

Municipal Fee Received:	<b>PAID</b>
Municipal Deposit Received:	
ERCA Fee Received:	

Application No. ZBA/02/26

**FORM 1  
PLANNING ACT  
APPLICATION FOR ZONING BY-LAW AMENDMENT  
TOWN OF AMHERSTBURG**

1. Name of approval authority Town of Amherstburg  
 2. Date application received by municipality April 24, 2026  
 3. Date application deemed complete by municipality \_\_\_\_\_  
 4. Name of registered owner SR Petroleum  
 Telephone number \_\_\_\_\_  
 Address \_\_\_\_\_  
 Email \_\_\_\_\_

Name of registered owner's solicitor  
 or authorized agent (if any) D.C. McCloskey Engineering Ltd  
 Telephone number \_\_\_\_\_  
 Address \_\_\_\_\_  
 Email \_\_\_\_\_

Please specify to whom all communications should be sent:

registered owner     solicitor     agent

5. Name and address of any mortgages, charges or other encumbrances in respect of the subject land:  
 \_\_\_\_\_

6. Location and description of subject land:  
 Concession No. \_\_\_\_\_ Lot(s) No. 1, 2 & 3  
 Registered Plan No. 8 & 240 Lot(s) No. \_\_\_\_\_  
 Reference Plan No. \_\_\_\_\_ Part(s) No. \_\_\_\_\_  
 Street Address 13 Sandwich St South Assessment Roll No. \_\_\_\_\_

7. Size of subject parcel:  
 Frontage 47.4m Depth 54.25m Area 5286.7sm

8. Access to subject parcel:  
 Municipal Road     County Road     Provincial Highway  
 Private Road     Water

If access to the subject land is **by water** only, state the parking and docking facilities used or to be used and the approximate distance between these facilities and the nearest public road  
 \_\_\_\_\_

9. (a) Current Official Plan Land Use designation of subject land General Comr  
(b) Explanation of how application conforms to the Official Plan automobile service station, d/t restaurant and variety store permitted  
(c) Does the application implement an alteration to the boundary of an area of settlement or implement a new area of settlement?  
 Yes  No

If yes, provide details of the official plan or official plan amendment that deals with this matter:

10. Current Zoning of subject land CH & I/RMI  
11. Nature and extent of rezoning requested change zoning of the south-east portion of the site from 'I/RMI' to 'CH', relief from setbacks as noted on C1.2  
12. Reasons why rezoning is requested to accomodate proposed drive-thru restaurant and commercial site  
13. Current use of subject land 'I/RMI' portion of site unused, house removed  
14. Length of time current use of subject land has continued unknown  
15. Is the subject land within an area where the municipality has pre-determined:  
(a) minimum and maximum density requirements  
 Yes  No  
(b) minimum and maximum height requirements  
 Yes  No

If yes, state the requirements gross leasable area of 800sm and max. height of 7.5m

16. Number and type of buildings or structures **existing** on the subject land and their distance from the front lot line, rear lot line and side lot lines, their height and their dimensions/floor area:  
one building, front setback = 0.39m, rear setback = 39m,  
interior sideyard setback = 0.58m,  
exterior sideyard setback = 28m  
17. Date of construction of existing buildings and structures on the subject land:  
unknown  
18. Date subject land acquired by current registered owner \_\_\_\_\_  
19. Proposed use of subject land Commercial

20. Number and type of buildings or structures **proposed** to be built on the subject land and their distance from the front lot line, rear lot line and side lot lines, their height and their dimensions/floor area:

121.9sm addition to existing 426.7sm building

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21. Type of water supply:

- municipally owned and operated piped water supply  
 well  
 Other (specify) \_\_\_\_\_

22. Type of sanitary sewage disposal:

- municipally owned and operated sanitary sewers  
 septic system  
 Other (specify) \_\_\_\_\_

If the requested amendment permits development on a privately owned and operated individual or communal septic system and more than 4,500 litres of effluent will be produced per day as a result of the development being completed the applicant is required to submit a:

- (i) servicing options report, and  
(ii) a hydrogeological report

23. Type of storm drainage:

- sewers  
 ditches  
 swales  
 Other (specify) \_\_\_\_\_

24. If known, indicate whether the subject land is the subject of an application under the Planning Act for:

- consent to sever       approval of a plan of subdivision

If known, indicate the file number and status of the foregoing application:

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25. If known, indicate if the subject land has ever been the subject of an application for rezoning under Section 34 of the Planning Act:

unknown

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If known, indicate whether the subject land has ever been the subject of a Minister's Zoning Order and, if known, the Ontario Regulation number of that order.

unknown

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26. Does the requested amendment remove the subject land from an area of employment in the official plan?

- Yes       No

If yes, state the current official plan policies, if any, dealing with the removal of land from an area of employment.

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27. Is the subject land within an area where zoning with conditions may apply?

Yes  No

If yes, how does this application conform to the official plan policies relating to zoning with conditions?

OPA submitted to add automobile service station, d/t restaurant and variety store

uses to this site (OPA Sub-section 4.4.2)

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28. Is the requested amendment consistent with policy statements issued under subsection 3(1) of the Planning Act (i.e. 2020 Provincial Policy Statement)?

Yes  No

Comments

meets the requirements of the 2025 OPA draft plan

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29. Is the subject land within an area of land designated under any provincial plan or plans?

Yes  No

If yes, does the requested amendment conform to or does not conflict with the provincial plan or plans?

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30. Is the land associated with any natural environment area or adjacent to or abutting lands that are designated as a Wetland or Natural Environment?

Yes  No

If yes, an Environmental Impact Assessment is required, for approval by the Town and Essex Region Conservation Authority, to be completed in accordance with the County of Essex Guidelines for Environmental Impact Assessments or when Council considers it appropriate, additional requirements may be made to the Guidelines in accordance with more detailed locally adopted terms of reference for an Environmental Impact Assessment.

31. Will the proposed project include the addition of permanent above ground fuel storage?

Yes  No

32. Is the land within 600 m of property that is designated as Extractive Industrial?

Yes  No

If yes, as per Section 3.3.3 of the Official Plan a noise and vibration study is required for approval by the Town, to be completed.

Dated at the Town of Amherstburg  
PRINT NAME OF TOWN OR CITY

this 24<sup>th</sup> day of April, 20 26.  
DAY MONTH YEAR

[Signature]  
SIGNATURE APPLICANT, SOLICITOR OR AUTHORIZED AGENT

I, Parddeep Singh Rain of the Kingsville in the  
PRINT NAME PRINT NAME OF TOWN OR CITY

County/District/Regional Municipality of Essex solemnly declare that all the statements contained in this application are true, and I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the Canada Evidence Act.

Declared before me at the Town of Amherstburg  
PRINT NAME OF TOWN OR CITY

in the County of Essex  
PRINT COUNTY/REGION/DISTRICT

this 24<sup>th</sup> day of April, 20 26.  
DAY MONTH YEAR

[Signature]  
APPLICANT, SOLICITOR OR AUTHORIZED AGENT

[Signature]  
A COMMISSIONER, ETC.  
Janine Quintina Mastronardi, a Commissioner, etc.,  
Province of Ontario, for the  
Corporation of the Town of Amherstburg.  
Expires June 30, 2027.

**NOTES:**

Each copy of the application must be accompanied by a sketch, drawn to scale, showing:

- a) the boundaries and dimensions of the subject land;
- b) the location, size and type of all existing and proposed buildings and structures on the subject land, indicating the distance of the buildings or structures from the front yard lot line, rear yard lot line and the side yard lot lines;
- c) the approximate location of all natural and artificial features on the subject land and on land that is adjacent to the subject land that, in the opinion of the applicant, may affect the application. Examples of features include buildings, railways, roads, watercourses, drainage ditches, river or stream banks, wetlands, wooded areas, wells and septic tanks/tile fields;
- d) the current uses on land that is adjacent to the subject land;
- e) 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;
- f) if access to the subject land is by water only, the location of the parking and docking facilities to be used;
- g) the location and nature of any easement affecting the subject land.

**NOTE:**

A deposit of \$1,000 and a flat fee of \$5,627, along with an ERCA development review fee of \$400 for major ZBA applications, must accompany your completed application for a zoning by-law amendment. The total payable to the Town of Amherstburg is \$7027 for major ZBA applications.


A deposit of \$1,000 and a flat fee of \$2,815, along with an ERCA development review fee of \$275 for minor ZBA applications, must accompany your completed application for a zoning by-law amendment. The total payable to the Town of Amherstburg is \$4,090 for minor ZBA applications.

Any unused portion of the deposit will be returned after the passing of the ZBA.

A flat fee of \$1,171 plus an ERCA review fee of \$275, totalling \$1,446, must accompany your completed application for a Holding (h) Removal zone change, zone change from A to A-36, or zone change which is a condition of consent.

Engineering review fees are applicable in accordance with the Amherstburg User Fee By-law, which may include an additional review fees each time an application is resubmitted and rereviewed.

If the subject lands are located within 120 m of a Provincially Significant Wetland, Significant Woodland, Area of Natural or Scientific Interest or Significant Species at Risk Habitat, the applicant may be required to complete a natural heritage review. The initial pre-consultation cost of the natural heritage review is \$565 and should additional work, such as an Environmental Impact Assessment, be required, the applicant will be responsible for all costs associated with review. Costs associated with the review will be invoiced to the applicant through the Town of Amherstburg. The applicant will be responsible for finding their own qualified biologist to complete the Environmental Impact Assessment, if required, and will be responsible for all costs associated with the assessment.

  
Initial, confirming this page  
has been read and understood

**AUTHORIZATION**

(Please see note below)

To: Clerk  
Town of Amherstburg

Description and Location of Subject Land:

13 Sandwich St S  
\_\_\_\_\_

I/We, the undersigned, being the registered owner(s) of the above lands hereby

authorize D.C. McCloskey Engineering of the City

\_\_\_\_\_ of Windsor to:

- (1) make an application on my/our behalf to the Council for the Town of Amherstburg;
- (2) appear on my behalf at any hearing(s) of the application; and
- (3) provide any information or material required by Town Council relevant to the application.

Dated at the Town of Amherstburg  
Print Town or City Name

In the County of Essex  
Print County Name

this 24<sup>th</sup> day of April, 2026  
Day Month year

[Signature]  
Signature of Witness

[Signature]  
Signature of Owner

\_\_\_\_\_  
Signature of Witness

\_\_\_\_\_  
Signature of Owner

\* Note: This form is only to be used for applications which are to be signed by someone other than the owner.