

COMMITTEE OF ADJUSTMENT

APPLICANT: GATEWAY VILLAGE INC.

ADDRESS: 0 HURON CHURCH ROAD



SUBJECT LANDS



SEVERED LANDS

DATE: JULY 10, 2025 FILE NO.: B-041/25

CITY OF WINDSOR

File: B-041/25

COMMITTEE OF ADJUSTMENT PUBLIC HEARING

PURSUANT to Section 54 (2) of the Planning Act, the City of Windsor Council has delegated consent authority to the Committee of Adjustment, and further, **PURSUANT** to Section 53 of the Planning Act, a Committee of Adjustment public hearing will be held to consider an application for consent.

You are receiving this letter as a courtesy because the Committee of Adjustment identified your property as located within a 40 meters circulation area of the subject lands. Notice as required by the Planning Act was given by publication of the Committee of Adjustment's Agenda Record in the Windsor Star on June 25, 2025

APPLICATION FOR CONSENT

Owner: GATEWAY VILLAGE INC Location: 0 HURON CHURCH RD

Legal Description: CON 1 PT LOT 63 PT LOT **Zoning:** Holding Commercial District 3.3

64;SANDWICH W RP 12R14334 (CD3.3) with site specific PARTS;1 2; S.20(1)278, S.20(1)476, S.20(1)477, S.20(1)478, &

S.20(1)479

Official Plan: Mixed-Use Node

Explanation: Severance of lands, as shown on the attached drawing, for the purpose of creating a new

lot with easements.

COMMITTEE OF ADJUSTMENT PUBLIC HEARING - 519-255-6543 ext 6436 or 6450

When: July 10, 2025 at 3:30 pm

Where: VIA VIDEO CONFERENCE

(information on how to join the public meeting will be on the City of Windsor website prior to the meeting date)

You are invited to attend this hearing and express any interest you may have in this application. Written comments are also acceptable and may be submitted in person, by mail, by fax or by email. All comments must be received **NO LATER than 4:30PM on the Wednesday, prior to the meeting date.** Comments received after such, will not be included at time of hearing.

The applicant or agent must attend the meeting. If you do not attend or send a representative, the Committee may proceed in your absence without any further notice to you. To be notified of the decision of the Committee of Adjustment regarding this application, you must submit a written request to the Secretary-Treasurer.

If a person or public body that files an appeal of the decision of the Committee of Adjustment, in respect of the proposed consent, does not make oral submissions at a public meeting or does not make written submissions to the Committee of Adjustment before a provisional consent is given or refused, the Ontario Land Tribunal may dismiss the appeal.

It is the practice of Committee of Adjustment members to visit the site prior to considering this application. Administrative comments are available by email after 12:00 noon on the Friday prior to the hearing.

Jessica Watson

Dated: June 26, 2025

Secretary-Treasurer, Committee of Adjustment

Tel: 519-255-6543 Fax: 519-255-6544

Email: <u>jwatson@citywindsor.ca</u>
Web: http://www.citywindsor.ca

Suite 210, 350 City Hall Square West Windsor ON N9A 6S1





June 2nd. 2025

Planning & Building Department – Planning Division City of Windsor 350 City Hall Square Windsor, ON N9A 6S1

Attention: Diana Radulescu & COA, City of Windsor

Re: 0 Huron Church Road - CON 1 PT LOT 63 PT LOT 64; SANDWICH W RP 12R14334

PARTS;1 2; 9.47AC - Consent Application

Dear Diana & COA.

Westdell is submitting this cover letter detailing the proposed easements in response to the consent application, for the above-referenced property known as 0 Huron Church Road (Gateway Village Inc) with the legal description as CON 1 PT LOT 63 PT LOT 64; SANDWICH W RP 12R14334 PARTS;1 2; 9.47AC (the 'Site'). Please review the letter in conjunction with the application form, site plan and severance sketch provided as a part of the complete submission.

The consent application is for the severance of the parcel into two lots with the severed lands being the three commercial buildings along Huron Church and the retained lands as the four residential buildings. The lot is required to be severed to separate the two land uses as a requirement for financing as banks will not provide financing for two different land uses on the same parcel.

Easement 1:

Transferor:

Gateway Village Inc. 1701 Richmond Street Suite 3B, London ON N5X 3Y2 519-850-0000 #203

- Part 3 of Plan 12R-14334 as per the severance sketch in favour of the University Shopping Centre for proposed access between the two commercial sites.

Transferee:

University Shopping Centre Inc. 1701 Richmond Street Suite 3B, London ON N5X 3Y2 519-850-0000 #203

Plan 12R-14334 Part 3 is the access across Gateway Village Inc., in favour of existing University Shopping Centre Inc. Plan 12R-14334 Part 3 denotes the approximate location of the driveway from the North Entrance off Huron Church Road continuing South to connect with Plan 12R-14334 Parts 9-12 from University Shopping Centre Inc. This easement is proposed for access between the two commercial sites.

Easement 2:

Transferor:

University Shopping Centre Inc. 1701 Richmond Street Suite 3B, London ON N5X 3Y2 519-850-0000 #203

- Parts 9-12 of Plan 12R-14334 as per the severance sketch in favour of Gateway Village for proposed access between the two commercial sites.

Transferee:

Gateway Village Inc. 1701 Richmond Street Suite 3B, London ON N5X 3Y2 519-850-0000 #203

Plan 12R-14334 Parts 12 and 9-11 in favour of Gateway Village Inc., from University Shopping Centre Inc., for access from the existing Huron Church entrance. Plan 12R-14334 Part 12 denotes the approximate location of the existing driveway/entrance serving the centre. Part 9-11 were created to join Part 3 as there is an existing easement running East to West across the University shopping Centre lands, this easement is labelled on the provided severance sketch. This easement is proposed for access between the two commercial sites.

Gateway Village Inc. C/O Westdell Development Corp.

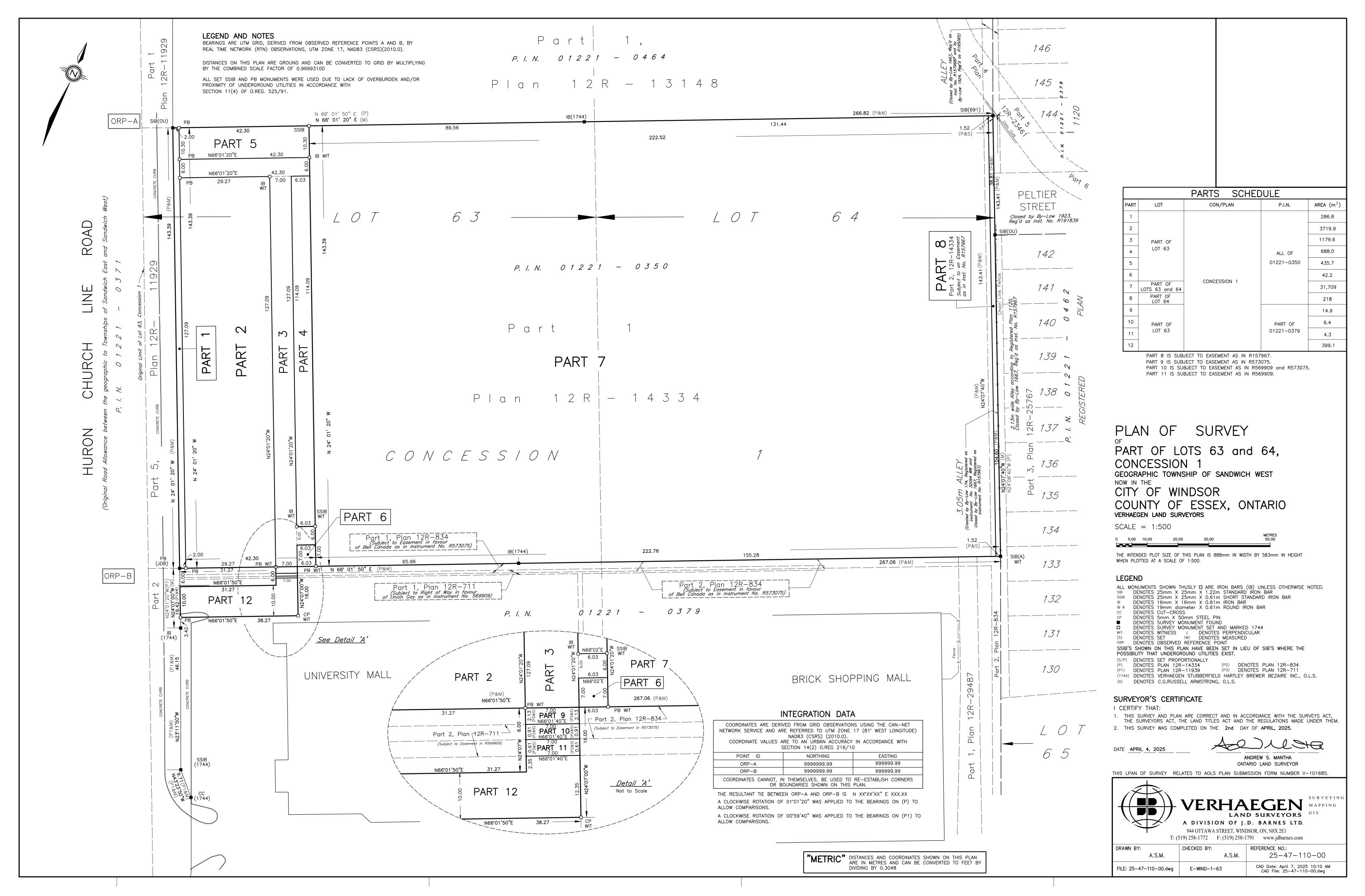
Paul Kitson VP Planning & Development Hashim Imtiaz
Development Coordinator

1	Application information									
	Name of All Owners (as Gateway Village	,		Contact N			ss Telephone No. 850-0000			
		chmond St Suite 3B, Londo		Postal (N5X 3						
	E-Mail Address:	gwestuelicorp.com								
	Name of Contact Person Paul Kitson	n/Agent (if different than o	wner)	Contact			ss Telephone No. 850-0000			
	Address 1701 Ri	chmond St Suite 3B, Lo	ndon ON	Postal Co	de	Fax No				
		@westdellcorp.com		N5X 3Y	2					
	PAYMENT CONTACT IN Name: Paul Kitson	IFORMATION ONLY:	nvi di fi							
	Contact No: 519-850-000	0 #203		-						
2	Type and purpose of pr									
	Conveyance new lot	0	lot additio	n						
	Other (please specify) mortgage		rights-of-v	•			te application for			
3	The name of the person	21 years a n(s) to whom the land or	easement	in land is t	valid	lation of	f title/power of sale			
•	Gateway Villag		un miterest	iailu 15 (o pe nansielled	, unarg	eu VI IEdSEU.			
4		Subject Land (ENTIRE	PARCEL - I	etained an	id severed)		- 50			
•	Municipality	e oubject Land (LIVINE	Street Nam		Street Address					
	City of Windso	r	Huron	Churc	h Road					
	Concession Number(s)	Registered	gistered/Reference Plan No.			art No.(s)				
	Concession 1									
	Parcel No. 01221 - 0	Pla	an 12R-14334			63 & 64				
5		Are there any easements or restrictive covenants affecting the subject land? No Yes unknown								
	(If Yes, please describe) Part 8 labeled on plan subject to easement for 3.05m alley									
	Easement for access across University Shopping Mall previously approved labeled as Part 1, Plan 12R-29487									
	Easement for access a	cross University Snopping	iviali previo	usiy approv	reu labeled as Pa	urt 1, Pli	an 12K-2948/			
6	Description of the Subj	ect Land and Servicing I	nformation	(to be seve	ered/leased) (in	metric	units)			
	Description						(B) RETAINED			
		Frontage			143.9 metres 42.30		143.9			
		Depth					222.52			
		Area			square metres		square metres			
					3719.9		31,709			
		Lot/Part No.(s)					Part 7			
		Registered/Reference Pl		N/A			N/A			
			No 🛢		N/A		N/A			
	Use of Property	Existing Use(s) Proposed Use(s)			Vacant Land		Vacant Land			
				Commercial		Residential				
	Buildings or Structures	Existing (Date of constru Proposed		N/A N		N/A				
				October 2	Spring 2026					

	Access (check appropriate space)	Provincial Highway Municipal road, maintained all year Municipal road, seasonally maintained Other public road Right of way Water only. If yes, the docking facilities to be used and the approximate distance of these facilities from the subject land and the nearest public road	Yes		Yes	No			
	Water Supply	Publicly owned and operated piped water system Privately owned and operated Individual or communal well Lake or other water body Other	Yes	No D D	Yes	No D D D			
	Sewage Disposal	Publicly owned and operated piped sewage system	Yes	No 🗖	Yes	No □ □			
7	The current designation	on of the subject property in the Official Plan							
	History of the Subject Vacant Land	Land							
	under the Planning Act? ■ No □ Yes □ Unknown If yes, please provide the application file number and the decision made on the application. If this application is a re-submission of a previous consent application, describe how it has been changed from the original application.								
9	Has any land been set ☐ Yes ■ No	vered from the parcel originally acquired by the Unknown	owner of tl	ne subject la	and:				
10	If the answer to item 9 severed land:) is <u>yes</u> , the date of the transfer, the name of the	transferee	and the lan	d use on t	he			
11	Current Applications None If known, whether the subject land is the subject of any other application under the Act, such as an application for an amendment to an Official Plan, a Zoning By-law or Minister's Zoning Order, an application for minor variance or an application for an approval of a plan of subdivision or a consent.								
	If yes, the file number	of the application and the status of the applicat	ion.						
12	Whether the application is consistent with policy statements issued under subsection 3(1) of the Planning Act ■ Yes								
13	Whether the subject land is within an area of land designated under any provincial plan or plans. ☐ Yes ☐ No ☐ Not Applicable								
14	provincial plan or plai	on 13 is yes, whether the application conforms t ns.	o or does n	ot conflict v	with the ap	plicable			

15		equired sketch map is to indicate the following, in metric units and must be ded with application:	Included	Not Applicable
	a)	the boundaries and dimensions of any land <u>abutting</u> the subject land that is owned by the owner of the subject land:	7	
	b)	the approximate distance between the subject land and the nearest Lot line or landmark such as a bridge or railway crossing;		
	c)	the <u>boundaries</u> and <u>dimensions</u> of the subject land, the part that is intended to be severed and the part that is intended to be retained;		
	d)	the location of all land <u>previously severed</u> from the parcel originally acquired by the current owner of the subject land;		7
	e)	the approximate location of all <u>natural and artificial features</u> (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks) that: (i) are located on the <u>subject land</u> and on land that is <u>adjacent</u> to it, and (ii) in the applicant's opinion, may affect the application;		
	f)	the <u>current uses</u> of land that are <u>adjacent</u> to the subject land (for example, residential, agricultural or commercial)		
	g)	the <u>location</u> , <u>width</u> and <u>name</u> of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public traveled road, a private road or a right of way (i.e. alley);		
	h)	if access to the subject land will be $\underline{\text{by water only}}$, the location of the parking and boat docking facilities to be used; and		
	i)	the location and nature of any easement affecting the subject land.		
	The re	equired sketch map has been included with this application form.		

of London (name City/Town) in the County (County) of Middlesex (name county) of	DECLARATION								
this 30 day of May application are true and time make this solemn declaration conscientiously believing it to be true, and knowing that it is of same force and effect as if made under oath and by virtue of the Canada Evidence Act. (Sign) X (Sig	IWE, Paul Kitson		of the City	(City/Town)					
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County	this 30 day	this 30 day of May , 2025, SOLEMNLY DECLARE that all statements contained in this application are true and I/WE make this solemn declaration conscientiously believing it to be true, and knowing that it is of the							
RECEIPT OF APPLICATION/AUTHORIZATION TO PROCESS This application has been received and is accepted for processing, as the application is complete. Date: Date: Minor variance for new construction: An approved variance is valid and must be acted upon within one (1) year. If a granted variance is not used within required timeline, the application is deemed to be null and void. A new Committee of Adjustment application will be required for any expired application. PK (Please Initial) FOR AGENTS — The owner must complete and sign this authorization if you have been assigned to act their behalf AUTHORIZATION: TO: The Secretary-Treasurer of The Committee of Adjustment for the City of Windsor. DATE: May 30	The state of the s	ATTION AND AND AND AND AND AND AND AND AND AN							
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				act on my (our) beha					
X (Sign)		X(Sign) No	te: if the owner is a Corporation, a	affix seal (if any)					
, * .		X (Sign)							



LEGAL INFORMATION

PART OF LOTS 63 AND 64 CONCESSION 1

IN THE GEOGRAPHIC TOWNSHIP OF SANDWICH WEST NOW IN THE CITY OF WINDSOR COUNTY OF ESSEX



KEY PLAN

*ZONING DEFICIENCY

LIST OF DRAWINGS							
SHEET SP1	ZONING/PARKING DATA CHART & SITE PLAN INFORMATION						
SHEET SP2	SITE PLAN & LEGEND						
SHEET SP3	ROOF PLAN						
SHEET SP4	SITE PLAN DETAILS						

ZONING DATA CHART

	OSS LOT AREA: T LOT AREA:	BUILDING AREA:	10,822.	7m²	\	
AS	PHALT:	16,634.9m ²	LANDSCAPE AREA: 10,813.3m ²			
ITEM	REFER TO PARCEL KEY PLAN FOR ZONING		REQUIRED		PROVIDED	
1	PERMITTED USES	SEE PERMITTED US NOTE ON SHEET S		SEE PERMITTED USE NOTE ON SHEET SP1		
2	LOT AREA (m ² MIN.)		N/A		38,270.9	
2	LOT FRONTAGE (m MIN)		N/A		143.35	
2	FRONT YARD DEPTH (m	MIN)	N/A		10.00	
2	EXTERIOR SIDE YARD DEF (m MIN)	N/A		N/A		
2	INTERIOR SIDE YARD DEPTH		N/A		NORTH: 19.00	
	(m MIN)	SOUTH: 16.15				
2	REAR YARD DEPTH (m M	N/A		23.42		
2	LANDSCAPE OPEN SPACE SETBACK (ABUTTING HURO		10.0 (AS PER S20 CofW ZONING BY-		10.00	
2	LANDSCAPE OPEN SPACE	(% MIN)	N/A		28.3	
2	LOT COVERAGE (% MAX.)		N/A		28.3	
	BUILDING HEIGHT (m MAX.)				BLDG A: 7.0	
			20.0		BLDG B: 7.0	
					BLDG G: 7.0	
2			28.0 (AS PER S.20	0(1)479	BLDG E: 28.0	
		34.0 (AS PER S.20	` '	BLDG F: 34.0		
		40.0 (AS PER S.20	` '	BLDG D: 40.0		
		46.0 (AS PER S.20	0(1)476	BLDG C: 46.0		
						_

OFF	-STREET VEHICLE F	T	T		
۷ο.	ITEM	REQUIREMENT	REQUIRED	PROPOSED	
1	RESIDENTIAL	1.15 SPACES/UNIT (714 UNITS)	821 SPACES	857 SPACES + 1	
2	COMMERCIAL	1/22.5m ² (1,065.4m ²)	47 SPACES	STACKING SPACES	
4	TOTAL	SEE ABOVE	868 SPACES	869 SPACES	
_	D.E. DADIVINO	TYPE A: 0.5 SPACE + 1% OF PARKING SPACES	9 SPACES	9 SPACES	
5	B.F. PARKING	TYPE B: 1 SPACE + 1% OF PARKING SPACES	10 SPACES	10 SPACES	
5	VISITOR SPACES	15% OF RES. PARKING (757 SPACES)	124 SPACES	124 SPACES	
3ICY	CLE PARKING				
Vo.	ITEM	REQUIREMENT	REQUIRED	PROPOSED	
1	2 FOR FIRST 19 : ADDITIONAL 20 SF	SPACES + 1 FOR EA. ACES	42 SPACES	48 SPACES	
_OA	DING SPACES				
Vo.	ITEM	REQUIREMENT	REQUIRED	PROPOSED	
	LOADING SPACES!	MIN. 2 PER MULTIPLE	BLDG C: 2 SPACES	2 SPACES	
1	DWELLING BUILDIN	G WITH 9 OR MORE	BLDG D: 2 SPACES	2 SPACES	
1	DWELLING UNITS (ZONING BY-LAW)	AS PER 2.20(1)475 CofW	BLDG E: 2 SPACES	2 SPACES	
	ZOMING BI-LAW)		BLDG F: 2 SPACES	2 SPACES	
1		COMMERCIAL GROSS FLOOR TO 2,500m ² (1,065.4)	1 SPACE	2 SPACES	

PERMITTED USES

CD3.3 - ZONE (SITE SPECIFIC BY-LAW No. 73-2023): AMBULANCE SERVICEAUTOMOBILE REPAIR GARAGE BAKFRY BUSINESS OFFICE CHILD CARE CENTRE • COMMERCIAL SCHOOL • COMBINED USE BUILDING (B/L 73-2023, JUN. 12/2023) CONFECTIONERY • FOOD OUTLET - DRIVE-THROUGH FOOD OUTLET - TAKE-OUT • FUNERAL HOME

 MEDICAL APPLIANCE FACILITY MEDICAL OFFICE MICRO-BREWERY

• GARDEN CENTRE GAS BAR HOTEL

WORKSHOP

 MULTIPLE DWELLING CONTAINING MIN. 5 DWELLING UNITS (B/L 73-2023, JUN. 12/2023)

 PARKING GARAGE PERSONAL SERVICE SHOP PLACE OF ENTERTAINMENT AND RECREATION PLACE OF WORSHIP PRINT SHOP

 PROFESSIONAL STUDIO PUBLIC HALLPUBLIC PARKING AREA • REPAIR SHOP - LIGHT RESTAURANT

RESTAURANT WITH DRIVE—THROUGH

RETAIL STORE
 SERVICE STATION
 TEMPORARY OUTDOOR VENDOR'S SITE

 VETERINARY OFFICE WAREHOUSE • WHOLESALE STORE

 EXISTING AUTOMOBILE COLLISION SHOP EXISTING INDUSTRIAL USE
 EXISTING MOTOR VEHICLE DEALERSHIP ANY USE ACCESSORY TO ANY OF THE ABOVE USES.
 AN OUTDOOR STORAGE YARD IS PROHIBITED, SAVE AND EXCEPT WITH THE FOLLOWING MAIN USES:

•• AMBULANCE SERVICE, GARDEN CENTRE, TEMPORARY OUTDOOR VENDOR'S SITE, EXISTING AUTOMOBILE COLLISION SHOP, EXISTING INDUSTRIAL USE, EXISTING MOTOR VEHICLE

WASTE REMOVAL

COMMERCIAL (BLDG A, B, & G): GARBAGE TO BE STORED EXTERNALLY IN DEEP WELL GARBAGE CONTAINERS AND OWNER TO ARRANGE SITE PICK-UP AND REMOVAL.

MULTIPLE DWELLINGS (BLDG C, D, E & F): GARBAGE TO BE STORED INTERNALLY AND BE PLACED IN PICK-UP AREA AS NOTED ON SITE PLAN FOR PICK-UP. BUILDING MANAGER TO COORDINATE PICK-UP WITH RELEVANT PARTIES.

SNOW REMOVAL

SNOW TO BE STORED ON SITE IN LOCATIONS DENOTED ON PLAN. WHEN SNOW EXCEEDS AREAS DENOTED ON PLAN OWNER TO ARRANGE PICK—UP AND REMOVAL AS REQUIRED.

BUILDING CLASS.

COMMERCIAL (BLDG A, B, & G): GROUP E OCCUPANCY, PART 9 OF THE ONTARIO BUILDING CODE

MULTIPLE DWELLINGS (BLDG C, D, E, & F): GROUP C OCCUPANCY, PART 3 OF THE ONTARIO BUILDING CODE

CANADA POST

COMMERCIAL (BLDG A, B, & G): THIS DEVELOPMENT WILL RECEIVE MAIL TO A NEAR-BY SUPERBOX AS LOCATED BY CANADA POST.

MULTIPLE DWELLINGS (BLDG C, D, E, & F): THIS DEVELOPMENT WILL RECEIVE MAIL INTERNALLY TO EA. BUILDING AS PER CANADA POST

SITE BENCHMARK:

BENCHMARK #1

MONUMENT TYPE: TOP OF FIRE HYDRANT AS SHOWN ON PLAN LOCATION: PELLETIER ST. - NORTH-EAST CORNER OF SITE GEODETIC ELEVATION: 182.89

BENCHMARK #2

MONUMENT TYPE: TOP OF FIRE HYDRANT AS SHOWN ON PLAN

LOCATION: SOUTH-WEST CORNER OF SITE GEODETIC ELEVATION: 182.50

(CONTRACTOR TO CONFIRM BENCHMARK ELEVATIONS)

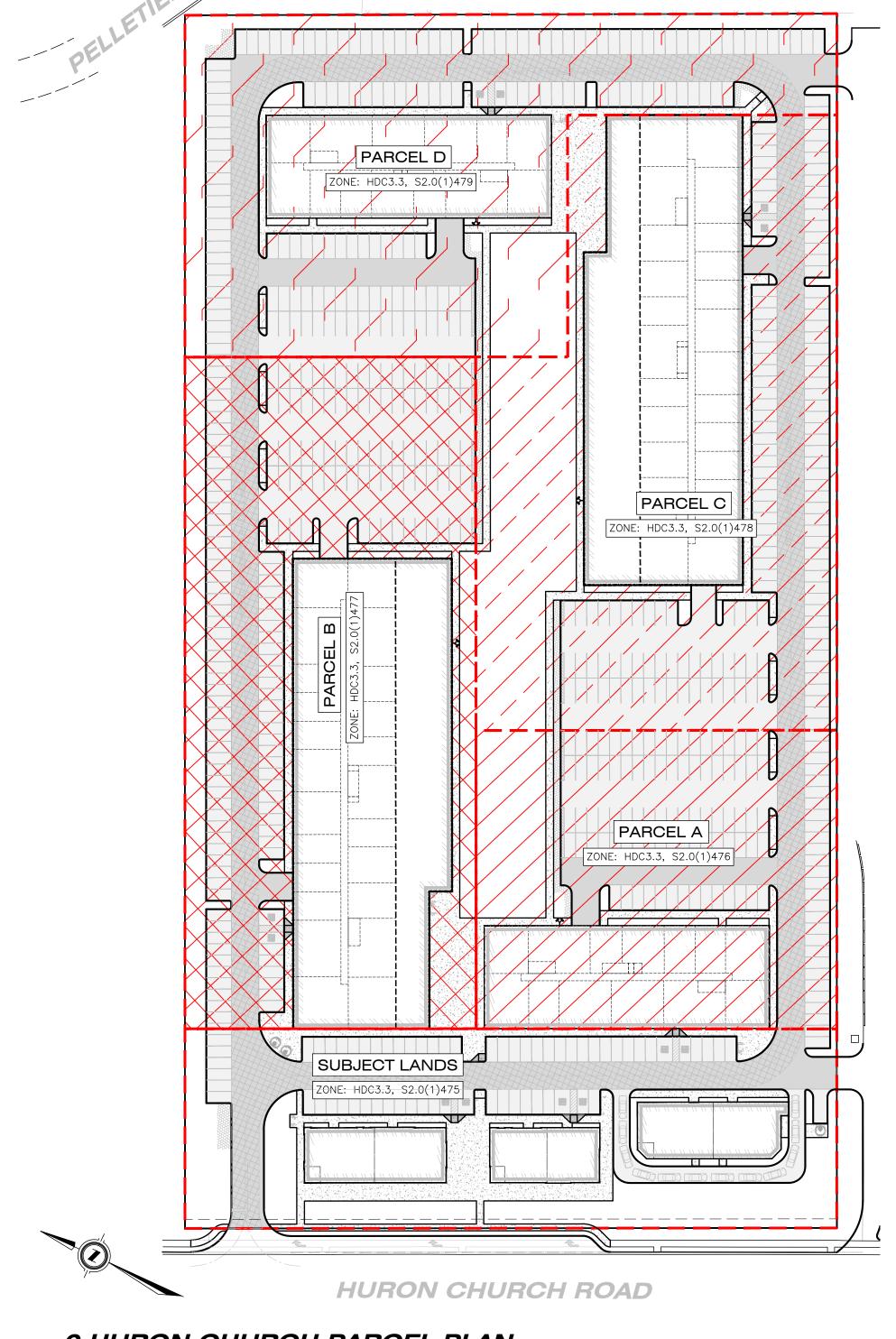
REFERENCE DOCUMENTS:

1. LEGAL & TOPOGRAPHICAL INFORMATION OBTAINED FROM TOPOGRAPHIC PLAN OF SURVEY BY VERHAEGEN LAND SURVEYORS A DIVISION OF J.D. BARNES LTD., REFERENCE No: 20-47-711-00, FILE NO. 20-47-711-00A. RECEIVED FROM THE CLIENT ON MARCH 10, 2025.

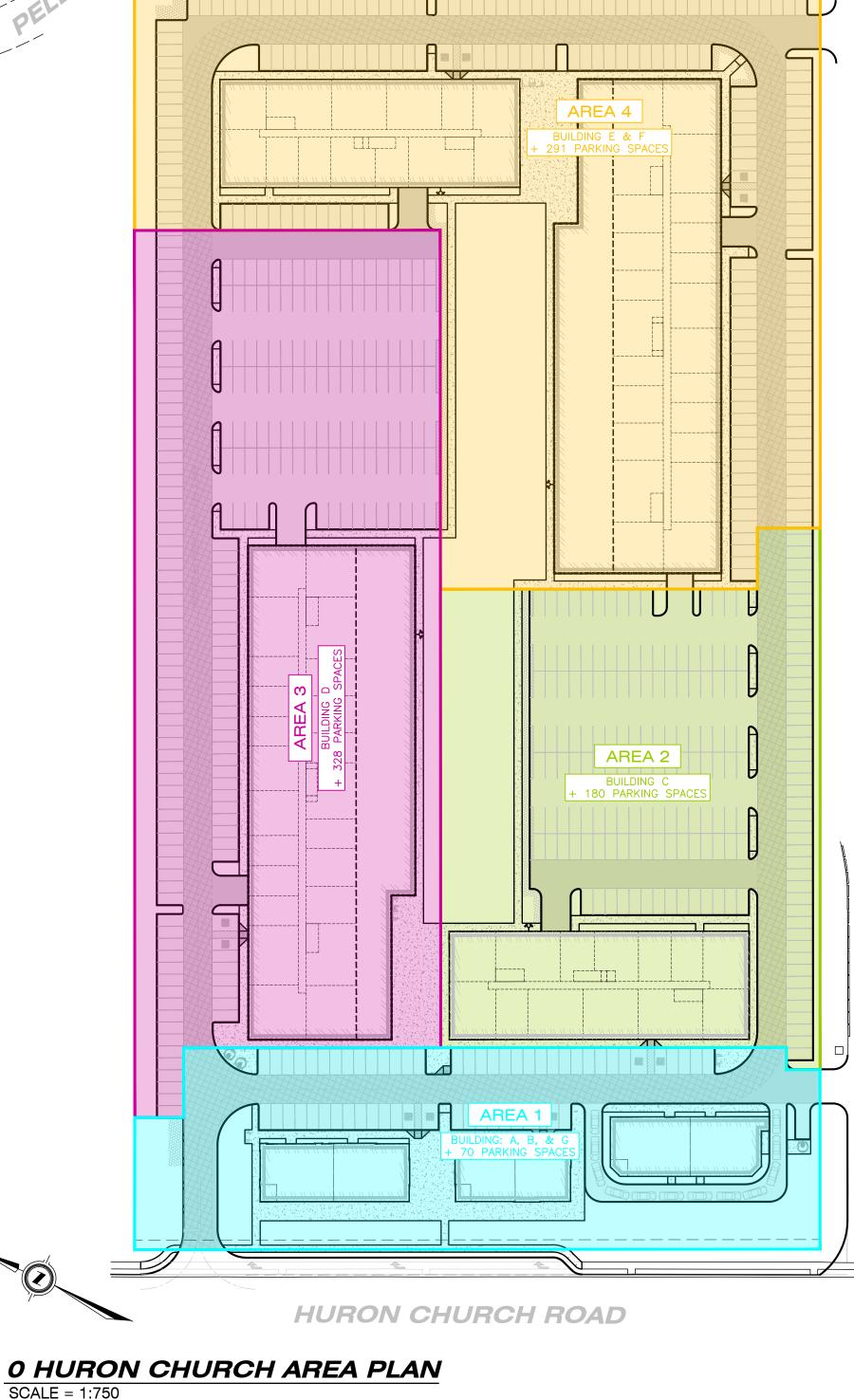
2. LEGAL & TOPOGRAPHICAL INFORMATION FOR THE EXISTING NEIGHBOURING PROPERTY OBTAINED FROM PLAN OF SURVEY BY VERHAEGEN LAND SURVEYORS A DIVISION OF J.D. BARNES LTD., REFERENCE No: 23-47-314-00, FILE NO. 23-47-314-00.dwg. RECEIVED FROM THE CLIENT ON MARCH 13, 2025. 3. CONCEPT SITE PLAN DESIGN OBTAINED FROM BAIRD|AE ARCHITECTURE + ENGINEERING. SITE PLAN REPRODUCED AND MODIFIED TO MEET CLIENT

REQUIREMENTS.

THIS IS A COMPILED PLAN AND SHOULD NOT BE CONSIDERED A PLAN OF SURVEY.
 CONCEPT PLAN IS PRELIMINARY AND HAS NOT BEEN REVIEWED BY THE CITY.



O HURON CHURCH PARCEL PLAN SCALE = 1:750



SCALE = 1:750

AS CONSTRUCTED SERVICES	COMPLETION			No.	REVISIONS	D/M/Y	BY
		DESIGN	ОМР	01	ISSUED FOR CLIENT REVIEW	18/03/25	ОМР
		DRAWN	ОМР	02	ISSUED FOR CLIENT REVIEW	08/04/25	ОМР
		CHECKED	JRC	03	ISSUED FOR CLIENT REVIEW	16/04/25	ОМР
		APPROVED	KK/KM	04	ISSUED FOR CLIENT REVIEW	05/05/25	OMP
		DATE	05/05/2025	05	ISSUED FOR CLIENT REVIEW	05/07/25	OMP
		CAD S	S250438				



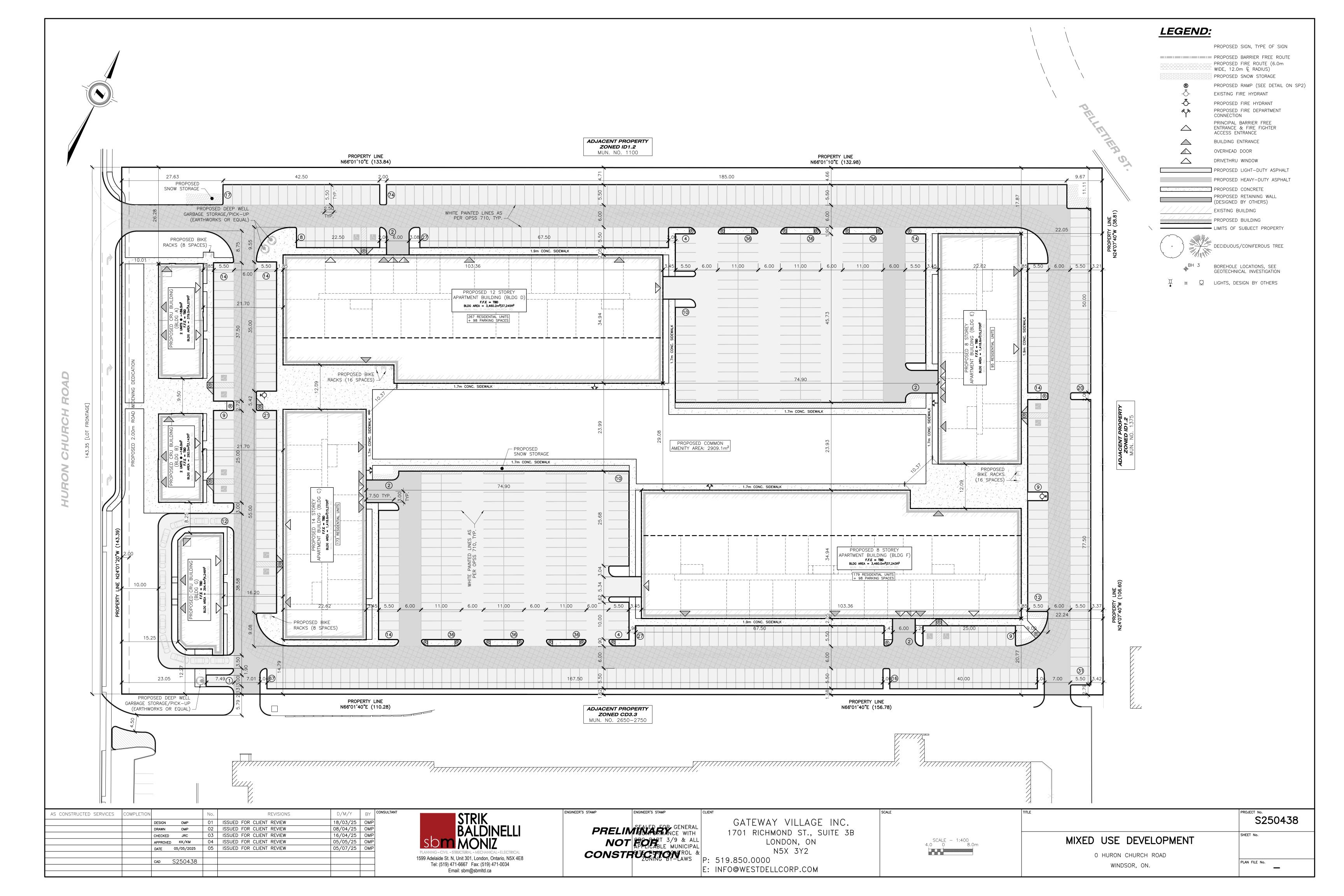
PRELIMITATION GENERAL WITH NOT POPER 3/9 & ALL CONSTRUCTION ROL &

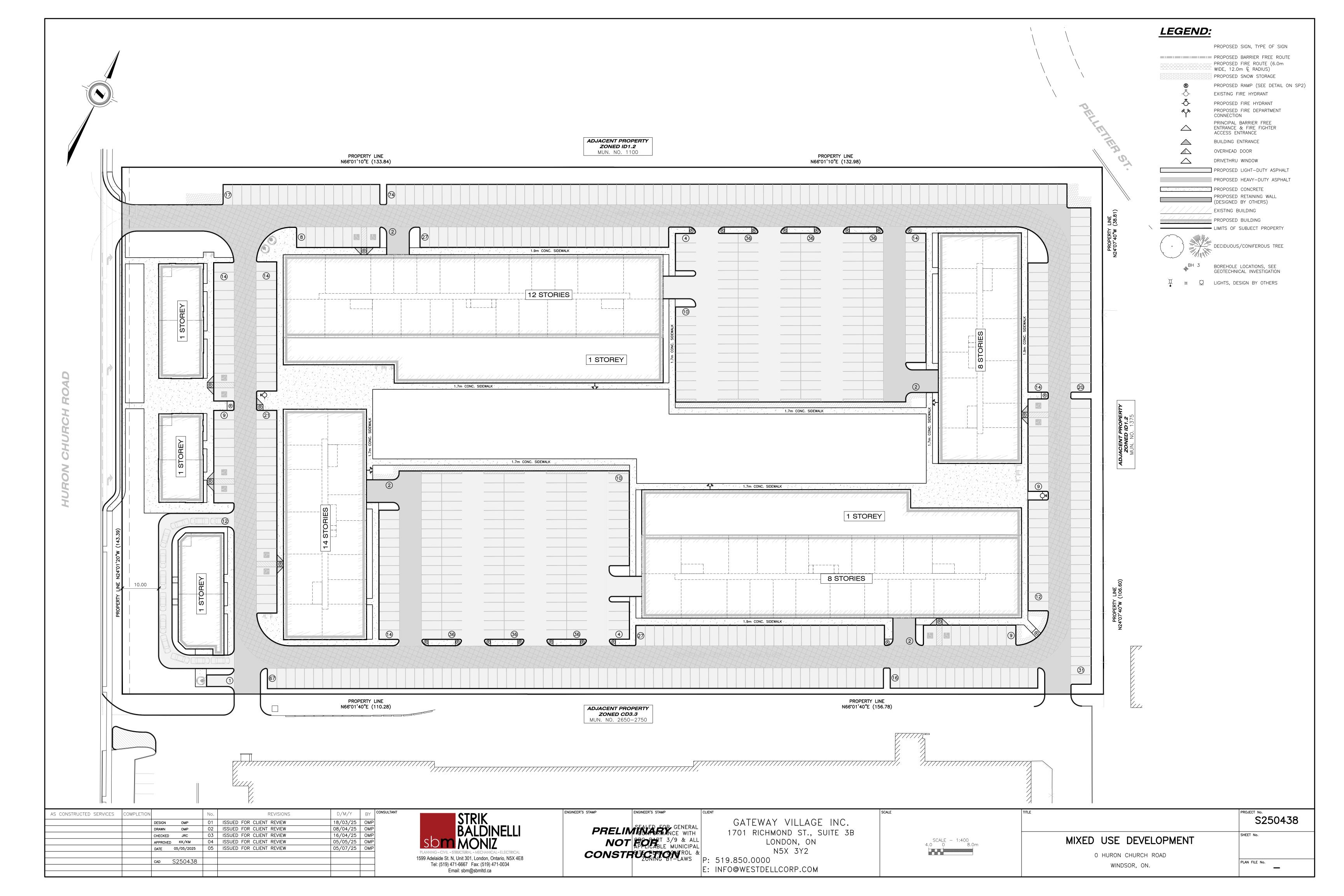
GATEWAY VILLAGE INC. 1701 RICHMOND ST., SUITE 3B LONDON, ON

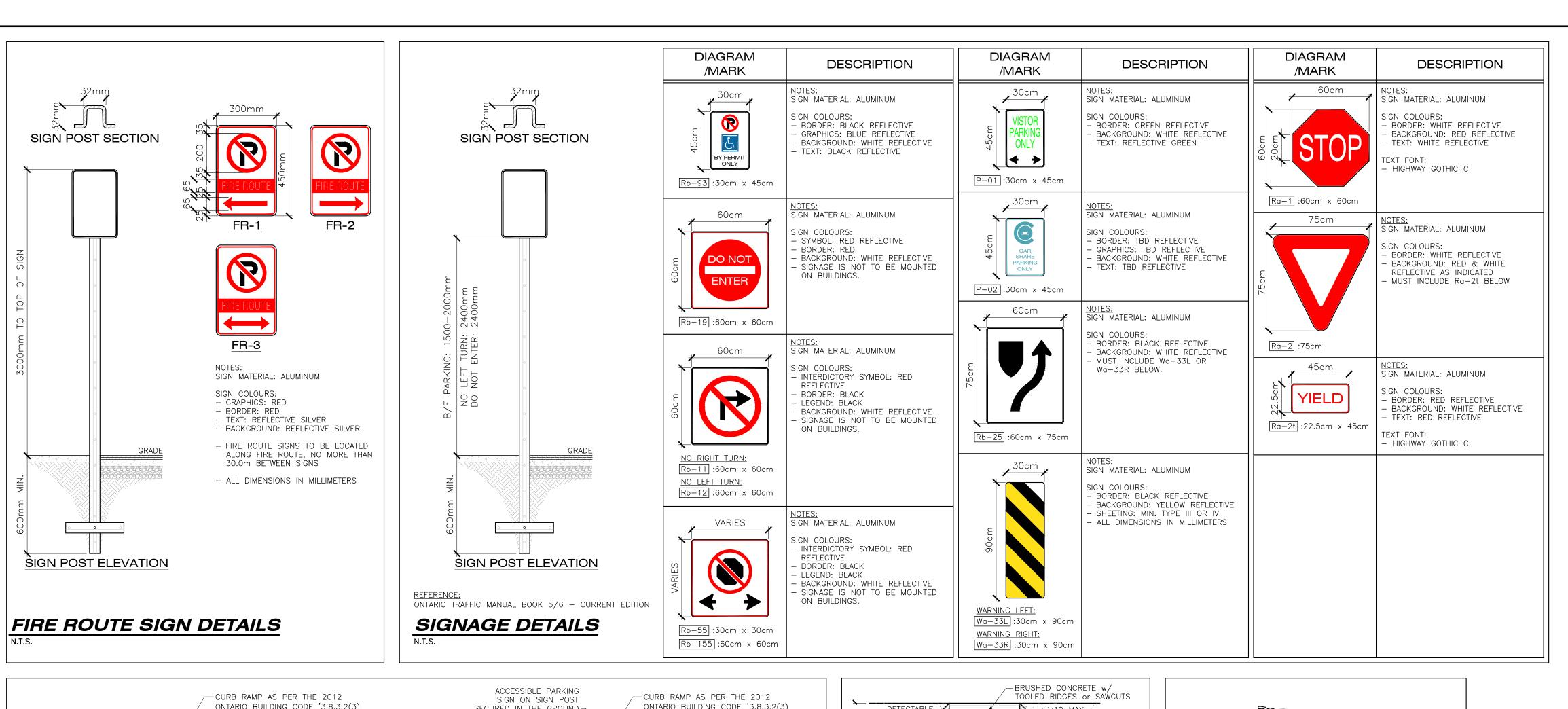
N5X 3Y2 P: 519.850.0000 E: INFO@WESTDELLCORP.COM AS NOTED ON PLAN

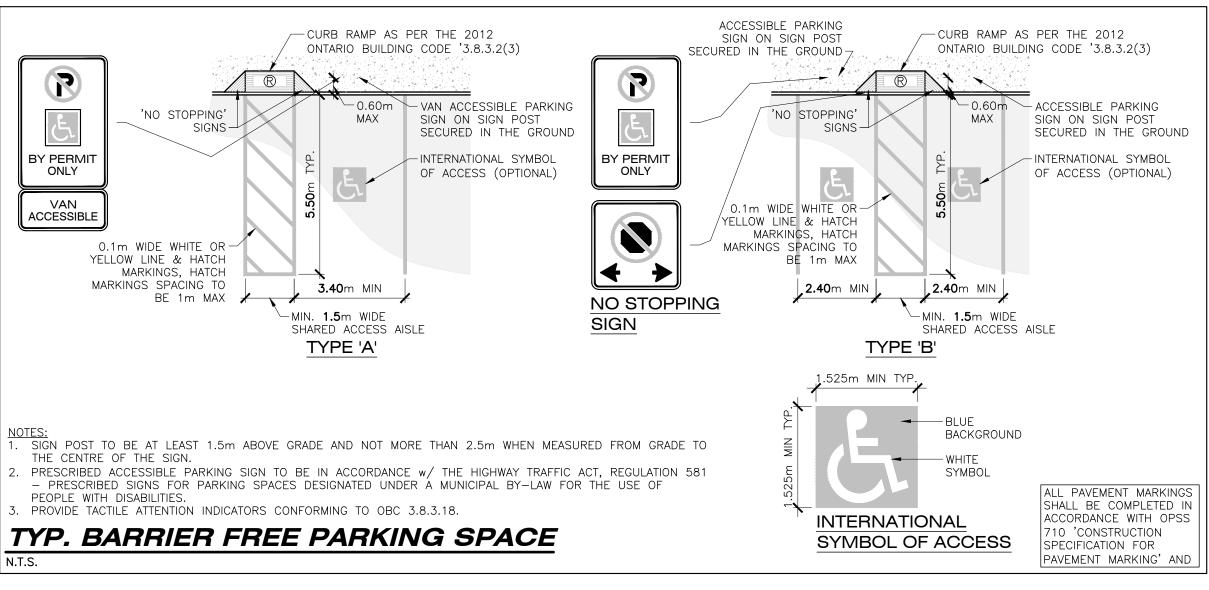
S250438 ZONING/PARKING DATA CHART & SITE PLAN INFO. MIXED USE DEVELOPMENT O HURON CHURCH ROAD PLAN FILE No.

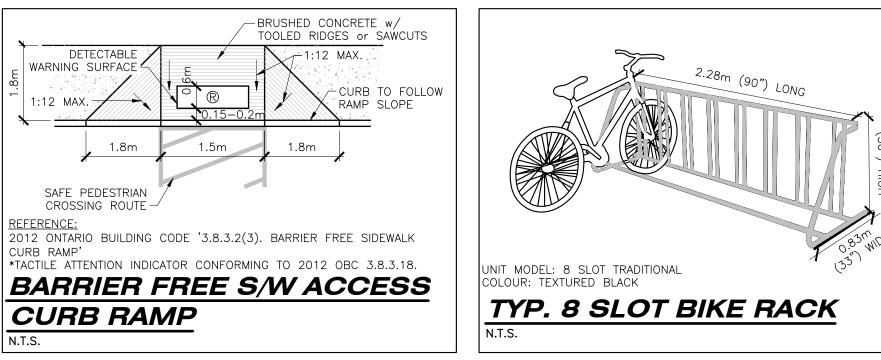
WINDSOR, ON.

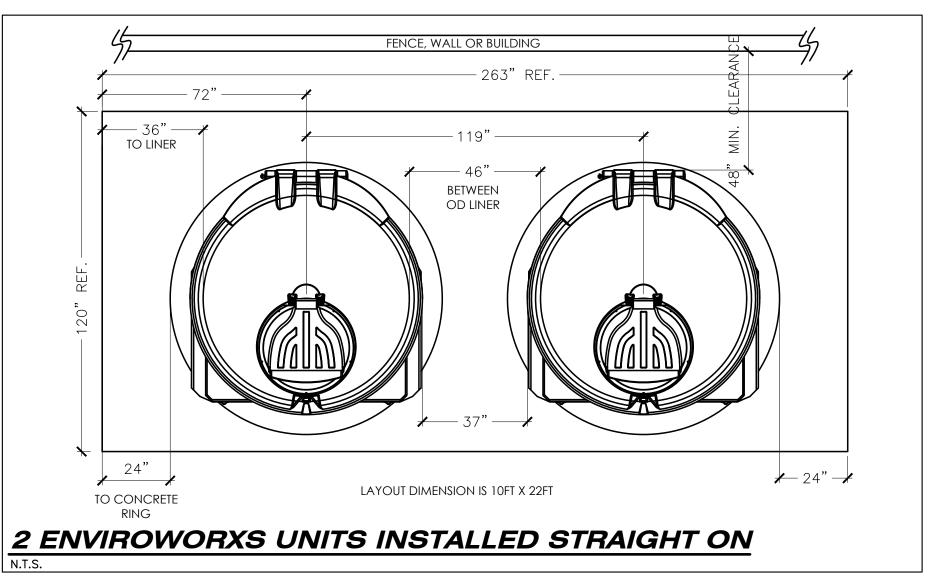


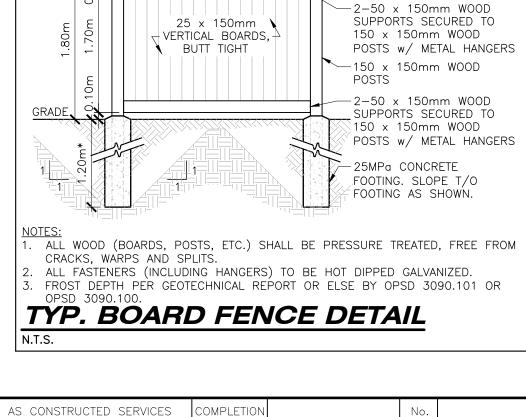








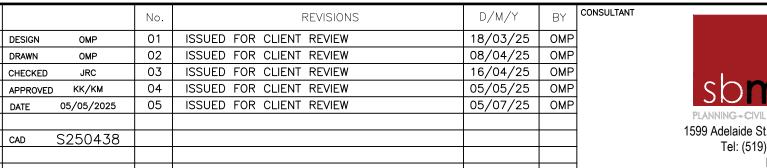




— 25mm CHAMFER

PLATE TYP.

-50x150mm WOOD TOP





PRELIMINARMINCE WITH

NOT PORTE MUNICIPAL

CONSTRUCTION ROL &

CONSTRUCTION ROL &

GATEWAY VILLAGE INC.
1701 RICHMOND ST., SUITE 3B
LONDON, ON
N5X 3Y2
519.850.0000

E: INFO@WESTDELLCORP.COM

DETAILS	S250438
MIXED USE DEVELOPMENT	SHEET No.
O HURON CHURCH ROAD	
WINDSOR, ON.	PLAN FILE No.