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STAFF REPORT: Planning & Building Services Department



REPORT TO: Council
MEETING DATE: June 23, 2014
REPORT NO.: PL.14.65
SUBJECT: Summit Shores, Block 5, Plan 16M-37, Part-Lot Control By-law (Planning File No. P1710)
PREPARED BY: Jim Dyment – Interim Director of Planning

A. Recommendations

THAT Council receive Staff Report PL.14.65 respecting Summit Shores Part-Lot Control By-law (Planning File No. P1710) and that Council enact a by-law replacing By-law 2014-5 so as to remove Block 5, Plan 16M-37 from Part-Lot Control for a temporary period of time.

B. Background

Council at its meeting of January 28, 2014 received Staff Report PL.14.03 respecting Summit Shores Part-Lot Control By-law (Planning File No. P1710) and enacted By-law 2014-5 pursuant to section 50(7) of the Planning Act so as to remove Block 5, Plan 16M-37 from Part-Lot Control for a temporary period of time which expires on July 27, 2014.

Section 50 (7.1) of the Planning Act provides that a by-law passed pursuant to Section 50(7) of the Planning Act shall not take effect until it has been approved by The Corporation of the County of Grey (the “County”), the approval authority for the purposes of Sections 51 and 51.1 of the Planning Act in respect of the lands covered by the by-law.

By inadvertence, the approval of the County was not obtained for By-law 2014- 5 and as this by-law expires on July 27, 2014 it is recommended that a replacement by-law be enacted which would expire December 22, 2014.

C. The Blue Mountains’ Strategic Plan

Managing growth to ensure the ongoing health and prosperity of the community.

D. Environmental Impacts

N/A

E. Financial Impact

Fees Paid - \$1,070.00

F. In Consultation With

Town Solicitor

G. Attached

G.1 Draft Part-Lot By-law

Respectfully submitted,

Jim Dymont
Interim Director of Planning

**THE CORPORATION OF
THE TOWN OF THE BLUE MOUNTAINS**

BY-LAW NO. 2014 - _____

Being a By-law to remove Block 5, Plan 16M-37, from Part-Lot Control
for a temporary period of time.

WHEREAS pursuant to Subsection 50 (7) of the *Planning Act* the council of a local municipality may by by-law provide that part-lot control does not apply to lands within a registered plan of subdivision or parts of them as are designated in the by-law;

AND WHEREAS Summit Shores Ltd. has requested that Council of The Corporation of The Town of The Blue Mountains enact a by-law so as to remove Block 5, Plan 16M-37, from part-lot control for a temporary period of time so as to register conveyable real estate entities and to create various easements associated therewith;

AND WHEREAS the request meets the criteria of the Council of The Corporation of The Town of The Blue Mountains for the consideration of the enactment of a part-lot control by-law;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF THE BLUE MOUNTAINS ENACTS AS FOLLOWS:

1. Subsection 50 (5) of the *Planning Act* does not apply to Block 5, Plan 16M-37.
2. Pursuant to Subsection 50 (7.3) of the *Planning Act*, this By-law shall expire upon the sooner of thirty (30) days of its registration or six months from the date of enactment, whichever is the sooner, unless it shall have prior to that date been repealed or extended by the Council of the Corporation of The Town of The Blue Mountains.
3. This By-law shall not take effect until it has been approved by The Corporation of the County of Grey, the approval authority for the purposes of Sections 51 and 51.1 of the *Planning Act*, and a certified copy or duplicate of the By-law, so approved, has been registered in the proper Land Registry Office.
4. By-law 2014-5 is repealed.

Enacted and passed this 23rd day of June, 2014.

Ellen Anderson, Mayor

Corrina Giles, Clerk

I hereby certify that the foregoing is a true copy of By-law No. 2014-_____ as enacted by the Council of the Corporation of the Town of The Blue Mountains on the _____ day of _____, 2014.

DATED at The Blue Mountains this _____ day of _____, 2014.

Signed: _____
Corrina Giles, Clerk