The Corporation of the
Township of Selwyn

By-law Number 2019-037

Being a By-law passed pursuant to the provisions of
Section 34 of The Planning Act, R.S.O. 1990, as amended to amend
the Township of Selwyn Comprehensive
Zoning By-law No. 2009-021, as otherwise amended.

Whereas the Council of the Corporation of the Township of Selwyn has received an application to amend By-Law No. 2009-021, otherwise known as the Comprehensive Zoning By-Law, insofar as is necessary to re-zone those lands described as being Part of Lot 24, Concession 17 in the Smith Ward, municipally known as 1772 Gordon Fitzgerald Lane.

The proposed zoning by-law amendment is intended to rezone the subject lands from Lakeshore Residential (LR) to Lakeshore Residential Exception 572 (LR-572) Zone, in order to permit a “garden suite” as a temporary use on the property. The temporary use by-law would have a duration of twenty (20) years from the date of passing of the by-law. Upon the expiration of the twenty year period, Council may by by-law grant further periods of not more than three (3) years each during which the temporary use may continue to be authorized. At such time as the garden suite is no longer required or the temporary use by-law expires and is not extended, the garden suite is then to be removed from the property.

Now therefore the Council of the Corporation of the Township of Smith-Ennismore-Lakefield enacts as follows:

1. That Schedule ‘A’ - Map 4 attached to and forming part of By-law No. 2009-021, as otherwise amended, is hereby further amended by changing the zone category of certain lands situated in Part of Lot 24, Concession 17 of the Smith Ward in the Township of Selwyn from “Lakeshore Residential (LR) Zone” to “Lakeshore Residential Exception 572 (LR-572) Zone”, as illustrated on Schedule ‘A’ attached hereto and by this reference forming part of this By-law.

2. That Schedule ‘B’, entitled Exceptions Zones, of By-law No. 2009-021, as amended, is hereby further amended by the addition of a the following exception number, namely 572, which shall read as follows:

“572 Lakeshore Residential Exception 572 (LR-572)
Part of Lot 24, Concession 17 (Smith)
(15.16.020.006.26000)

Notwithstanding any other provisions of this By-law to the contrary, within the Lakeshore Residential Exception 572 (LR-572) Zone, the following shall apply:

a) Permitted Uses

i) in addition to the uses permitted in Section 4.13.1, a garden suite shall be permitted

b) Regulations

ii) a garden suite shall be permitted to be located in the front yard

c) In all other respects, the provisions of Sections 3.12 and 4.12 of this shall apply and be complied with”.

2. c) Attachment 1
3. **That** notwithstanding Section 1 and/or Section 2 of this by-law, this by-law shall expire twenty (20) years from the passage thereof, unless the Council of the Corporation of the Township of Selwyn has provided an extension by amendment to this by-law prior to its expiry.

4. **That** subject to notice of the passing of this by-law in accordance with the provisions of Section 34(18) of the Planning Act, this By-law shall come into force and effect on the date of passing by the Council of the Corporation of the Township of Selwyn where no notice of appeal or objection is received pursuant to the provisions of Section 34(21) of *The Planning Act*, R.S.O.1990, as amended.

Read a first, second, and third time and finally passed this 9th day of April, 2019.

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Andy Mitchell, Mayor

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Angela Chittick, Clerk

Corporate Seal
The Corporation of the Township of Selwyn

Schedule ‘A’ to By-law No. 2019-037

This is Schedule ‘A’ to By-law No. 2019-037 passed this 9th day of April, 2019.

Andy Mitchell, Mayor

Angela Chittick, Clerk

Corporate Seal