

Planning Committee

Report Number 16-2019

October 18, 2019

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows from the Planning Committee Meeting held on October 17, 2019:

a) Approval of an Application for Zoning By-Law Amendment – 2722 Highway 38

That the application for a zoning by-law amendment (File Number D14-013-2019) submitted by Stephen Haynes, on behalf of Stephen Haynes and Yvette Haynes, for the property municipally known as 2722 Highway 38, be approved; and

That By-Law Number 76-26, entitled "Township of Kingston Restricted Area By-Law", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 76-26) to Report Number PC-19-059; and

That Council determines that in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passage of the by-law; and

That the amending by-law be presented to Council for all three readings.

(See By-Law Number (1), 2019-162 attached to the agenda as schedule pages 29-31)

By-Law Number 2019-XX

A By-Law to Amend By-Law Number 76-26, “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston” (Zone Modification of the R1-30 Zone and Zone Change from R1-30, 2722 Highway 38)

Passed: [Meeting Date]

Whereas by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the *Planning Act* continue as the by-laws covering the area of the former municipality now forming part of the new City; and

Whereas the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law Number 76-26, as amended, of the former Township of Kingston;

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

1. By-Law Number 76-26 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston”, as amended, is hereby further amended as follows:
 - 1.1. By deleting subsection 12(3)(ad) and replacing it with the following:

“(ad) **R1-30 (2722 and 2724 Highway 38)**

Notwithstanding the provisions of Sections 5 and 12 hereof to the contrary, on the lands designated ‘R1-30’ on Schedule “A” hereto, the following regulation shall apply:

 - (i) Lot Frontage (minimum): 34 metres
 - 1.2. By adding a new subsection 12(3)(bu) as follows:

(bu) **R1-77 (2730 Highway 38)**

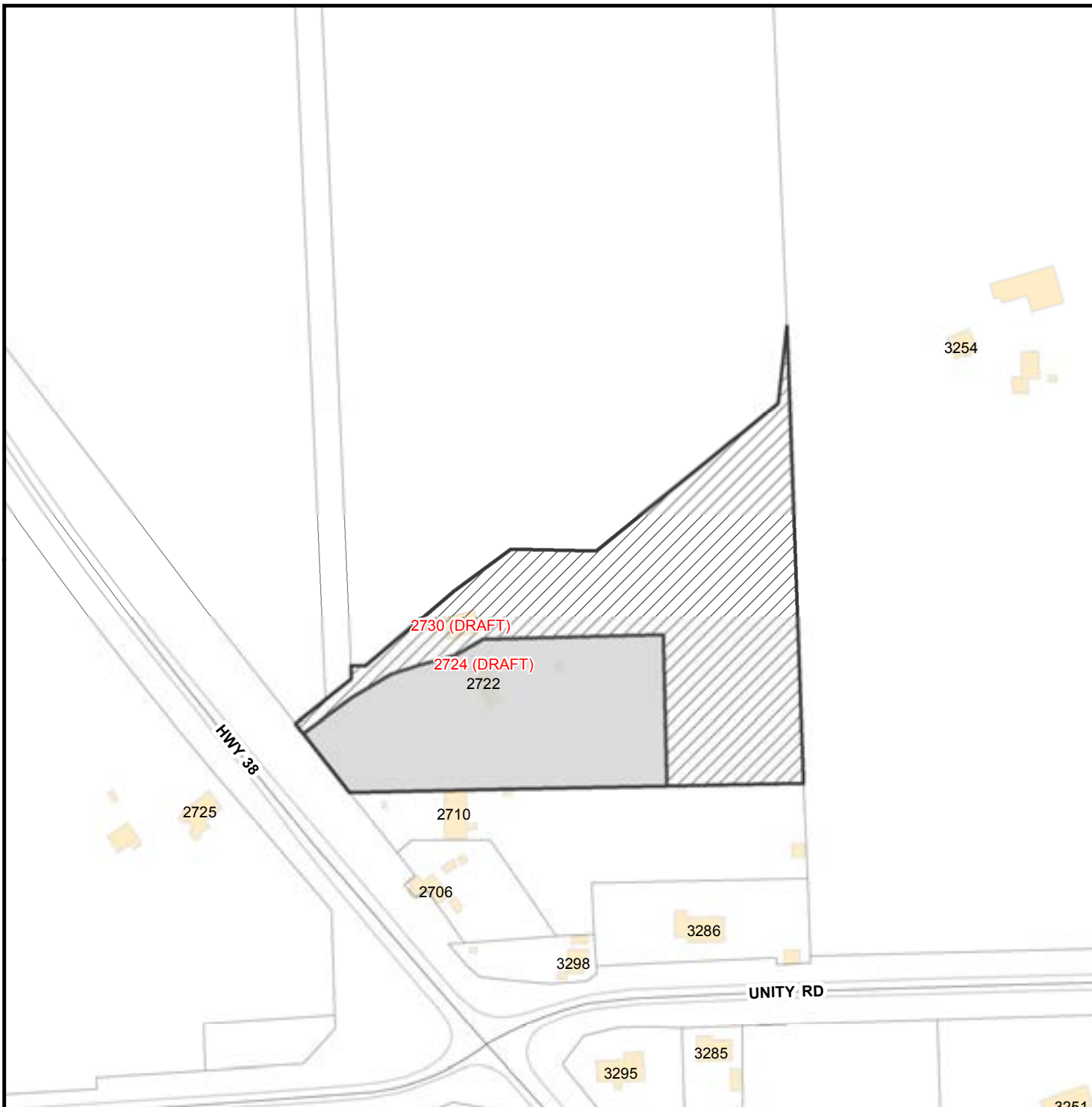
Notwithstanding the provisions of Sections 5 and 12 hereof to the contrary, on the lands designated ‘R1-77’ on Schedule “A” hereto, the following regulation shall apply:

- (i) Lot Frontage (minimum): 5.4 metres”
- 2. That this by-law shall come into force in accordance with the provisions of the *Planning Act*.

Given all Three Readings and Passed: [Meeting Date]

John Bolognone
City Clerk

Bryan Paterson
Mayor



Planning, Building & Licensing Services



a department of
Community Services

**SCHEDULE 'A'
TO BY-LAW NUMBER**

File Number: D14-013-2019
Location: 2722 HWY 38

Legend

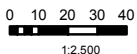
Reference By-Law 76-26, Map 1

-  Rezoned from R1-30 to R1-30
-  Rezoned from R1-30 to R1-77

Certificate of Authentication

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

Prepared By: akeeping
Date: 9/27/2019



Metres



Mayor

Clerk