

MINUTES

PUBLIC COUNCIL MEETING

As per *The Planning Act*

**Held during the Regular Council Meeting
on Friday, October 25th, 2019**

Regarding: ZONING BY-LAW AMENDMENT - RZ-06-19 & RZ-07-19 (DYKE)

Council Members Present: Mayor Carol Ballantyne
Councillors: Cheryl Philip; Mike Rickward; Liz Stermsek and Paul Ziraldo

Staff Present: Brenda J. Fraser, CAO | Clerk | Treasurer
Keven Beaucage, Deputy Clerk - Deputy Treasurer
Linda Moyer, Planning Technician

7. Public Hearings (Pursuant to the *Planning Act*)

(a) Report and Resolution re: Amendment to Zoning By-law No. 2002-28, as amended - RZ-06-19 & RZ-07-19 (DYKE)

Mayor Ballantyne stated that this was a Public Meeting for a Zoning By-law amendment held by Council under Section 34 of the *Planning Act*. Mayor Ballantyne then declared the Public Meeting open at 1:48 p.m., to consider a proposed rezoning of lands located in Part of Lots 17 & 18, Concession 9, Parts 1 & 5, 42R-18843 and Parts 2 & 4, 42R-18843 in the Geographic Township of Proudfoot, now in the Town of Kearney from the Rural (RU) Zone to the Residential Waterfront Exception Forty-four (RWF-44) Zone.

The Mayor asked the Planning Technician to explain the purpose of the proposed rezoning.

The Planning Technician stated that the purpose of the proposed amendment is to establish a front yard setback of 20 m (65.6 ft) from the shoreline of Grass Lake for buildings; require that Parts 1 and 5 on Plan 42R-18843 be dealt with as one parcel of land for land use purposes; require that Parts 2 and 4 on Plan 42R-18843 be dealt with as one parcel of land for land use purposes; and require that the Sewage tile fields or any portion of the sewage system on the lands that discharges effluent into the environment shall be located not less than 300 metres from the shoreline of Grass Lake or as otherwise approved by the Province.

The requested amendment is in response to the increased setback proposed through the zoning by-law update. The additional provisions tying the parcels together and requiring a 300 m. setback for sewage disposal systems were previously included in an exception zone on the lands in the proposed zoning by-law update. The provisions were derived from the requirements of a consent agreement registered on title of the lands.

The Mayor asked if any written concerns been received.

The Planning Technician stated that no concerns have been received.

The Mayor asked if the applicant wished to make any comments.

The applicant did not comment.

The Mayor asked if anyone wished to speak in opposition of the proposed rezoning. There were no comments.

The Mayor asked if anyone wished to speak in favour of the proposed rezoning. There were no comments.

The Mayor asked if Council had any questions. Council had no questions.

Mayor Ballantyne asked if there were any further comments or questions from the public. There were no further comments or questions.

The Mayor asked if the Planning Technician had anything further to add. The Planning Technician Linda Moyer had nothing further to add.

Mayor Ballantyne asked if Council had any further questions. Councillor Stermsek commented that she misunderstood the last Resolution.

The Mayor then asked the public to come forward and sign the sign-in sheet with their name, address and phone number, if they wished to receive the notice of decision. Mayor Ballantyne advised of the public's rights to appeal the decision of Council, if approved, to the Local Planning Appeal Tribunal.

Mayor Ballantyne stated that this completed the Public Meeting process and declared the Public Meeting for this Zoning Amendment closed at 1:53 p.m.

**THE CORPORATION OF THE
TOWN OF KEARNEY**


Carol Ballantyne, Mayor


Brenda J. Fraser, Clerk