BY-LAW NO. 2010-

A BY-LAW TO AMEND ZONING BY-LAW NO. 76-26, “A BY-LAW TO REGULATE THE USE OF LANDS AND THE CHARACTER, LOCATION AND USE OF BUILDINGS AND STRUCTURES IN THE TOWNSHIP OF KINGSTON” (Modify Site Specific Zoning – ‘M6-2’, Cataraqui Estates Business Park Phase 1)

PASSED: , 2010

WHEREAS by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998, to form The Corporation of the City of Kingston as the successor municipal corporation and pursuant to the Minister's Order, any by-laws of the former municipality passed under the Planning Act continue as the by-laws covering the area of the former municipality now forming part of the new City;

AND WHEREAS the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law No. 76-26, as amended, of the former Township of Kingston;

NOW THEREFORE the Council of The Corporation of the City of Kingston hereby ENACTS as follows:

1. By-Law No. 76-26 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston”, as amended, is hereby further amended as follows:

1.1. That Zone Map No. 3 of Zoning By-Law No. 76-26, as amended, is hereby further amended by changing the zone symbol of the subject site from ‘M6’ to ‘M6-2’ as shown on Schedule ‘A’ attached hereto and forming part of By-Law No. 2010-___.

2. This By-Law shall come into force and take effect on its passing, provided no Notice of Appeal is filed to this By-Law, all in accordance with the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13; and where one or more appeals have been filed within the time period specified, at the conclusion of which, the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13 apply and the By-Law shall be deemed to have come into force and take effect on the day it was passed.

GIVEN ALL THREE READINGS AND PASSED , 2010

CITY CLERK

MAYOR
BY-LAW NO. 2010-**

A BY-LAW TO AMEND BY-LAW NO. 76-26, "A BY-LAW TO REGULATE THE USE OF LANDS AND THE CHARACTER, LOCATION AND USE OF BUILDINGS AND STRUCTURES IN THE TOWNSHIP OF KINGSTON" (ZONE CHANGE FROM GENERAL AGRICULTURAL ‘A2’ ZONE TO A SITE SPECIFIC ‘A2-8’ AND ENVIRONMENTAL PROTECTION AREA ‘EPA’ ZONES, FOR 3029 A/B CREEKFORD ROAD)

PASSED:

WHEREAS by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the Planning Act continue as the by-laws covering the area of the former municipality now forming part of the new City;

AND WHEREAS the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law No. 76-26, as amended, of the former Township of Kingston;

NOW THEREFORE the Council of The Corporation of the City of Kingston hereby ENACTS as follows.

1. By-Law No. 76-26 of The Corporation of the City of Kingston, entitled “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston”, as amended, is hereby further amended as follows:

1.1. Map 3 of Schedule “A”, as amended, is hereby further amended by changing the zone symbol of the subject site from General Agricultural ‘A2’ Zone to Site Specific Restricted Agricultural ‘A2-8’ as shown on Schedule “A” attached to and forming part of By-Law No. 2010-**.

1.2 That the following be added as Section 10(3)(h) of the By-Law:

“(h) A2-8, 3029 A/B Creekford Road:
Notwithstanding any provisions of the By-Law to the contrary, the provisions of Section 10 on the lands designated ‘A2-8’ on Schedule ‘A’ hereto. The following regulations shall apply:
(i) Permitted Uses
   In addition to the provisions of Section 10(1), the permitted uses shall also include a semi-detached dwelling.
3029 A
(ii) Minimum Lot Area – 0.6 hectares
(iii) Minimum Frontage – 29 metres

And

3029 B
(iv) Minimum Lot Area – 1.4 hectares
(v) Minimum Frontage – 71 metres

2. This By-Law shall come into force and take effect on its passing, provided no Notice of Appeal is filed to this By-Law, all in accordance with the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13; and where one or more appeals have been filed within the time period specified, at the conclusion of which, the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13 apply and the By-Law shall be deemed to have come into force and take effect on the day it was passed.

GIVEN ALL THREE READINGS AND PASSED

CITY CLERK                                                   MAYOR
BY-LAW NO. 2010-xxx

A BY-LAW TO AMEND BY-LAW NO. 32-74, “RESTRICTED AREA (ZONING) BY-LAW OF THE CORPORATION OF THE TOWNSHIP OF PITTSBURGH” (Zone Change from “I” and “D” Zones to “R1-5” Zone, 585 Sibbit Avenue)

PASSED: xxxx, 2009

WHEREAS by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the Planning Act continue as the by-laws covering the area of the former municipality now forming part of the new City;

AND WHEREAS the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law No. 32-74, as amended, of the former Township of Pittsburgh;

NOW THEREFORE the Council of The Corporation of the City of Kingston hereby ENACTS as follows.

1. By-Law No. 32-74 of the former Township of Pittsburgh “Zoning By-Law”, as amended, is hereby further amended as follows:

1.1. Map 1 of Schedule “A”, as amended, is hereby further amended by changing the zone symbol of the subject site from Institutional (I) Zone and Development (D) Zone to Residential Type 1 Zone Special Requirement ‘R1-5-H” Zone, as shown on Schedule “A” attached to and forming part of By-Law No. 2010-_____.

2. This By-Law shall come into force and take effect on its passing, provided no Notice of Appeal is filed to this By-Law, all in accordance with the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13; and where one or more appeals have been filed within the time period specified, at the conclusion of which the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13 apply and the By-Law shall be deemed to have come into force and taken effect on the day it was passed.

GIVEN ALL THREE READINGS AND PASSED , ___________2010

CITY CLERK

MAYOR
BY-LAW NO. 2010-

A BY-LAW TO AMEND BY-LAW NO. 8499, “RESTRICTED AREA (ZONING) BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON” (Zone Change from M.224 to M.389, 652 Dalton Avenue)

PASSED: January, 2010

WHEREAS by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality continued as the by-laws covering the area of the former municipality now forming part of the new City;

AND WHEREAS the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law No. 8499, as amended, of the former City of Kingston;

NOW THEREFORE the Council of The Corporation of the City of Kingston hereby ENACTS as follows.

1. By-Law No. 8499 of The Corporation of the City of Kingston, entitled “Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston”, as amended, is hereby further amended as follows:

1.1. That Zone Map No. 1 of Zoning By-Law No. 8499, as amended, is hereby further amended by changing the zone symbol of the subject site from ‘M.224’ to ‘M.389’ as shown on Schedule ‘A’ attached hereto and forming part of By-Law No. 2010-__.

1.2. That the By-Law be amended by the addition of the following section to Part VIII – EXCEPTIONS TO VARIOUS ZONE CLASSIFICATIONS:

“389. Notwithstanding the provisions of Section 31A hereof to the contrary, on the approximately 0.96 hectare parcel of land known municipally as 652 Dalton Avenue, and zoned ‘M.389’ on Zoning Map No. 1 attached to and forming part of amending By-Law No. 2010-__, the following provisions shall also apply:

a) ADDITIONAL PERMITTED USES
   Restaurant
   Business or Professional Office
b) MINIMUM FRONT YARD: 8.5 metres
c) DISTANCE FROM WETLAND
   No development shall be within 30 metres of the boundary of the Little Cataraqui Creek wetland; an encroachment of up to 7 metres into the setback is permitted within 20 metres of the exterior side lot line, subject to the approval of the Cataraqui Region Conservation Authority.”
2. This By-Law shall come into force and take effect on its passing, provided no Notice of Appeal is filed to this By-Law, all in accordance with the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13; and where one or more appeals have been filed within the time period specified, at the conclusion of which, the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13 apply and the By-Law shall be deemed to have come into force and take effect on the day it was passed.

GIVEN ALL THREE READINGS AND PASSED January, 2010

CITY CLERK

MAYOR
The Corporation of the City of Kingston

Schedule 'A'
to By-law No.

<table>
<thead>
<tr>
<th>Legend:</th>
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<tbody>
<tr>
<td>Subject Lands</td>
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<tr>
<td>Rezoned from M.224 to M.389</td>
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</tbody>
</table>

Applicant: Clermont Venture Group
File No.: D14-162-2009
Address: 652 Dalton Ave.
Lot/Conc.: CON 3 LFPT20 TO 21PT B538
Roll No.: 101105014015500

Scale: NTS
Metric: This map is not to be used for precise scaling.

Certificate of Authentication
This is Schedule 'A' to By-law No._____________
passed this ______ day of _____________ 20___

Mayor ____________________________ Clerk ____________________________

Date: Sept. 2, 2009
Prepared by: M. Poddar KID14/2009MAP/D14-182-26/0529A