

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY
BY-LAW NUMBER 54 - 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 of Park Lot 1, North of Chester Street and Part of Park Lot 1, North of George Street, Plan 500, Parts 2, 3, 4, 5, Plan 16R-8810, and Parts 3, 4, 5 & 6, Plan 16R-9921, in the Geographic Town of Durham, Municipality of West Grey, and shown more particularly on Schedule "53F".
2. Schedule "53" to the Municipality of West Grey Comprehensive Zoning By-law No. 37-2006, is hereby amended by changing the zone symbol of Part of Park Lot 1, North of Chester Street and Part of Park Lot 1, North of George Street, Plan 500, Parts 2, 3, 4, 5, Plan 16R-8810, and Parts 3, 4, 5 & 6, Plan 16R-9921, in the Geographic Town of Durham, Municipality of West Grey from the Future Development (FD) zone to the Restricted Rural Special (A3-288), as shown on Schedule "53F", attached to and forming part of this by-law.
3. Section 35 of By-law No. 37-2006 is hereby amended by adding the following:

A3-288 (see Schedule 53F)

Notwithstanding Section 10, Restricted Rural Zone, those lands zoned A3-288 shall be used in accordance with Section 10, excepting however that the following accessory uses may be permitted in conjunction with a greenhouse operation:

- office;
- employee room;
- storage;
- laboratory; and
- shipping/receiving.

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 and upon Official Plan Amendment No. 26 to the Town of Durham Official Plan coming into force and effect.

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.

Mayor

CAO

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. 54 - 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 13th 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 23rd day of September, 2010.

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

The Zoning By-law Amendment applies to those lands described Part of Park Lot 1, North of Chester Street and Part of Park Lot 1, North of George Street, Plan 500, Parts 2, 3, 4, 5, Plan 16R-8810, and Parts 3, 4, 5 & 6, Plan 16R-9921, in the Geographic Town of Durham, Municipality of West Grey.

The purpose of the Zoning By-law Amendment is to change the zoning of the property from the Future Development (FD) zone to the Restricted Rural Special (A3-288). The amendment would have the effect of allowing a greenhouse operation on the subject lands, with such operation including an office, laboratory, employee room, storage, and shipping/receiving. Greenhouses would also be constructed on the lands to the immediate west, which are not subject to any amendments.

The subject lands are also the subject of an Official Plan Amendment which is intended to change the land use designation of the property from 'Residential Area 2' to 'Agricultural Special Policy B.6.3.2'.

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