

**THE CORPORATION OF THE MUNICIPALITY OF WEST GREY**

**BY-LAW NUMBER 76 - 2008**

**BEING** a By-law to amend Zoning By-law No. 37-2006, of 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 the lands described as Part Lot 4, Concession 12, Municipality of West Grey (former Township of Glenelg) and shown more particularly on Schedule "48B" attached hereto.
- 2. Schedule "48" to By-law No. 37-2006 is hereby amended by changing the zone symbol from the Restricted Rural (A3) Exception Zone to the Open Space (OS-263) Exception Zone, as shown on Schedule "48B" affixed hereto.
- 3. Section 35 to By-law No.37-2006, as amended, is hereby further amended by adding the following subsection:

**OS-263 (see Schedule 48B)**

Notwithstanding Section 29.1, those lands zoned OS-263 shall be used in accordance with the following:

- Permitted Use: golf course
- Maximum height for a clubhouse facility: 2 storeys
- Maximum floor area for a clubhouse facility: 125 square metres
- Maximum seating capacity for a restaurant: 80 persons

For the purposes of this By-law, a "clubhouse" shall mean a building containing any of the following uses: a restaurant/snack bar; an office accessory to the golf course; a retail use (pro shop) accessory to the golf course; and, storage space accessory to the golf course.

- 4. This By-law shall come into force and take effect upon being passed by Council subject to any approval necessary pursuant to the Planning Act, R.S.O. 1990, as amended.

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Read a first and second time this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

Read a third time and finally passed this 17<sup>th</sup> day of November, 2008.

\_\_\_\_\_  
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 Number 76-2008 on the 17<sup>th</sup> day of November, 2008 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 9<sup>th</sup> day of December, 2008 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, S.O. 1994.

**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.

**IF** a person, corporation or public body did not make oral submissions at the public meeting or make a written submission to the Municipality of West Grey before the bylaw was passed, the person, corporation or public body is not entitled to appeal the decision of the Municipality of West Grey Council to the Ontario Municipal Board nor can that person, corporation or public 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 is provided below. The complete By-law is available for inspection in my office during regular business hours.

**DATED AT THE MUNICIPALITY OF WEST GREY THIS 19<sup>th</sup> DAY OF NOVEMBER, 2008.**

Mark Turner, Deputy Clerk  
Municipality of West Grey  
402813 Grey Rd. 4, RR 2,  
DURHAM, ON N0G 1R0  
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**EXPLANATORY NOTE**

The purpose of this By-law is to correct an error that occurred during the preparation and approval of the Municipality of West Grey's new Comprehensive Zoning By-law (By-law No. 37-2006).

A parcel of land described as Part Lot 4, Concession 12, former Township of Glenelg, Municipality of West Grey contains a golf course. Prior to the current Comprehensive Zoning By-law No. 37-2006 coming into effect, the lands were zoned to permit a golf course. That zoning, however, was not carried forward into By-law No. 37-2006. The proposed Zoning By-law Amendment would correct this oversight by placing this property in the Open Space (OS-263) Zone. Other provisions that were included in the previous zoning pertaining to a clubhouse will also be included in the proposed Open Space (OS-263) Exception zone.

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