The Corporation of the Township of Selwyn

By-law Number 2019-039

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 5, Concession 10 in the Ennismore Ward, municipally known as 1735 Morris Avenue.

The proposed Zoning By-Law Amendment related to the subject lands will change the zoning to “Rural Exception 573 (RU-573) Zone”. The Zoning By-law Amendment is a condition of consent to sever application B-30-18, which was imposed by the Township. Figure 1 illustrates the proposed severance of a 21 acre parcel from the farm situated at 1735 Morris Road. The severed parcel will then be merged with the adjacent property municipally known as 1707 Templetiny Crescent. The zoning by-law amendment is related to the retained parcel and will recognize a minimum lot area of 8.5 hectares.

Whereas the Ontario Municipal Act, 2001, S.O. 2001, c.25, Section 5.3, as amended, states that a municipal power shall be exercised by By-law unless the municipality is specifically authorized to do otherwise;

Now therefore the Council of the Corporation of the Township of Selwyn enacts as follows:

1. That Schedule “A” – Map 1 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 described as being Part of Lot 5, Concession 10 of the Ennismore Ward from “Rural (RU) Zone” to “Rural Exception 573 (RU-573) 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 with the addition of new subsection, namely 573 which shall read as follows:

   “573 Rural Exception 573 (RU-573) Zone

   Notwithstanding the provisions of the Rural (RU) Zone to the contrary within the RU-573 zone the minimum lot area shall be 8.5 hectares.”

3. 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.

4. That the Mayor and Clerk are hereby instructed and authorized to do all such acts and execute and affix the Corporate seal of the Corporation of the Township of Selwyn to all documents and papers as may be necessary to give effect to the intent and purpose of this By-law and related Consent Application File No. B-30-18.
Read a first, second, and third time and finally passed this 9th day of April, 2019.

_____________________
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. 2019-039

Lands to be rezoned from Rural (RU) Zone to Rural Exception 573 (RU-573) Zone

Certificate of Authentication
This is Schedule ‘A’ to By-law No. 2019-039 passed this 9th day of April, 2019.

Andy Mitchell, Mayor

Angela Chittick, Clerk

Corporate Seal