

The Corporation Of The Municipality Of Kincardine

No. 2023 - XX

**BEING A BY-LAW TO AMEND ZONING BY-LAW NO. 2003 - 25, BEING THE
COMPREHENSIVE ZONING BY-LAW FOR
THE MUNICIPALITY OF KINCARDINE**

Alex and Rebecca Austman

TP S PT LOT 21 N PT LOT 22; HURON TERRACE W/S, Municipality of
Kincardine (Town of Kincardine)

WHEREAS Section 34 of the Planning Act, R.S.O 1990 Chapter 13 authorizes the Councils of Municipalities to enact and amend zoning by-laws which comply with an approved official plan;

AND WHEREAS the Council of the Corporation of the Municipality of Kincardine has enacted By-law No. 2003 - 25, a zoning by-law enacted under Section 34 of the said Planning Act;

AND WHEREAS the Council of the Corporation of the Municipality of Kincardine desires to amend By-law No. 2003 - 25;

NOW THEREFORE the Council of the Corporation of the Municipality of Kincardine **ENACTS** as follows:

1. Schedule 'A' to By-law No. 2003 - 25 as amended, is hereby further amended by changing thereon from 'Residential One Special (R1-s)' Zone to 'Residential One Special with a holding (R1-cc-H1)' Zone and 'Residential One Special with a holding (R1-s-H1)' Zone, on those lands described as TP S PT LOT 21 N PT LOT 22; HURON TERRACE W/S Municipality of Kincardine (Kincardine Town) [554 Huron Terrace], as outlined on the attached Schedule 'A'.
2. By-law No. 2003-25 as amended, being the Comprehensive Zoning By-law for the Municipality of Kincardine, is hereby further amended by adding the following subsection to Section 12.3 thereof:

Special Zone: 'R1-cc-H1'

Notwithstanding their 'R1' zoning designation, those lands delineated as 'R1-cc-H1' on Schedule 'A' to this By-law may be used for 'Residential' purposes in compliance with the 'R1' zone provisions contained in this By-law, excepting however, that:

- (i) Prior to the issuance of a building permit from the municipality, a site plan describing the proposed development shall be submitted to the Saugeen Valley Conservation Authority for review and approval. The Saugeen Valley Conservation Authority may require the owner to

provide technical information and/or report(s) prepared by qualified professionals to assist in the review of a proposal.

- (ii) The side yard setbacks shall be no less than 1.2m

- 3. This By-law takes effect from the date of passage by Council and comes into force and effect pursuant to the provisions of the Planning Act, R.S.O. 1990.

- 4. This By-law may be cited as the "Amendment to Comprehensive Zoning By-law 2003-25, TP S PT LOT 21 N PT LOT 22; HURON TERRACE W/S [Austman] By-law".

READ a FIRST and SECOND TIME this 13 day of December, 2023.

READ a THIRD TIME and FINALLY PASSED this 13 day of December, 2023.

Mayor

Clerk