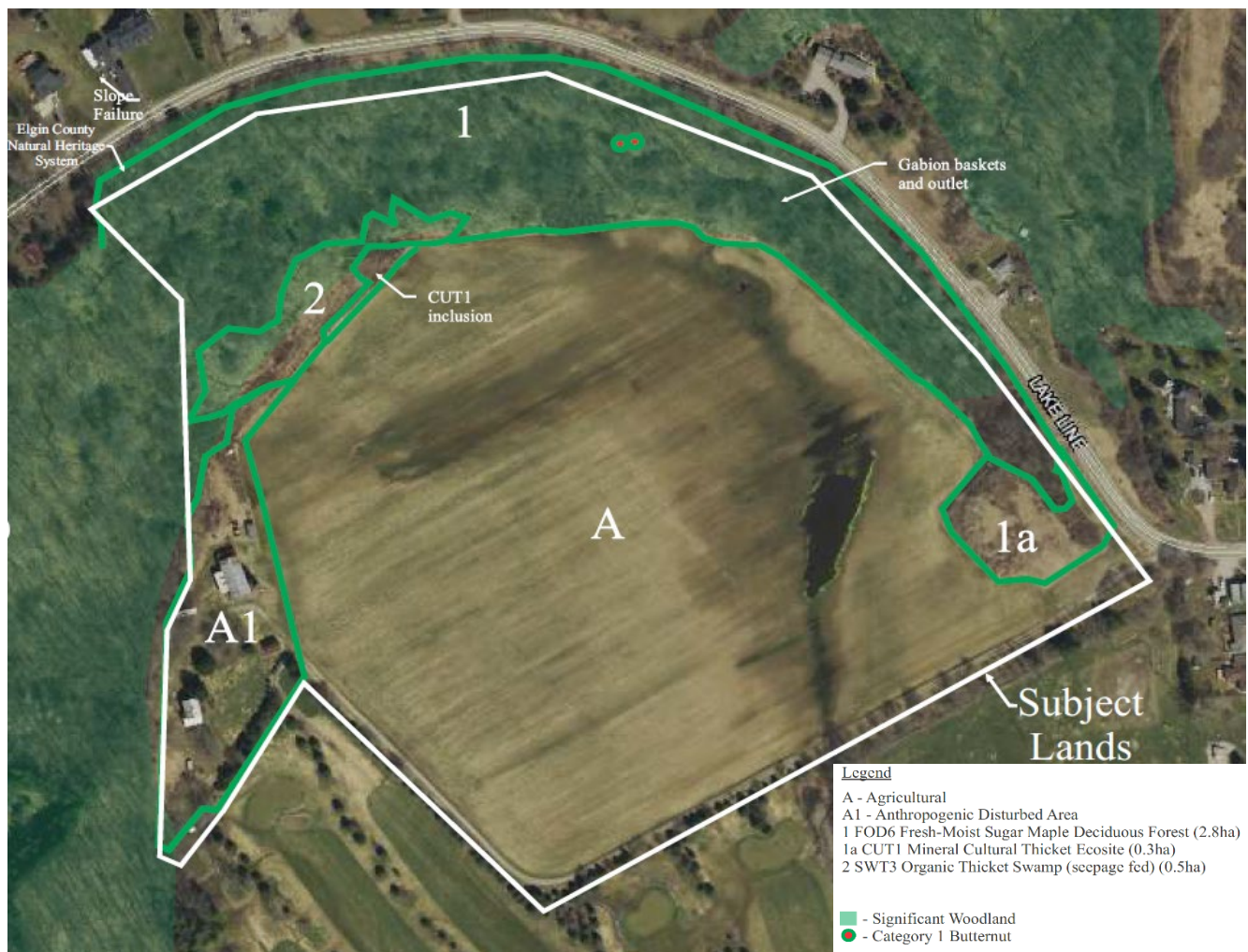


Figure 6 Vegetation Communities - EIS (MTE, 2021)

### 6.3 GEOTECHNICAL REPORT

Trow Associates Inc. was retained in 2007 to complete a geotechnical assessment of the property to examine the soil and groundwater conditions of the Site. The Subject Property generally slopes from north to south, with a significant slope along the north property limit and below the top of the slope, a more gradual relief of approximately 5m to the southerly property limit. During two site visits, five test pits and 12 boreholes were investigated.

#### Soil Conditions

Based on the observations and samples, the following soil description was provided. The initial topsoil layer extended to depths between 0.3m and 1.5m. BH11 found a 2.5m thick deposit of peat below topsoil. The predominant native soils encountered beneath the topsoil layer is mainly alluvial sand and silt. In addition, lacustrine deposits of clayey silt were identified. Underlying the alluvial silt and sand layer, sand with gravel was generally encountered followed by glacial till stratum at depths between 3.4m and 8.5m.

#### Groundwater Conditions

During the site investigation, free groundwater egress was generally encountered within test holes (TP2-TP5) between depths of 1.4 and 2.7m and measured within open boreholes at depths between 0.6m and 3.7m. Trow has advised that groundwater table will vary in response to climatic or seasonal conditions and capillary rise effects should also be anticipated within the fine-grained soil deposits.

Refer to the (draft) Preliminary Geotechnical Investigation report, submitted under separate cover, for recommendations pertaining to construction of roads/services, building foundations and general construction/excavation comments.

### 6.4 SLOPE STABILITY REPORT

A slope review survey was carried out by EXP on April 6, 2017 and documented in the draft Slope Assessment (May 2017). The slope varies in height from 16 m (Cross Section C-C') to a maximum height of approximately 30 m (Cross-Section A-A') and has a slope face that is well vegetated with thick shrubs and trees (refer to Figure 7).

There were no points of drainage over the slope identified except few seepage zones at the lower (east) portion of the slope. Bare or exposed areas were not observed to indicate areas of slumping or slippage in the face of the slope. Further, there was no evidence of landslide or erosion activities observed.

### Erosion Access Allowance / Erosion Hazard Limit

When buildings are planned to be constructed at the toe of slope, Erosion Access Allowance (EAA) is required to provide access for repairs to the slope from the top of the slope. The computer modelling identified an Erosion Hazard Limit of less than 5m from the tow of the slope; therefore, it is recommended that a 5.0 m EAA would be provided at the toe of the slope and would establish the Development Limit. No permanent structures are proposed to be constructed within the EAA.

### Building Setback

EXP also recommends that the building setback for the proposed residential units should be located at a setback distance not less than height of the nearest tree line covering the slope face. In combination with the Erosion Access Allowance (5m) and the required Rear Yard Setback set out in the R1 Zone of Zoning Bylaw, no additional building setbacks are recommended.

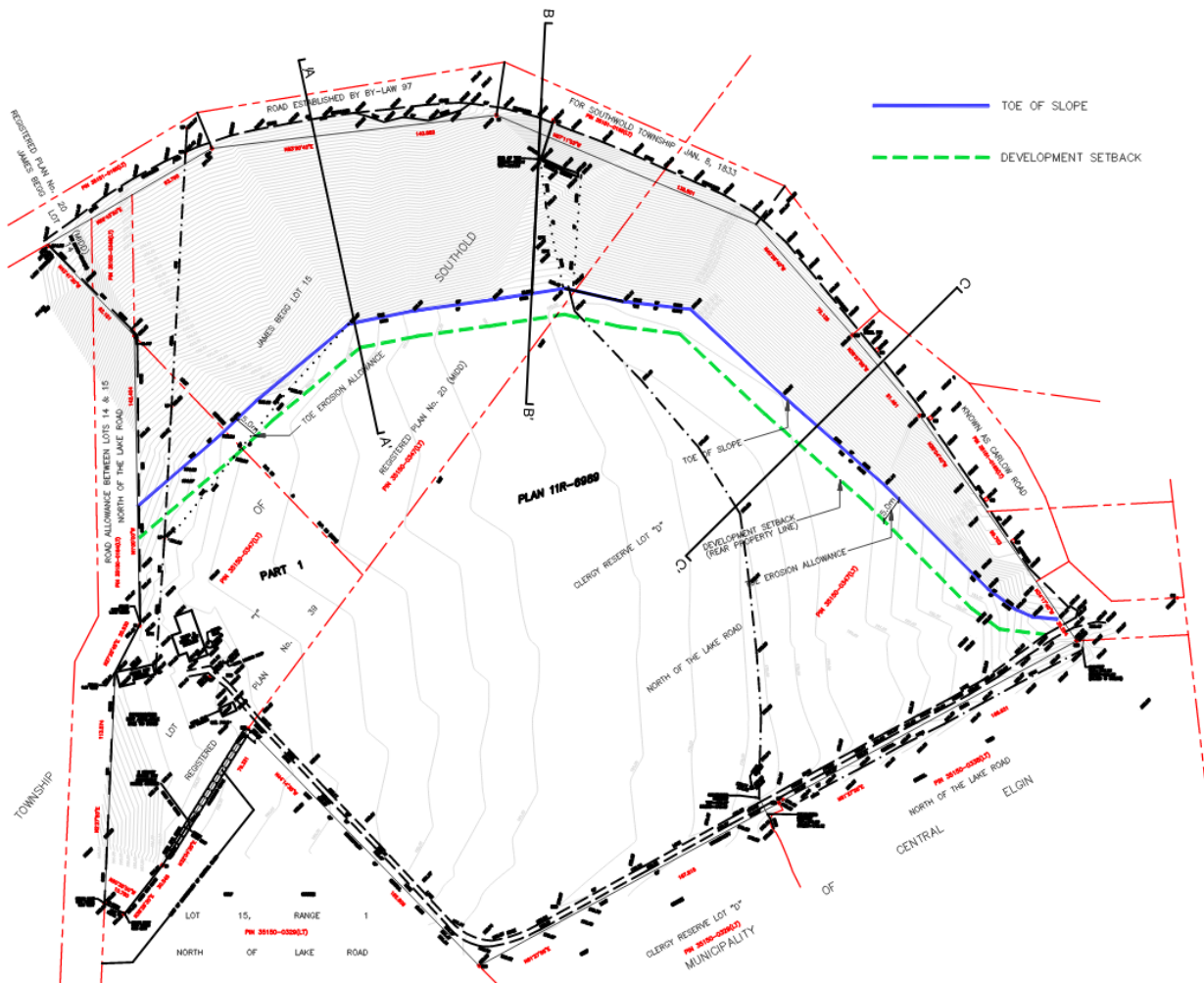


Figure 7 Slope Assessment and Development Setback

## 6.5 FUNCTIONAL SERVICING REPORT

A Functional Servicing Report (FSR) was prepared by SBM (Feb. 2021) to assess the Subject Property for the proposed subdivision. The report addresses the requirements for watermain servicing, sanitary sewers, and stormwater servicing and management. The FSR provides the following conclusions:

- Water servicing will be provided to the Subject Property from an existing watermain in the Lake Line Road right-of-way;
- New fire hydrants will be required to provide adequate fire protection;
- Sanitary services will be provided from an improved sewer located in the Carlow Road right-of-way, extending southeast through the Kettle Creek Golf and Country Club and community arena lands.
- A new storm sewer system would be installed to collect and convey minor runoff from the Subject Property to a proposed stormwater management (SWM) dry pond located south of the Subject Property.
- The major flows from the Subject Property and external lands would be safely conveyed by site grading to the overland flow routes and discharged to the proposed SWM dry pond.
- The proposed SWM dry pond will discharge flows to the downstream open channel portion of the Marr Drain.
- Stormwater management facilities and oil grit separator would provide quality control.

## 6.6 TRANSPORTATION IMPACT STUDY (TIS)

SBM prepared a Transportation Impact Study (July 2021) in support of the proposed development applications. The TIS forecasted traffic volumes for 2028 and 2040 horizon years and assessed traffic operations within the vicinity of the Subject Property for existing, future background and future total traffic conditions. Based on the investigations carried out, the TIS concludes:

- The study included background traffic growth anticipated in other surrounding developments generating 1272 additional trips during the AM peak hours and 1933 trips during the PM peak hours.
- The proposed development is forecast to generate approximately 70 new trips during the AM peak hour and 97 new trips in the PM peak hours, respectively. Trips during the Holiday peak hours were also analysed.
- The intersections in the vicinity of the Subject Property (Carlow Road / Warren Street and Colborne Street /Warren Street intersections) are currently operating within acceptable levels of service and with no critical movements during the AM and PM peak hours.

- These intersections were temporarily signalized during the preparation of this study to accommodate the detour route for the King George VI Lift Bridge Rehabilitation Project. Thus, the intersections were analysed under both signalized and unsignalized control. Both intersections would operate well under signalize and unsignalized traffic conditions; however, would have a longer delay with signals than without since the current traffic volumes are low.
- Permanent traffic signals are not warranted under existing traffic conditions or future traffic scenarios considered in the study.
- A northbound left turn lane on Colborne Street would be warranted with 25 m of storage at Warren Street and suggested to be considered prior to 2028 due to background traffic growth.
- The proposed Lake Line and Street 'A' intersection will operate well beyond the horizon period. Sightlines at the intersection location are sufficient for safe operation and the anticipated traffic volumes do not warrant the installation of any auxiliary lanes.

Overall, the forecasted site traffic is not expected to create new operational problems on the surrounding road network and no road improvements are specifically required to accommodate the proposed development.

## **7 CLOSING**

Based on a review of the relevant policies and regulatory framework for the Subject Property, the proposed Zoning Bylaw Amendment and Draft Plan of Subdivision is justified is warranted given the following reasons:

- The proposal is consistent with the policies of the Provincial Policy Statement, 2020, which promotes healthy, liveable, and safe communities by accommodating residential growth within an established settlement area and recognizes the need for municipalities to accommodate growth in a cost effective manner and encouraging a range of housing types and densities.
- The proposal conforms with the County of Elgin Official Plan and Municipality of Central Elgin Official Plan that recognize the need for residential housing, protection of Natural Heritage features, as well as the suitability of extending full municipal services in a logical manner;
- The proposed Zoning By-Law Amendment would appropriately permit single and semi-detached dwellings that will result in a use and built form that is appropriate and will have no adverse impact on surrounding land uses;
- The proposed development is of a height, scale, and intensity which is compatible with the character of the surrounding community;

- The addition of 97 dwelling units would contribute to the economic support and viability of the surrounding recreational, commercial, and institutional uses; and
- The proposed application allows for residential development that utilizes existing municipal infrastructure and services, is designated for residential development, and represents an efficient utilization of land, infrastructure, and resources.

For the reasons noted above and throughout this report, the proposed Zoning By-Law Amendment and Draft Plan of Subdivision represents sound land use planning practice.

**Strik, Baldinelli, Moniz Ltd.**

Planning • Civil • Structural • Mechanical • Electrical



Laverne Kirkness, BES, RPP, MCIP  
Principal Planner, Planning Division Manager



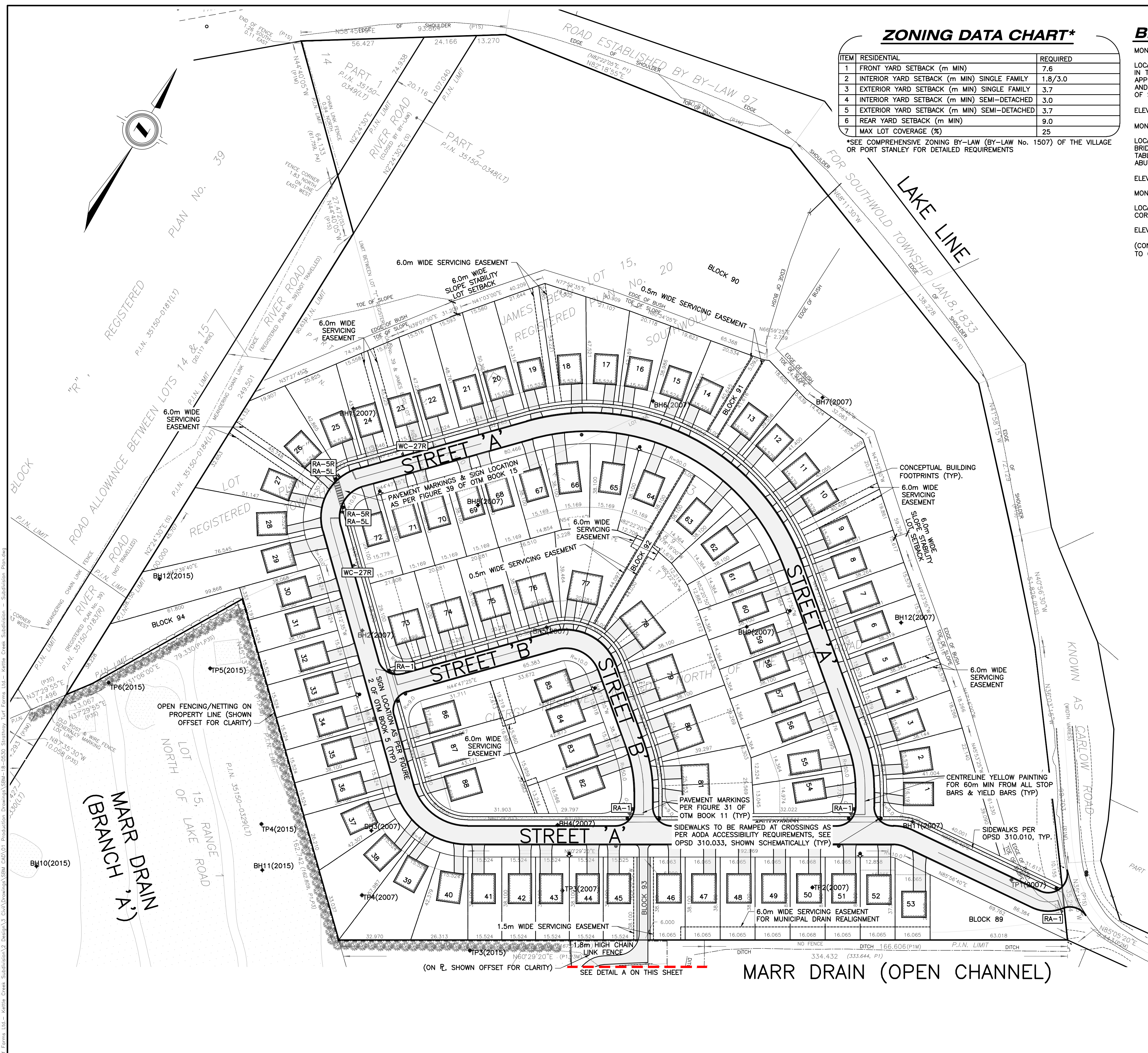
Nick Dyjach, CPT  
Planner

## List of Appendices

Appendix A Proposed Draft Plan of Subdivision

## APPENDIX A

### Proposed Draft Plan of Subdivision



**ZONING DATA CHART\***

ITEM	RESIDENTIAL	REQUIRED
1	FRONT YARD SETBACK (m MIN)	7.6
2	INTERIOR YARD SETBACK (m MIN) SINGLE FAMILY	1.8/3.0
3	EXTERIOR YARD SETBACK (m MIN) SINGLE FAMILY	3.7
4	INTERIOR YARD SETBACK (m MIN) SEMI-DETACHED	3.0
5	EXTERIOR YARD SETBACK (m MIN) SEMI-DETACHED	3.7
6	REAR YARD SETBACK (m MIN)	9.0
7	MAX LOT COVERAGE (%)	25

\*SEE COMPREHENSIVE ZONING BY-LAW (BY-LAW No. 1507) OF THE VILLAGE OF PORT STANLEY FOR DETAILED REQUIREMENTS

**BENCHMARKS:**

MONUMENT NAME: 01019915404 (GEODETTIC BENCHMARK)  
 LOCATION: BRASS CAP ON THE SOUTH SIDE OF LAKE ROAD, IN THE COUNTY OF ELGIN, IN THE TOWNSHIP OF SOUTHWOLD, APPROX. 8.0m SOUTH OF THE CENTRELINE OF LAKE ROAD AND 11.8m EAST OF THE PRODUCTION OF THE CENTRELINE OF SCOTCH ROAD.  
 ELEVATION: 214.432m (CGVD28:78)

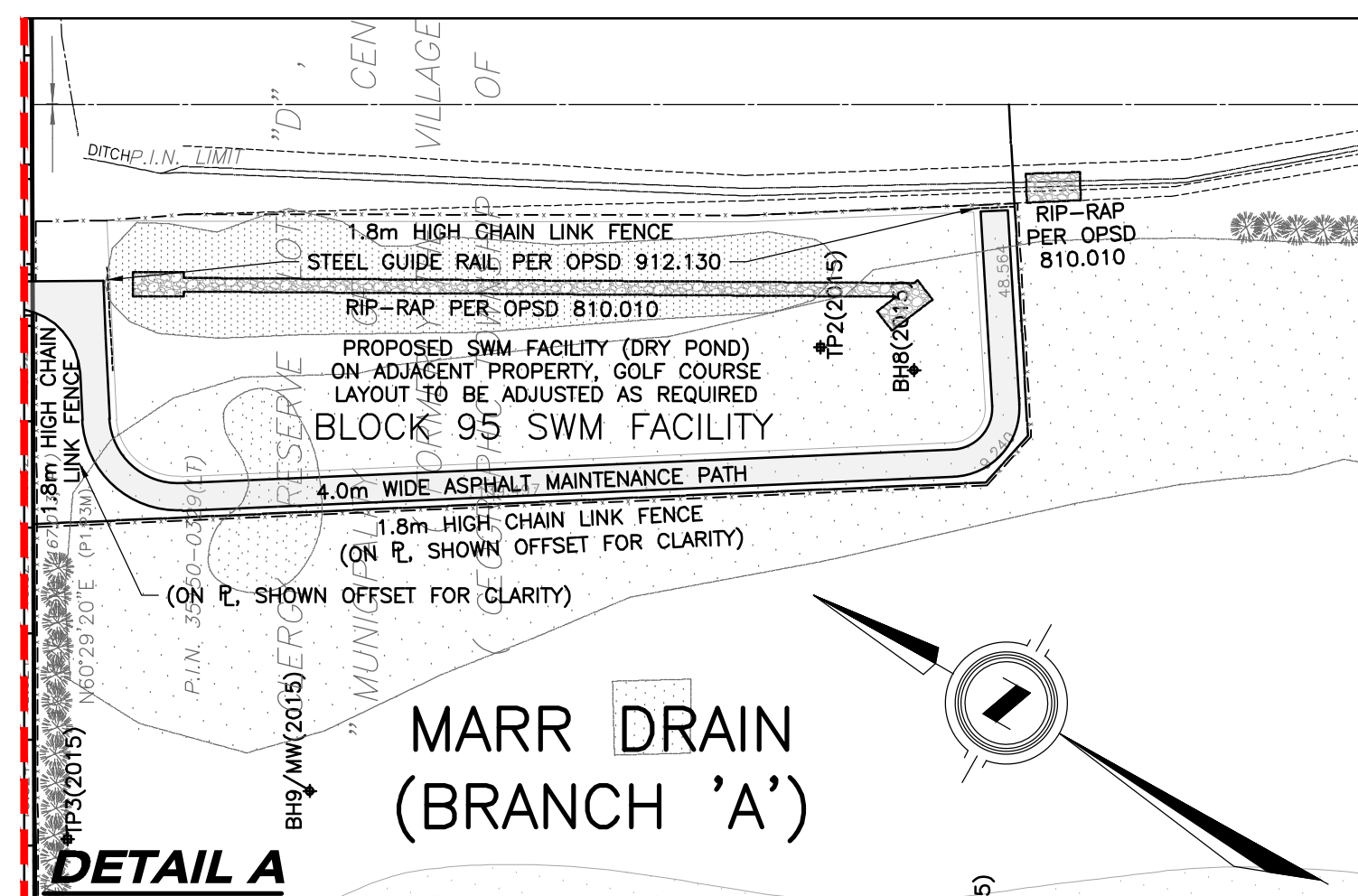
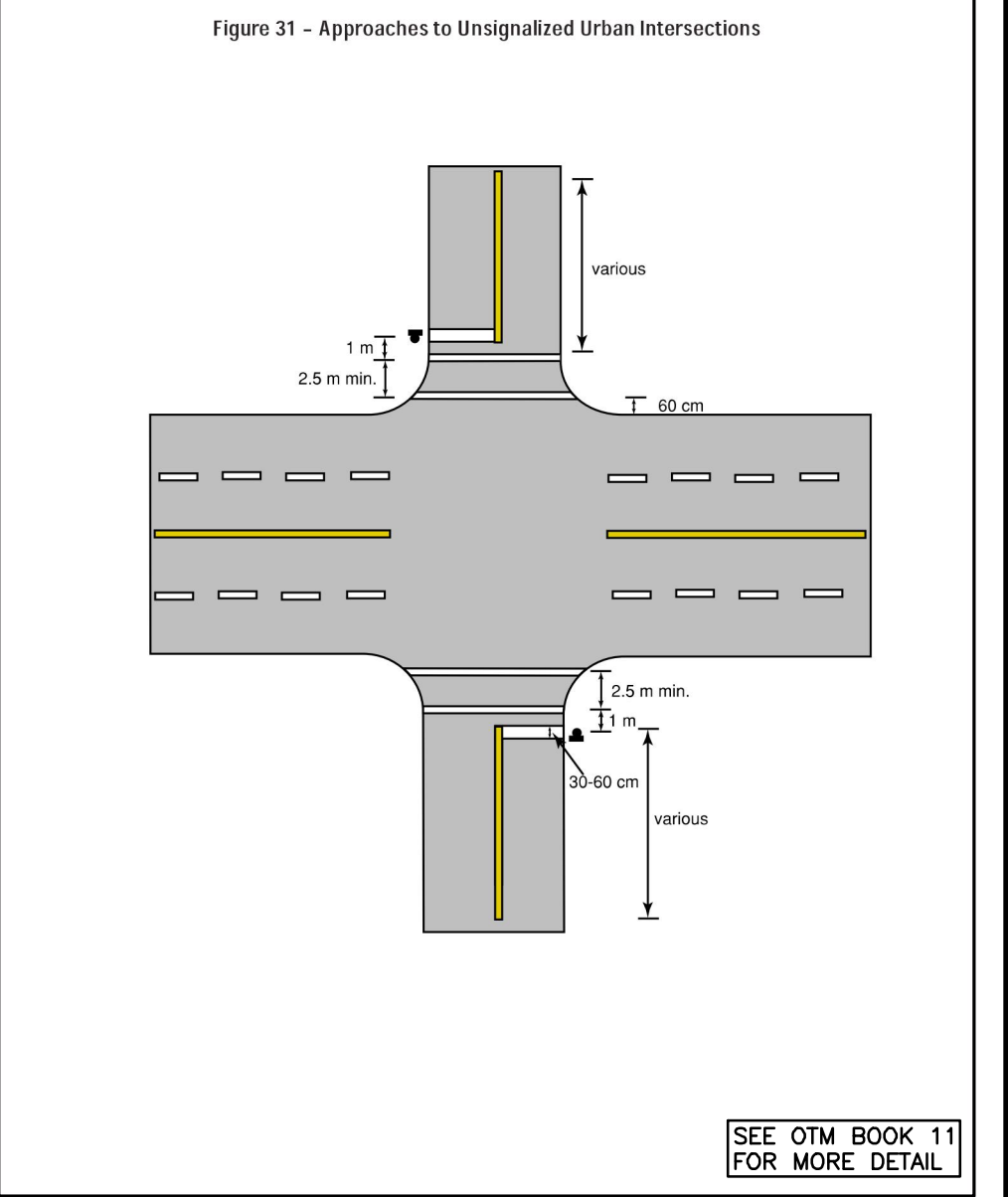
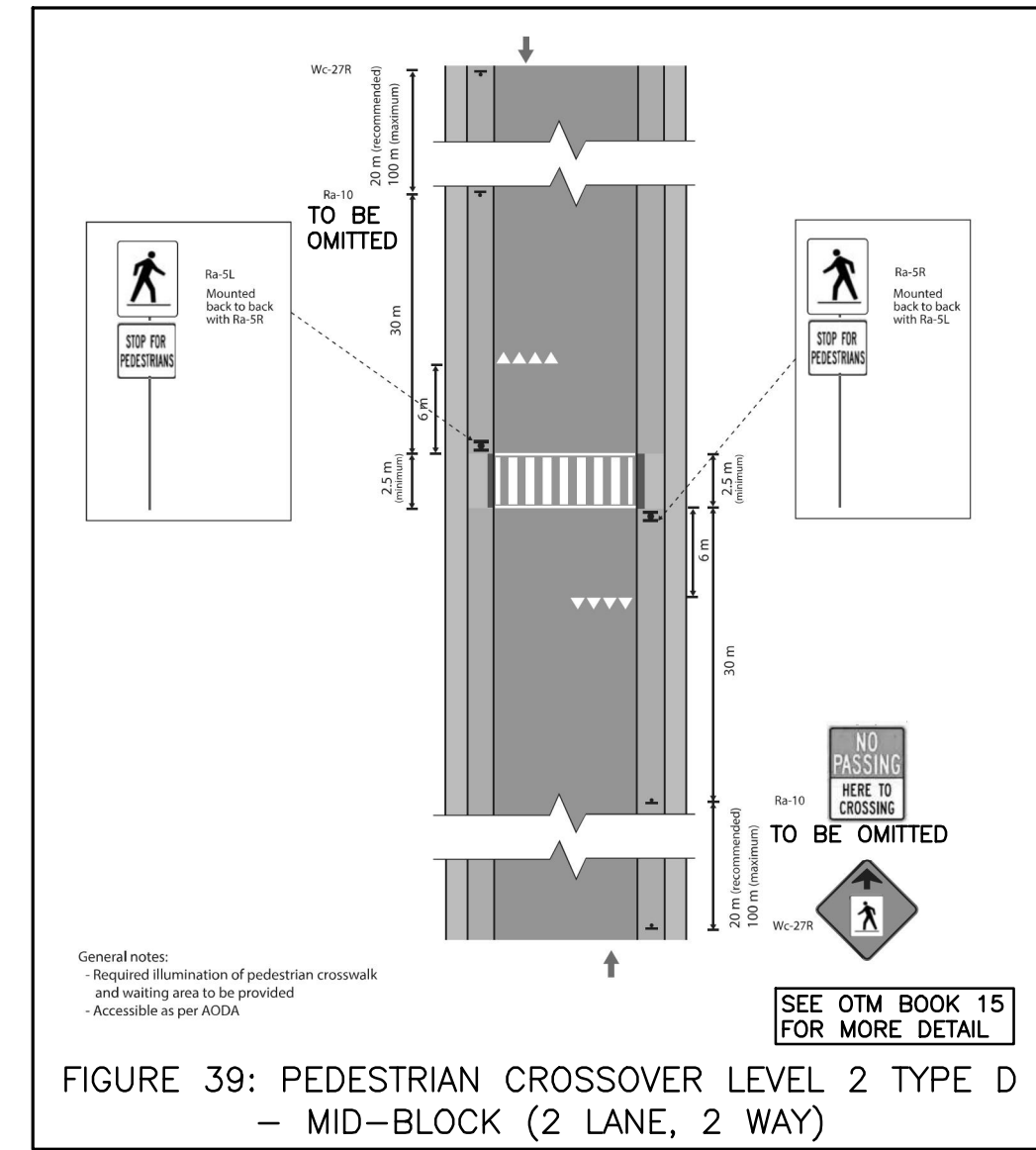
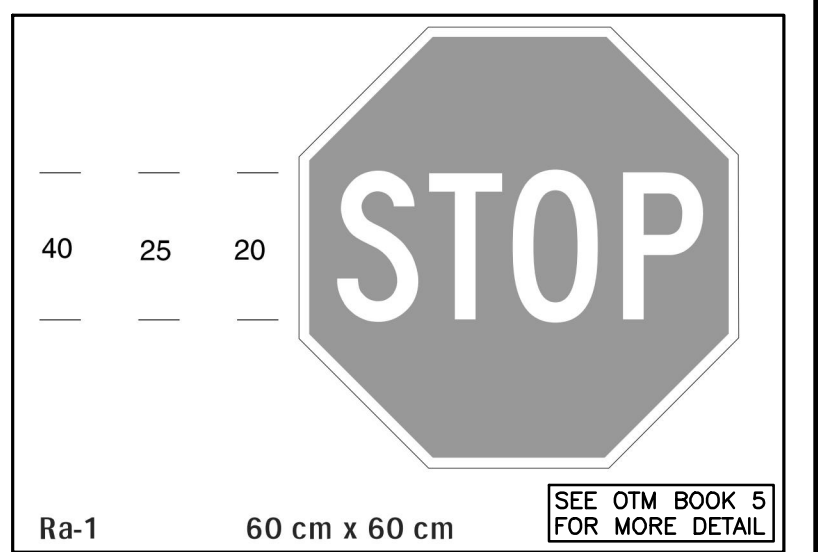
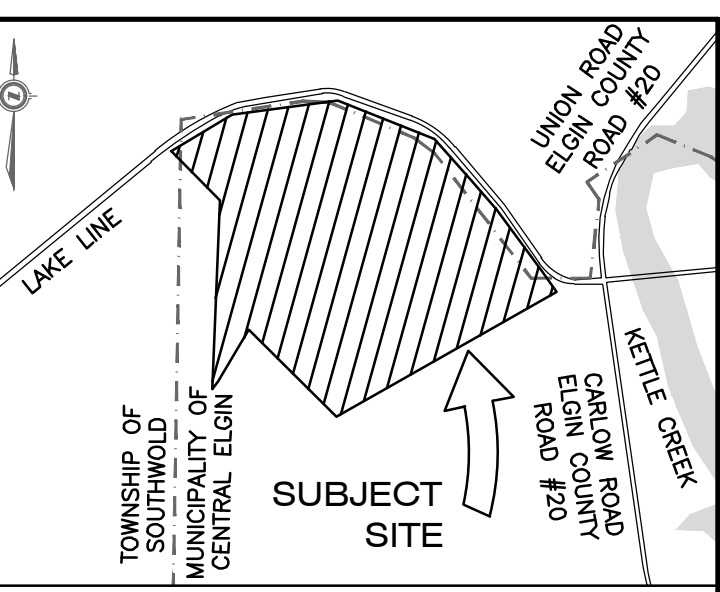
MONUMENT NAME: 0011926U1648 (GEODETTIC BENCHMARK)  
 LOCATION: PORT STANLEY LONDON & PORT STANLEY RAILWAY, BRIDGE OVER KETTLE CREEK, 0.8km NORTH OF STATION, TABLET IN EAST END OF BRIDGE SEAT OF SOUTH CONCRETE ABUTMENT, 30cm FROM NORTH EDGE.  
 ELEVATION: 178.167m (CGVD28:78)

MONUMENT NAME: SITE BENCHMARK  
 LOCATION: WITNESS SIB 1.000m SOUTH OF NORTHWEST CORNER OF MUN. 37719 LAKE ROAD, PORT STANLEY  
 ELEVATION: 214.742m

(CONTRACTOR TO CONFIRM BENCHMARK INFORMATION PRIOR TO CONSTRUCTION)

**LEGAL INFORMATION**

PART OF  
 CLERGY RESERVE LOT "D"  
 NORTH OF THE LAKE ROAD  
 AND PART OF  
 JAMES BEGG LOTS 14 & 15  
 REGISTERED PLAN No. 20 (MIDD)  
 ROAD ALLOWANCE BETWEEN  
 LOTS 14 & 15 NORTH OF THE LAKE  
 ROAD  
 AND ALL OF  
 LOT "T", REGISTERED PLAN No.39  
 IN THE  
 MUNICIPALITY OF CENTRAL ELGIN  
 COUNTY OF ELGIN



**WASTE REMOVAL**

WASTE TO BE STORED IN DWELLINGS AND HOMEOWNER TO PLACE AT CURB NO EARLIER THAN 6:00PM THE EVENING BEFORE THE DAY OF MUNICIPAL PICK-UP

**CANADA POST**

PROPOSED DWELLINGS WILL RECEIVE MAIL DELIVERY TO CENTRALIZED CANADA POST SUPERBOX(ES) ON CAST-IN-PLACE CONCRETE PAD(S). LOCATION(S) TO BE DETERMINED BY CANADA POST AND DETAIL ON SHEET 17

REFER TO NOTES, LEGEND, AND DETAILS ON SHEET 1, 17, 18 & 19

AS CONSTRUCTED SERVICES	COMPLETION	No.	REVISIONS	D/M/Y	BY	CONSULTANT
		1	ISSUED FOR ENGINEERING SUBMISSION	17/02/21	JSF	
		2	CONCEPTUAL ZONING DATA CHART ADDED	08/03/21	JSF	
		3	FOR PRE-SUBMISSION CONSULTATION MEETING	05/04/21	JSF	
		4	ISSUED FOR DRAFT PLAN APPLICATION	16/07/21	JSF	
			DATE	08/02/2021		
			CAD	SBM-18-0530		

**STRIK BALDINELLI MONIZ**  
 sbm  
 PLANNING - CIVIL - STRUCTURAL - MECHANICAL - ELECTRICAL  
 1599 Adelaide St. N. Unit 301, London, Ontario, N5X 4E8  
 Tel: (519) 471-6667 Fax: (519) 471-0034  
 Email: sbm@sbmltd.ca

ENGINEER'S STAMP  
**PRELIMINARY NOT FOR CONSTRUCTION**

C.TECH'S STAMP  
 MUNICIPALITY OF CENTRAL ELGIN  
 THE CORPORATION OF THE MUNICIPALITY OF CENTRAL ELGIN

SCALE  
 SCALE - 1:1000  
 10.0 0 20.0m

TITLE  
**SUBMISSION PLAN**  
**KETTLE CREEK SUBDIVISION**  
 37719 LAKE LINE  
 PORT STANLEY, ONTARIO

PROJECT No.  
**SBM-18-0530**

SHEET No.  
**2**

PLAN FILE No.  
 -