

By-Law Number 2019-XX

A By-Law to exempt certain lands on Registered Plan 13M-112 from the provisions of Section 50 (5) of the *Planning Act*, R.S.O. 1990, Chapter P.13, and amendments thereto (Blocks 95, 97, 98 and 99, Registered Plan 13M-112)

Passed: February 19, 2019

Whereas Section 50 (5) of the *Planning Act*, R.S.O. 1990, as amended, provides that no owner may convey a part of any lot or block which is within a Registered Plan of Subdivision without the consent of the Committee of Adjustment or Land Division Committee, as the case may be, unless the land is being acquired or disposed of by the Federal or Provincial Government or by any Municipality or that is being acquired for the construction of a transmission line; and

Whereas Section 50 (7) of the *Planning Act*, R.S.O. 1990, as amended, provides that the Council of the Municipality may, by By-Law, provide that Section 50 (5) of the *Planning Act* does not apply to the land that is within a registered plan or plans of Subdivision or parts thereof; and

Whereas Tamarack (Cataraqui West 2) Corporation has requested an exemption from Part Lot Control for Blocks 95, 97, 98 and 99 of Registered Plan 13M-112, such exemption being for the purpose of permitting 4 separate townhouse lots on Block 95, 4 separate townhouse lots on Block 97, 4 separate townhouse lots on Block 98, and 5 separate townhouse lots on Block 99 with associated rights of ways to provide access to the rear yards of each proposed lot;

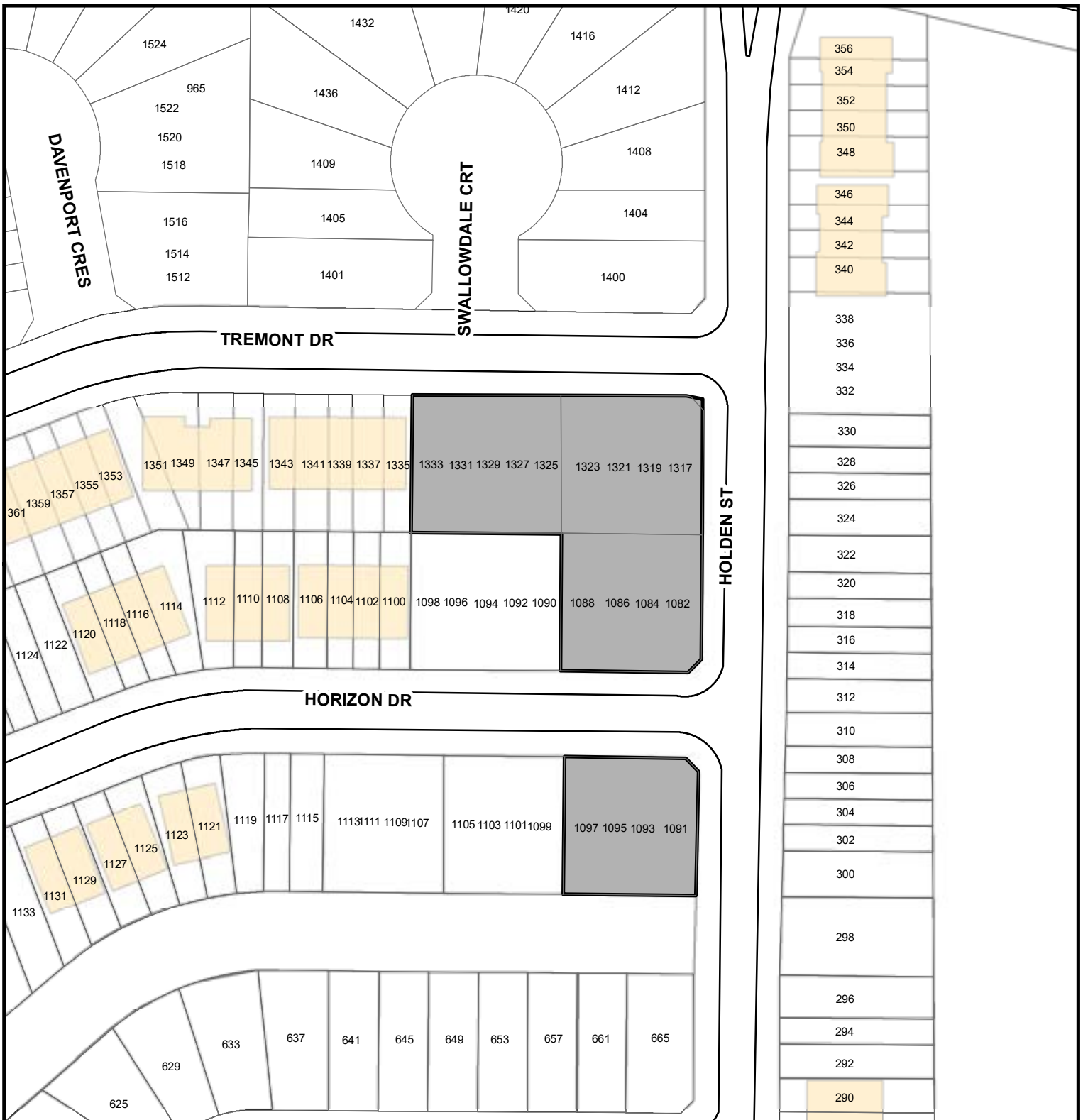
Therefore be it resolved that the Council of The Corporation of the City of Kingston hereby enacts as follows:

1. Subsection (5) of Section 50 of the *Planning Act*, R.S.O. 1990 as amended does not apply to Blocks 95, 97, 98 and 99 of Registered Plan 13M-112;
2. Schedule "A" is hereby declared to form part of this By-Law; and
3. This By-Law shall come into force and take effect on the date of its passing.
4. This By-Law shall expire on February 19, 2024.

Given all Three Readings and Passed: February 19, 2019

John Bolognone
City Clerk

Bryan Paterson
Mayor



Planning, Building & Licensing Services

a department of
Community Services

SCHEDULE 'A' TO BY-LAW NUMBER

File Number: D27-006-2018
Address: 1317 - 1333 Tremont Drive and
1082 - 1088 Horizon Drive and 1091 -1097 Horizon Drive

LEGEND

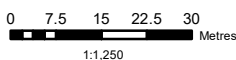
Reference By-Law 76-26

 Lands Subject to Part Lot Lift

Certificate of Authentication

This is Schedule 'A' to By-Law Number _____,
passed this _____ day of _____ 2019.

PREPARED BY: J. Partridge
DATE: 2019-02-08



Mayor

Clerk