

By-Law Number 2021-XX

A By-Law to Exempt Certain Lands on Registered Plans 13M-80 and 13M-132 from the Provisions of Subsection 50(5) of the *Planning Act*, R.S.O. 1990, Chapter P.13, as amended (Block 140, Registered Plan 13M-80 and Block 58, Registered Plan 13M-132, Municipally Known as 2698 and 2702 Delmar 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 976653 Ontario Inc. and Braebury Homes Corporation have requested an exemption from the provisions of Subsection 50(5) of the Act with respect to Block 140 on Registered Plan 13M-80 and Block 58 on Registered Plan 13M-132, municipally known as 2698 and 2702 Delmar Street, in order to create two conveyable single unit dwelling lots;

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 140 on Registered Plan 13M-80 and Block 58 on Registered Plan 13M-132, for the purpose of creating two conveyable single unit dwelling lots, 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: March 23, 2021

John Bolognone
City Clerk

Bryan Paterson
Mayor



Schedule 'A' to By-Law Number

Address: 2698 and 2702 Delmar Street
File Number: D27-008-2020

Reference By-Law 97-102, Map 1

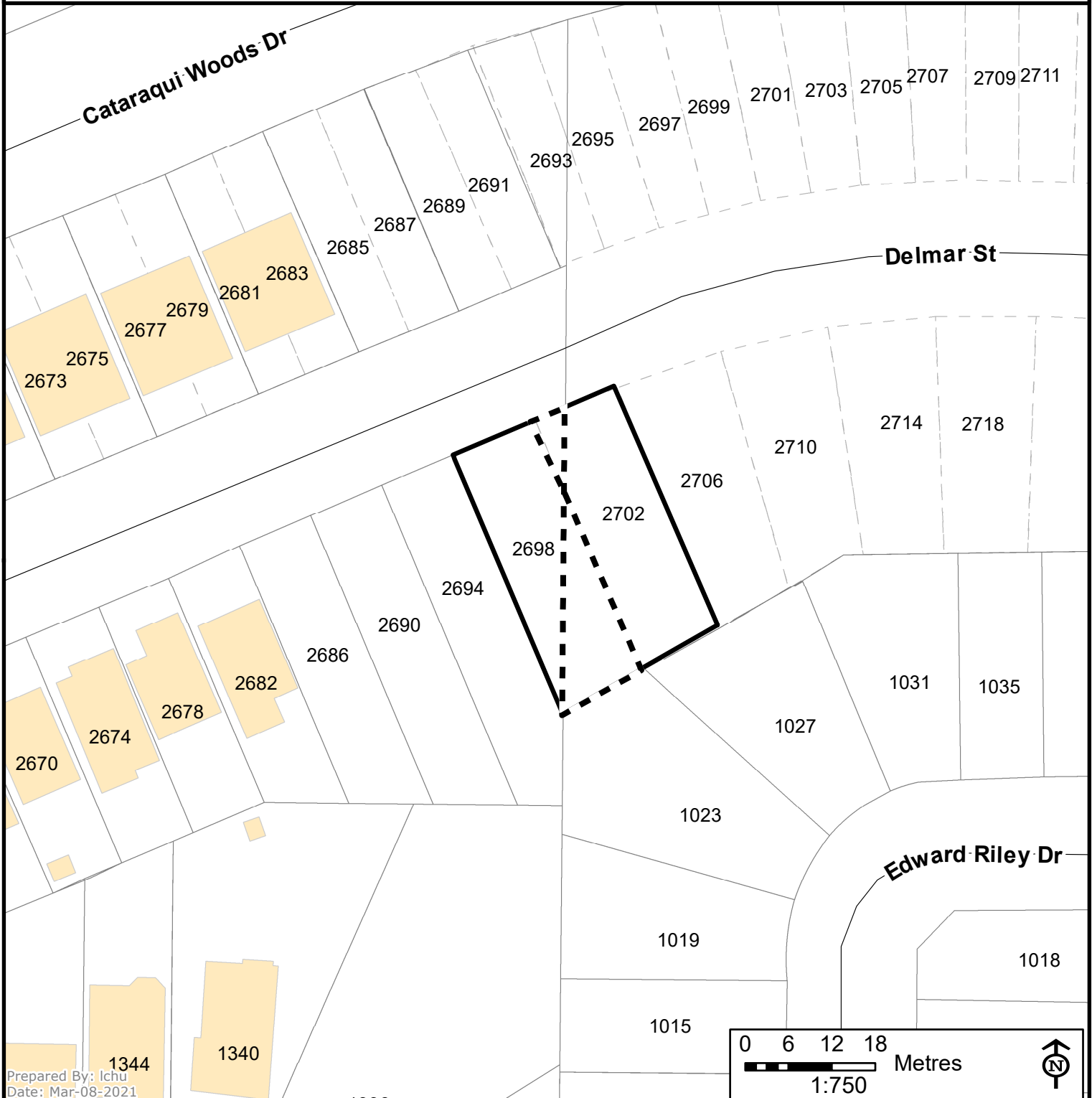
Lands Subject to Part Lot Lift

Certificate of Authentication

This is Schedule 'A' to By-Law Number _____, passed this _____ day of _____ 2021.

Mayor

Clerk



Prepared By: lchu
Date: Mar-08-2021

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