

## THE CORPORATION OF HALDIMAND COUNTY

By-law Number /19

**Being a by-law to amend the Zoning By-law 1-DU 80, as amended, of the Town of Dunnville in the name of John and Sietske Kelly.**

**WHEREAS** Haldimand County is empowered to enact this by-law, by virtue of the provisions of Section 34 of the *Planning Act*, R.S.O. 1990, C. P13, as amended;

**WHEREAS** this by-law conforms to the Haldimand County Official Plan;

**NOW THEREFORE, the Council of The Corporation of Haldimand County enacts as follows:**

1. **THAT** this by-law shall apply to the lands described as MLT Range 2 GR Part Lots 22, 23, 24 RP 18R5309 Part 7 Reg, and being shown as the Subject Lands on Maps "A" and "B" attached hereto to form a part of this by-law.
2. **THAT** Schedule "A2" to Town of Dunnville Zoning By-law 1-DU 80, as amended, is hereby further amended by identifying the Subject Lands which are shown as 'Subject Lands' on Map "A", and Parts 1 and 2 on Map "B" attached hereto and forming part of this by-law, as having reference to Subsection 37.576
3. **THAT** the following subsection shall be added to Section 37 (Special Provisions for Particular Parcels of Land) of said By-law 1-DU 80:

"37.576

That on the lands delineated as having reference to this subsection, the following provisions shall apply:

Part 1:

- a) Notwithstanding the provisions of Section 30.1 – Permitted Uses in the "Agricultural (A)" zone, a one family dwelling house and home occupation shall not be permitted.

Part 2:

- b) Notwithstanding the provisions of Section 6.8 (e) 'Accessory Uses to Residential Uses' of the 'Agricultural (A)' zone the maximum accessory structure floor area shall be 333 square metres.

4. **AND THAT** This By-law shall take force and effect on the day of passing.

READ a first and second time this 4<sup>th</sup> day of March, 2019.

READ a third time and finally passed this 4<sup>th</sup> day of March, 2019.

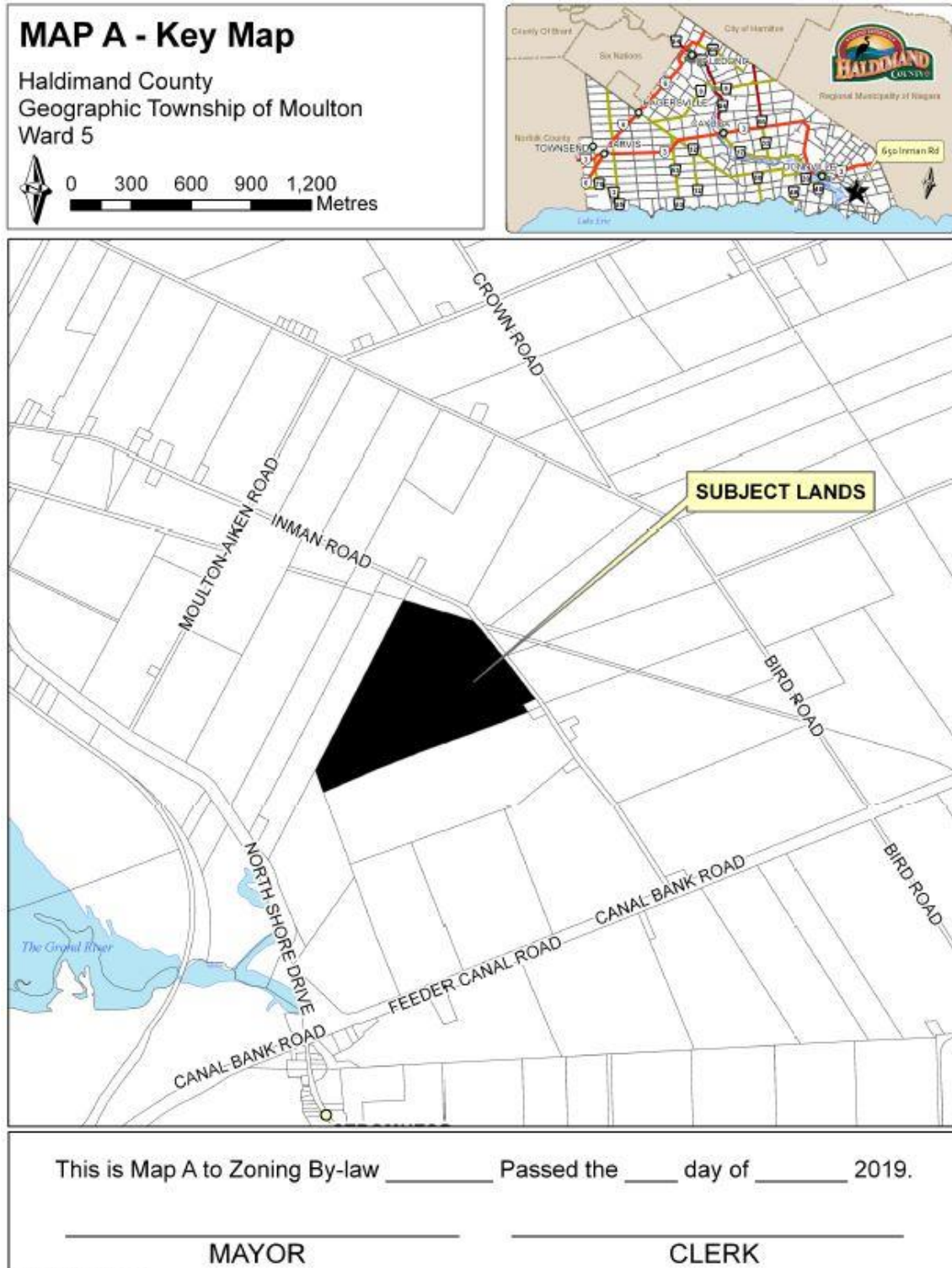
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MAYOR

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CLERK

**Schedule "A"**



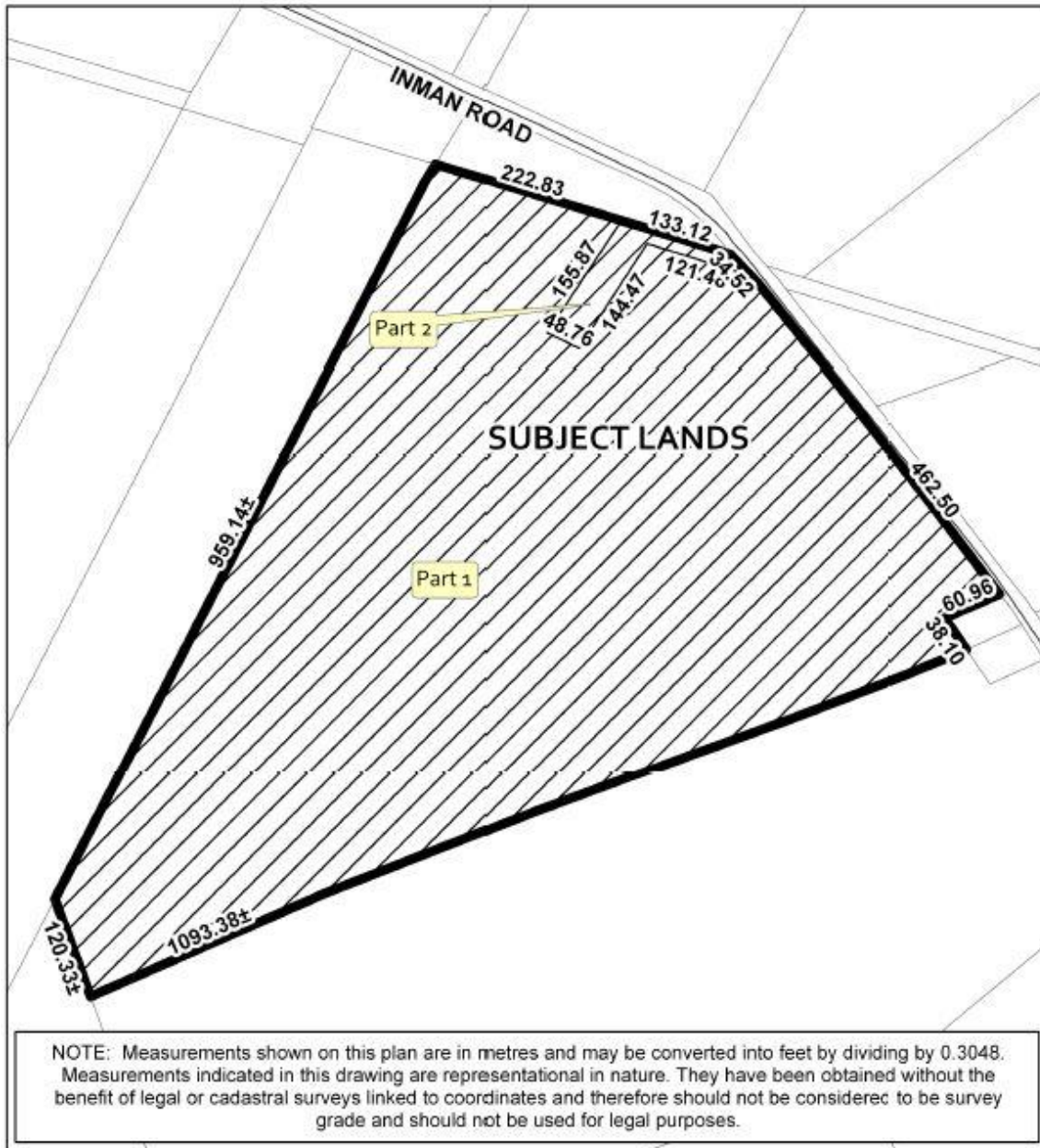
Ref. PLZ-HA-2018-191

# **MAP B - Detail Map**

Haldimand County  
Geographic Township of Moulton, Ward 5

SCALE: 1:6,415

0 50 100 150 200 Metres



This is Map B to Zoning By-law \_\_\_\_\_ Passed the \_\_\_\_ day of \_\_\_\_\_ 2019.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CLERK

Ref: PLZ-HA-2018-191

**PURPOSE AND EFFECT OF BY-LAW /19**

The subject lands are legally described as: MLT Range 2 GR Part Lots 22, 23, 24 RP 18R5309 Part 7 Reg; and known municipally as 650 Inman Road.

The purpose of this by-law is to fulfill a condition of consent for severance application PLB-2018-066 by prohibiting future residential development and home occupations on the subject lands. Also, the proposed severed lands will have a deficiency with regards to accessory structure floor area. The permitted floor area for accessory structures in The Town of Dunnville Zoning By-law 1-DU 80 is 200 square metres, and the resulting lot will have a floor area measuring 333 square metres.

In the Haldimand County Official Plan, the subject lands are designated as 'Agriculture' and there are no policy conflicts or issues as no new development is proposed.

The lands are zoned 'Agricultural (A)' in the Town of Dunnville Zoning By-law 1-DU 80 which permits uses including farm, animal kennel, farm produce grading station, storage of school buses, seasonal storage of recreational vehicles and equipment as a secondary use to a permitted farm, commercial radio, television and telecommunication towers, but excluding any office or studio associated there with, structures accessory to a mine ventilation or emergency access shaft, one airstrip and one hangar, motor homes and bunk houses for seasonal workers provided they are located on the farm on which the seasonal workers are employed, one family dwelling house, farm stand, on-farm market, farm-related processing, experiential activities and home occupation.

All of the above uses will remain permitted as-of-right except for a one family dwelling (and home occupation) which shall be prohibited on the subject lands.

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|----------------|-------------------------|
| Report Number: | PDD-07-2019             |
| File Number:   | PLZ-HA-2018-191         |
| Related File:  | PLB-2018-066            |
| Name:          | John and Sietske Kelly  |
| Roll #:        | 2810-023-006-03100-0000 |