

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY

BY-LAW NUMBER 51 - 2010

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 Lots 39 & 40, Concession 3 NDR, former Township of Bentinck, Municipality of West Grey, and shown more particularly on Schedule 23.
2. Section 35 to By-law No. 37-2006 is hereby further amended by deleting subsection A1-67 and replacing it with the following:

A1-67 (see Schedule No. 23)

Notwithstanding Section 8, Agricultural Zone, the lands zoned A1-67 may be permitted a permitted use subject to the following:

Maximum Number of Livestock	35 units
Minimum Lot Area	14 hectares
Minimum Lot Frontage	150 metres
Building Opening	The lowest building opening in the dwelling, including a basement, shall be no lower than the existing elevation of the undisturbed round surface at the building site.

In addition, a commercial kennel shall also be permitted subject to the following provisions:

Maximum number of dogs in kennel: 40 adult dogs only;
Minimum North Side Yard Setback for Kennel Building – 30 metres

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

3. 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 20th day of September, 2010.

Read a third time and finally passed this 20th day of September, 2010.

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. 51 - 2010 on the 20th day of September, 2010 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 12th day of October, 2010, 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 22nd DAY OF SEPTEMBER, 2010.

Mark Turner, Deputy Clerk
Municipality of West Grey
402813 Grey Road 4
R.R. 2, Durham
Ontario, NOG 1R0
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EXPLANATORY NOTE

The proposed By-law applies to lands described as Part Lots 39 & 40, Concession 3 NDR, RP16R6683, Part 1, former Township of Bentinck, Municipality of West Grey.

The purpose of the proposed Zoning By-law Amendment is to amend the Rural Exception (A1-67) zoning of the subject lands to allow for a commercial dog kennel with a maximum of forty (40) adult dogs only. For the purposes of this By-law, a commercial kennel shall mean lands, buildings or structures, including outdoor pens, where dogs are kept for boarding purposes. The dogs associated with the commercial kennel shall be kept indoors during the hours of 10:00 p.m. to 7:00 a.m.

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