By-Law Number 2021-XX

A By-Law to Exempt Certain Lands on Registered Plan 13M-103 from the Provisions of Subsection 50(5) of the *Planning Act*, R.S.O. 1990, Chapter P.13, as amended (Block 24, Registered Plan 13M-103, Municipally Known as 332, 334, 336, and 338 Holden Street)

Passed: [Meeting Date]

Whereas Subsection 50(5) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended (the "Act"), provides that no person may convey a part of any lot or block which is within a registered plan of subdivision; and

Whereas pursuant to Subsection 50(7) of the Act, the council of a local municipality may, by by-law, provide that Subsection 50(5) of the Act does not apply to land within such registered plan or plans of subdivision or parts thereof; and

Whereas TAMARACK has requested an exemption from the provisions of Subsection 50(5) of the Act with respect to Block 24 on Registered Plan 13M-103, known municipally as 332, 334, 336, and 338 Holden Street, in order to create four conveyable lots along with associated easements for rear yard access;

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

1. Subsection 50(5) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, does not apply to Block 24 on Registered Plan 13M-103, for the purpose of creating four conveyable lots along with associated easements for rear yard access, as shown in Schedule "A" to this By-Law;

2. This By-Law shall come into force and take effect on the date of its passing; and

3. Pursuant to Subsection 50(7.3) of the Act, this By-Law shall expire on March 23, 2023.

Given all Three Readings and Passed: [Meeting date]

John Bolognone
City Clerk

Bryan Paterson
Mayor

Planning Services

Schedule 'A' to By-Law Number

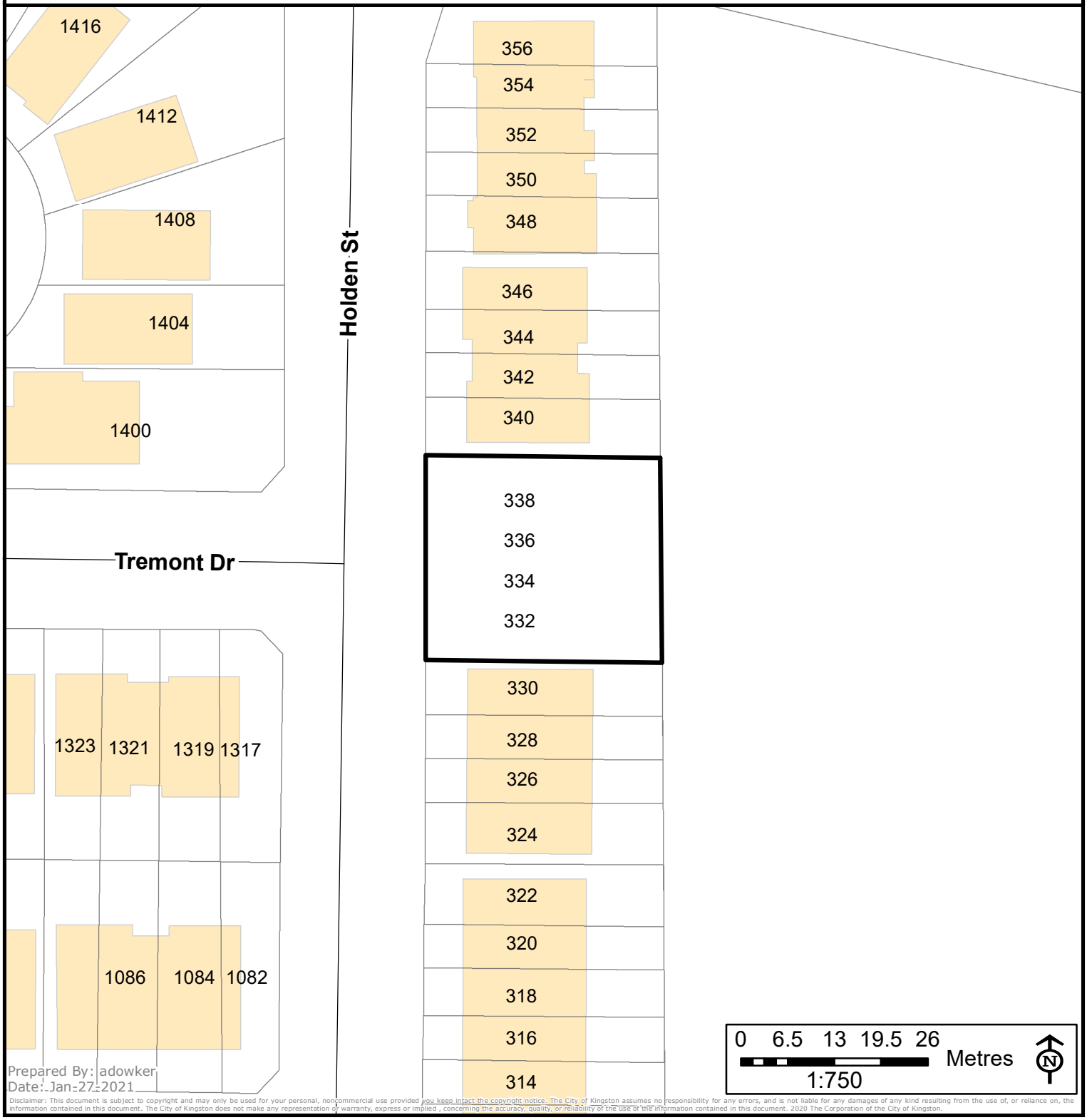
Address: 332, 334, 336, 338 Holden Street
File Number: D27-001-2021

Reference By-Law 76-26, Map 3
Lands Subject to Part Lot Lift

Certificate of Authentication
This is Schedule 'A' to By-Law Number ____, passed this ____day of _____ 2021.

_____ Mayor

_____ Clerk



Prepared By: adowker
Date: Jan-27-2021

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