

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY

BY-LAW NUMBER 31 - 2009

BEING a By-law to amend Zoning By-law No. 37-2006, for the Municipality of West Grey

WHEREAS the Council of the Corporation of the Municipality of West Grey deems it in the public interest to pass a By-law to amend By-law No. 37-2006;

AND WHEREAS, pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990, as amended, By-laws may be amended by Councils of Municipalities;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF WEST GREY ENACTS AS FOLLOWS:

1. By-law No. 37-2006 is hereby amended by affecting those lands described as Part Lot 4, Concession 6, former Township of Normanby, Municipality of West Grey, and shown more particularly on Schedule "40A".
2. Schedule "40" to the Municipality of West Grey Comprehensive Zoning By-law No. 37-2006, is hereby amended by changing the zone symbol on Part Lot 4, Concession 6, former Township of Normanby, Municipality of West Grey from the Agricultural (A1) Zone to the Agricultural Exception (A1-274) Zone, as shown on Schedule "40A" attached to and forming part of this by-law.
3. Section 35 to By-law No. 37-2006 is hereby further amended by adding the following subsections:

35.274 (see Schedule 40A)

Notwithstanding Section 8.1 of By-law No. 37-2006, as amended, and any other By-law to the contrary, those lands zoned A1-274 shall be used in accordance with the A1 Zone provisions excepting however that a commercial kennel shall be permitted subject to the following provisions:

Maximum number of dogs in kennel: 40 plus any offspring up to the age of 3 months;
Minimum West Side Yard Setback for Kennel Building – 24 metres

For the purposes of this By-law, a commercial kennel shall mean lands, buildings or structures, including outdoor pens, where dogs are bred and raised and are sold or kept for sale. The dogs associated with the commercial kennel shall be kept indoors during the hours of 10:00 p.m. to 7:00 a.m.

4. THAT THIS By-law Amendment shall come into effect upon the final passing thereof pursuant to Section 34(21) and Section 34(22) of The Planning Act, R.S.O., 1990, as amended, or where applicable, pursuant to Sections 34(30) and (31) of the Planning Act, R.S.O., 1990, as amended.

Read a first and second time this 21st day of May, 2009.

Read a third time and finally passed this 21st day of May, 2009.

Kevin Eccles, Mayor

Christine Robinson, CAO/Clerk

NOTICE OF THE PASSING OF A ZONING BY-LAW
BY THE CORPORATION OF THE MUNICIPALITY OF WEST GREY

TAKE NOTICE that the Council of the Corporation of the Municipality of West Grey passed By-law No. 31 - 2009 on the 21st day of May, 2009, under Section 34 of the Planning Act R.S.O. 1990, as amended.

AND TAKE NOTICE that the Zoning By-law may be appealed to the Ontario Municipal Board by filing with the Clerk of the Corporation of the Municipality of West Grey not later than the 15th day of June, 2009, a notice of appeal setting out the objection to the By-law and the reasons in support of the objection, accompanied by the fee prescribed under the Ontario Municipal Board Act.

ONLY individuals, corporations and public bodies may appeal a Zoning By-law to the Ontario Municipal Board. A notice of appeal may not be filed by an unincorporated association or group. However a notice of appeal may be filed in the name of an individual who is a member of the association or group on its behalf.

A person or public body that did not make oral submissions at a public meeting or make written submissions to the Municipality of West Grey with regard to the Zoning By-law Amendment prior to the Amendment being adopted is not entitled to appeal the Zoning By-law Amendment. Also, a person or public body that did not make oral submissions at a public meeting or make written submissions to the Municipality of West Grey with regard to the Zoning By-law Amendment prior to the Amendment being adopted may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

AN EXPLANATION of the purpose and effect of the By-law, describing the lands to which the By-law applies, and a Key Map showing the location of the lands to which the By-law applies are attached.

DATED AT THE MUNICIPALITY OF WEST GREY

THIS 25th DAY OF MAY, 2009.

Mark Turner, Deputy Clerk
Municipality of West Grey
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R.R. 2, Durham
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EXPLANATORY NOTE

The proposed Zoning By-law Amendment applies to those lands described as Part Lot 4, Concession 6, former Township of Normanby, Municipality of West Grey.

The purpose of the proposed Zoning By-law Amendment is to amend the Agricultural (A1) zoning of the subject lands to allow for a commercial dog kennel.

The Council of the Municipality of West Grey has adopted this By-law and is now circulating it in accordance with Provincial Regulations.