

**THE CORPORATION OF HALDIMAND COUNTY**

By-law Number /19

**Being a by-law to authorize a temporary use of certain lands, buildings and structures for a use prohibited by Zoning By-law NE-1-2000, as amended, in the name of Angela Brown**

**WHEREAS** Haldimand County is empowered to enact this by-law, by virtue of the provisions of Sections 34 and 39 of the *Planning Act*, R.S.O. 1990, C.P.13, as amended;

**AND 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 Geographic Township of Walpole, Concession 1, Part Lot 18 and identified as the 'Subject Lands' on Maps 'A' and 'B' attached hereto to form part of this by-law.
- 2. **THAT** in addition to the uses permitted in Subjection 10.1 of the 'Agriculture (A)' Zone of By-law NE-1-2000, as amended, a mobile food truck may also be permitted on the lands described in clause 1 of this by-law for a temporary time period commencing on June 3<sup>rd</sup> 2019 and expiring on June 3<sup>rd</sup> 2022.
- 3. **THAT** for the purpose of this by-law a 'mobile food truck' shall be defined as follows"  
  
"A vehicle or other itinerant food preparation premise from which food prepared therein is offered for sale and immediate consumption to the public."
- 4. **AND THAT** this by-law shall take force and effect on the date of passing.

READ a first and second time this 3<sup>rd</sup> day of June, 2019.

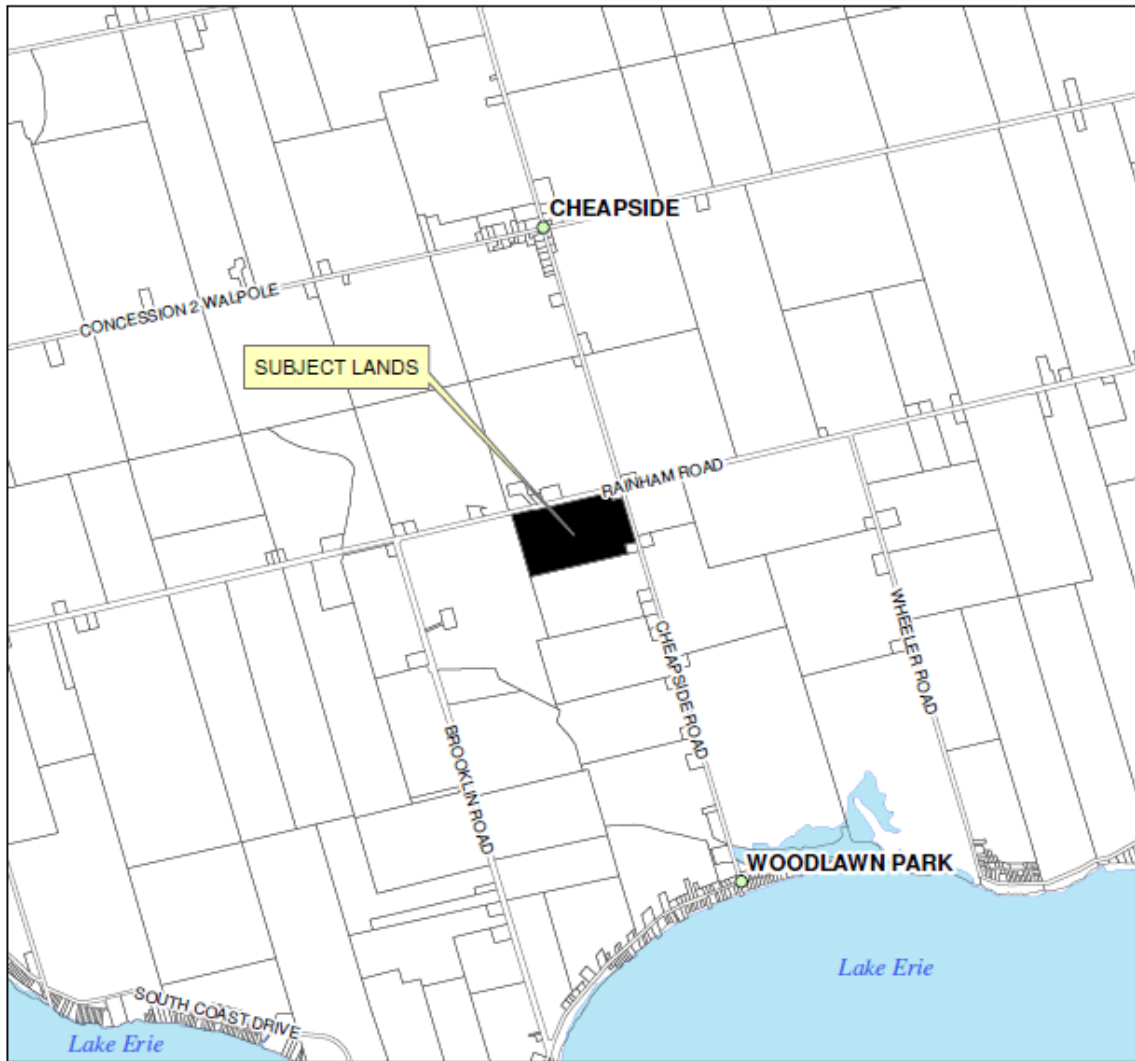
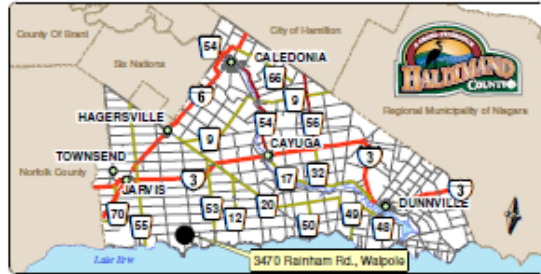
READ a third time and finally passed this 3<sup>rd</sup> day of June, 2019.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
DEPUTY CLERK

Schedule "A"

**MAP A - Key Map**  
 Haldimand County  
 Geographic Township of Walpole



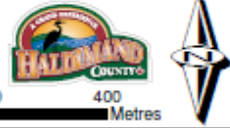
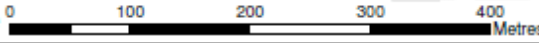
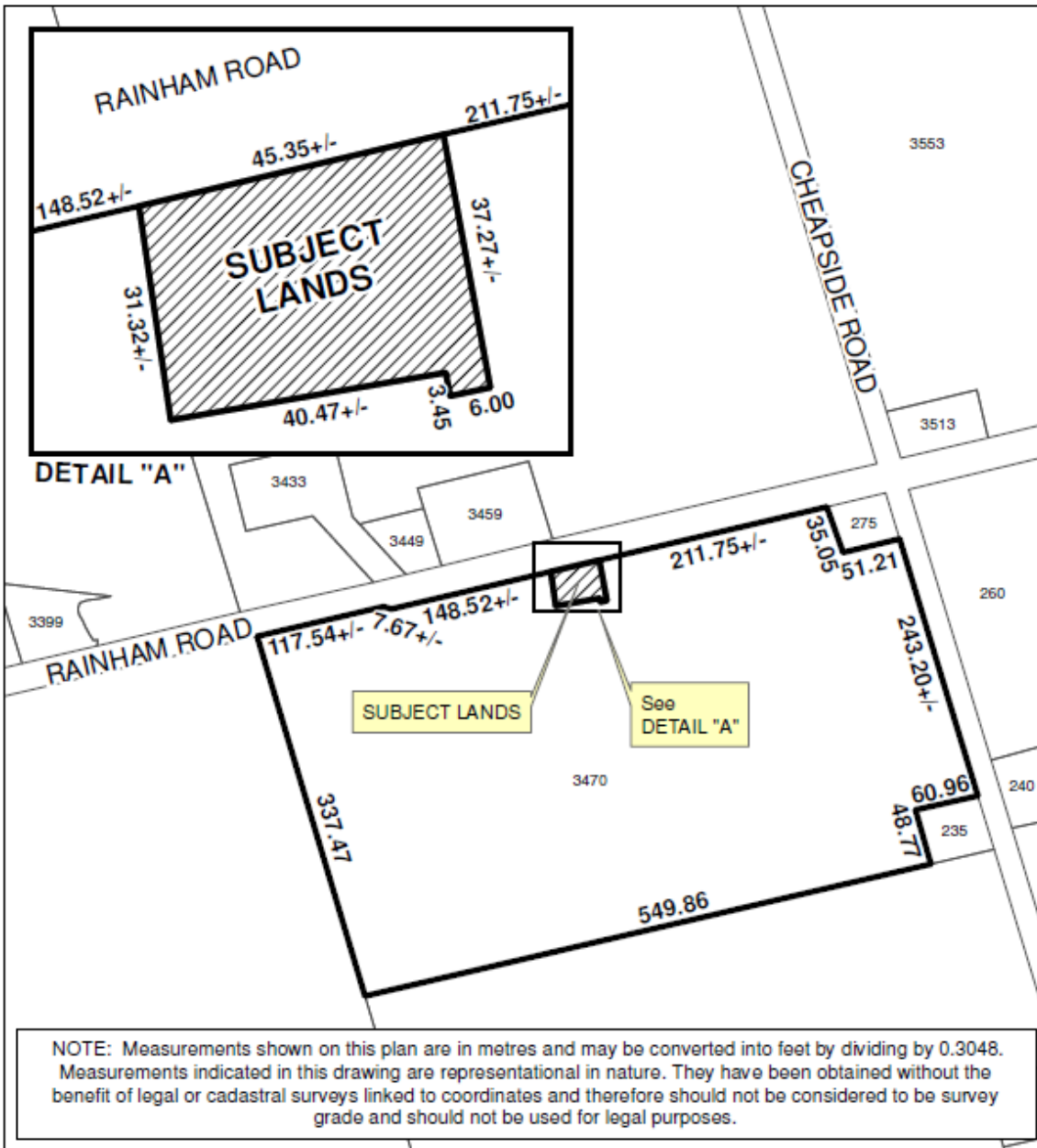
This is Map A to Zoning By-law \_\_\_\_\_ Passed the \_\_\_\_ day of \_\_\_\_\_ 2019.

\_\_\_\_\_ MAYOR \_\_\_\_\_ CLERK

Ref: PLZ-HA-2019-045

**MAP B - Detail Map**  
 Haldimand County  
 Geographic Township of Walpole

SCALE: 1:5,000

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

\_\_\_\_\_ MAYOR \_\_\_\_\_ CLERK

Ref: PLZ-HA-2019-045

**PURPOSE AND EFFECT OF BY-LAW NO. /19**

This by-law affects lands located on the south side of Rainham Road, south of the hamlet of Cheapside and legally described as Geographic Township of Walpole, Concession 1, Part Lot 18, now in Haldimand County. The subject lands are known municipally as 3470 Rainham Road.

The purpose of this temporary use by-law extension is to amend the zoning on a portion of the subject lands to permit the establishment of a mobile food truck on the subject lands on a temporarily basis for an additional three (3) years. A mobile food truck is not a permitted use within the 'Agriculture (A)' Zone of the City of Nanticoke Zoning By-law NE-1-2000. This by-law has been enacted to permit this proposed use.

This by-law provides for such uses for a temporary period commencing June 3<sup>rd</sup>, 2019 and expiring on June 3<sup>rd</sup>, 2022.

According to the City of Nanticoke Zoning By-law NE-1-2000, the subject lands are zoned 'Agricultural (A).' The subject temporary use zoning by-law extension would add a temporary special provision to the existing zoning of the subject lands to permit the proposed use for an additional period of three (3) year.

According to the Haldimand County Official Plan, the subject lands are designated as 'Agriculture' with a small portion of 'Riverine Hazard Land'. The location of the food truck will be wholly within the 'Agriculture' designation and well removed from the natural water feature on site (Dry Creek).

Report No.: PDD-16-2019  
File No.: PLZ-HA-2019-045  
Related Report No.: PED-PD-20-2016  
Related File No.: PLZ-HA 2016-019  
Name: Angela Brown  
Roll No.: 2810-332-002-72100