



THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

REGULAR MEETING OF COUNCIL AGENDA

JANUARY 10, 2023 – 6:00 P.M.

*(Time adjusted for this meeting only
Regular business to resume at 7:00 p.m.)*

COUNCIL CHAMBERS

C01/23

1. Call to Order

2. Closed Meeting

Item under Section 239 (2)(c)(e)(f) of the *Municipal Act, 2001*, a proposed or pending acquisition or disposition of land by the municipality or local board, litigation or potential litigation, advice that is subject to solicitor-client privilege - 1 item (An update on current open legal files)

3. Rise & Report

4. National Anthem

5. Land Acknowledgement Statement

6. Disclosures of Interest and the General Nature Thereof

7. Mayor's Announcements & Remarks

8. Councillor's Announcements & Remarks

9. Adoption of Previous Council Minutes

a) Minutes of the Regular Meeting of Council held November 1, 2022

b) Minutes of the Regular Meeting of Council held December 13, 2022

10. Public Meeting

11. Delegations

12. Staff Reports & Recommendations

a) Administrative Staff Reports

- i. ASR-001/2023 Re: Proposed Update to Provision of Public Notice Policy
- ii. ASR-002/2023 Re: Board and Committee Appointments

b) By-law Enforcement Staff Reports

- i. Memorandum Re: Proposed Amendment to the Administrative Monetary Penalty System By-law

c) Planning Staff Reports

- i. PSR-001/2023 Re: Housekeeping Amendment Z01-2022W
- ii. PSR-002/2023 Re: Zoning By-law Amendment Z06-2022W - Hamlet Lot Coverage

13. Review of Correspondence

14. By-laws

- a) By-law No. 001-2023 Being a by-law to amend By-law No. 020-2014, being a By-law to establish a System for Administrative Penalties respecting the stopping, standing and parking of vehicles.
- b) By-law No. 002-2023 Being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to all lands within the Township of Wainfleet.
- c) By-law No. 003-2023 Being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 581-78 and Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to all lands within the Township of Wainfleet.

15. Notices of Motion

16. Closed Meeting

- a) Item under Section 239 (2) (b) of the *Municipal Act, 2001*, Personal matters about an identifiable individual, including municipal or local board employees - 1 item (Consideration of applications to various Boards and Committees)

- b) Minutes of the Closed Meeting of Council held November 1, 2022 and December 13, 2022

17. Rise & Report

18. By-law to Confirm the Proceedings of Council

- a) By-law No. 004-2023 being a by-law to adopt, ratify and confirm the actions of the Council at its meeting held on the 10th day January, 2023

19. Adjournment



**THE CORPORATION OF THE TOWNSHIP OF WAINFLEET
REGULAR MEETING OF COUNCIL MINUTES**

C20/22
NOVEMBER 1, 2022
7:00 P.M.
COUNCIL CHAMBERS

PRESENT: K. Gibson Mayor
D. Cridland Councillor
J. MacLellan Councillor
S. Van Vliet Councillor

REGRETS: T. Gilmore Councillor

STAFF PRESENT: W. Kolasa Chief Administrative Officer
M. Ciuffetelli Deputy Clerk
M. Alcock Fire Chief
L. Gudgeon Manager of Human Resources
R. Nan Manager of Operations
A. Chrastina Administrative Assistant

C20/22

1. Call to Order

Mayor Gibson called the meeting to order at 7:00 p.m.

2. National Anthem

3. Land Acknowledgement Statement

Mayor Gibson acknowledged that the land on which we gather is the traditional territory of the Anishinaabeg and Haudenosaunee Peoples, acknowledging the One Bowl and Spoon Treaty.

4. Disclosures of Interest and the General Nature Thereof

None.

5. Presentations

a) Michelle Hughes

Plaque presentation of retirement and for 41 years of service as Wainfleet's Crossing Guard.

6. Mayor's Announcements & Remarks

- We recently received confirmation from the Association of Ontario Road Supervisors that our Drainage Superintendent, Mark Jemison has obtained

his Certified Road Supervisor (CRS) designation. Congratulations to Mark and thank you for your efforts.

- The Police Services Board will meet Thursday October 27th at 8:30 a.m.
- Regional Council meets the following Thursday, November 3 at 6:30 p.m.
- Our 9th annual Remembrance Day ceremony will take place on Friday November 11 at 10:45 a.m. at the Cenotaph, with a light luncheon to follow. We hope you can join us
- Our next regular meeting of Council will be held November 22nd, 2022 at 7:00 p.m. This will be the inaugural meeting for the new term of Council.

7. Councillor's Announcements & Remarks

Councillor Cridland advised that the next Niagara Peninsula Conservation Authority Board meeting will be held November 18 at 9:30 a.m. and the next Transit Commission meeting will be held November 8 at 3:00 p.m.

Council provided well wishes to newly elected members of Council and to those members who had served over the past 4 years.

8. Adoption of Previous Council Minutes

Resolution No. C-2022-173

Moved by Councillor MacLellan

Seconded by Councillor Cridland

"THAT the minutes of the regular meeting of Council held on September 27, 2022 be adopted as circulated."

CARRIED

9. Public Meeting

None.

10. Delegations

None.

11. Staff Reports & Recommendations

a) Administrative Staff Reports

- i. Memorandum Re: Results of 2022 Municipal Elections

Resolution No. C-2022-174

Moved by Councillor Van Vliet

Seconded by Councillor Cridland

“THAT the memorandum from the Chief Administrative Officer respecting results of the 2022 Municipal Election be received as information.”

CARRIED

12. Review of Correspondence

None.

13. By-laws

Resolution No. C-2022-175

Moved by Councillor MacLellan

Seconded by Councillor Cridland

“THAT the following by-law be read and passed this 1st day of November, 2022:

- a) By-law No. 045-2022 being a By-law to amend By-law No. 071-2019, being a By-law to establish and regulate the Township of Wainfleet Fire & Emergency Services

CARRIED

14. Notices of Motion

None.

15. Closed Meeting

Resolution No. C-2022-176

Moved by Councillor Cridland

Seconded by Councillor Gilmore

- a) Item under Section 239(2)(d) of the Municipal Act, 2001, labour relations or employee negotiations – 1 item (a matter pertaining to employee negotiations)
- b) Item under Section 239(2)(b) of the Municipal Act, 2001, personal matters about an identifiable individual – 1 item (a matter pertaining to an identifiable individual)
- c) Minutes of the closed meeting of Council held September 27, 2022

CARRIED

16. Rise & Report

The Deputy Clerk reported that Council met in closed session and received information respecting an employee negotiation matter and a matter pertaining to an identifiable individual.

A procedural vote was taken to adopt previous closed meeting minutes.

17. By-law to Confirm the Proceedings of Council

Resolution No. C-2022-177

Moved by Councillor Cridland

Seconded by Councillor Van Vliet

“**THAT** By-law No. 046-2022 being a by-law to adopt, ratify and confirm the actions of the Council at its regular meeting held on November 1, 2022 be read and passed this 1st day of November, 2022.”

CARRIED

18. Adjournment

There being no further business, the meeting was adjourned at 7:30 p.m.

K. Gibson, MAYOR

M. Ciuffetelli, DEPUTY CLERK



**THE CORPORATION OF THE TOWNSHIP OF WAINFLEET
REGULAR MEETING OF COUNCIL MINUTES**

C23/22
DECEMBER 13, 2022
6:00 P.M.
COUNCIL CHAMBERS

PRESENT: B. Grant Mayor
J. Anderson Councillor
T. Gilmore Councillor
J. MacLellan Councillor
S. Van Vliet Councillor

STAFF PRESENT: W. Kolasa Chief Administrative Officer
M. Alcock Fire Chief
L. Earl Manager of Community and Development Services
L. Gudgeon Manager of Human Resources
S. Ivins Planner
M. Luey Manager of Corporate Services/Treasurer
R. Nan Manager of Operations
A. Chrastina Administrative Assistant

C23/22

1. Call to Order
Mayor Grant called the meeting to order at 6:00 p.m.

2. Closed Session

Resolution No. C-2022-178

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“THAT Council now move into closed session to discuss:

a) Item under Section 239 (2)(d) of the Municipal Act, 2001, Labour relations or employee negotiations– 1 item (A negotiation update)

CARRIED

3. Rise & Report

The Clerk reported that Council met in closed session to discuss a labour relations or employee negotiations matter. After extensive deliberations, direction was given to the Negotiations Committee by Council.

4. National Anthem

5. Land Acknowledgement Statement

Mayor Grant acknowledged that the land on which we gather is the traditional territory of the Anishinaabeg and Haudenosaunee Peoples, acknowledging the One Bowl and Spoon Treaty.

6. Disclosures of Interest and the General Nature Thereof

Councillor MacLellan declared an interest on agenda item No. 11. a) as his employer is a potential owner of property that is subject to the Zoning By-law Amendment Application Z01/2022W.

7. Presentations

Mayor Grant presented Zach VandeBeld and Emmy Wainwright with a plaque for being the 2022 Holiday Card Contest Winners.

8. Mayor's Announcements & Remarks

Mayor Grant provided the following remarks:

- Thank you to our community organizers for pulling together the Christmas parade held Friday evening and to all who attended.
- Regional Council meets Thursday, January 19 at 6:30 p.m.
- Town Hall will be closing the afternoon of Friday December 23rd and will re-open Tuesday January 3rd, 2023.
- On behalf of Council I'd like to wish everyone a very Merry Christmas and Happy New Year.

9. Councillor's Announcements & Remarks

None.

10. Adoption of Previous Council Minutes**Resolution No. C-2022-179**

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

"THAT the minutes of the Inaugural Council Meeting held on November 22, 2022 be adopted as circulated."

CARRIED

11. Public Meeting**a) Z01/2022W – Township Initiated Housekeeping Amendment**

Mayor Grant advised that the purpose of the public meeting is to present information regarding the proposed amendment to the public and for Council to receive any comments from the public.

The Planner provided an overview of the information report respecting the file.

There were no questions or comments from Council or the public.

b) Z06/2022W – Township Initiated Amendment re: Hamlet Lot Coverage

Mayor Grant advised that the purpose of the public meeting is to present information regarding the proposed amendment to the public and for Council to receive any comments from the public.

The Planner provided an overview of the information report respecting the file.

Council inquired how a proposed increase in the maximum lot coverage could impact the septic system. The Planner advised that although there is a broad proposal of a 10% increase of lot coverage within certain zones, the evaluation on the septic system is done through the Building Permit Application process on a case by case basis.

There were no questions or comments from the public.

12. Delegations

None.

13. Staff Reports & Recommendations

a) Administrative Staff Reports

i. ASR-021/2022 Re: Borrowing for Current Expenditures

Resolution No. C-2022-180

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-021/2022 regarding 2023 borrowing for current expenditures be received;

AND THAT the attached by-law, being a by-law to authorize borrowing from time to time to allow the Township of Wainfleet to meet current expenditures during the fiscal year ending December 31, 2023, be read and passed.”

CARRIED

ii. ASR-022/2022 Re: Interim Tax Levy

Resolution No. C-2022-181

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-022/2022 regarding an Interim 2023 Tax Levy By-law be received; and

THAT the interim tax levy installment due dates be set as February 28, 2023 and April 28, 2023; and

THAT the attached by-law, being a by-law to provide for interim tax levies for 2023 in the Township of Wainfleet, be read and passed.”

CARRIED

- iii. ASR-023/2022 Re: Cancellation, reduction or refund of Property Tax for the 2021 Taxation Year

Resolution No. C-2022-182

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT ASR-024/2022 respecting 2022 Municipal and School Board Election – Accessibility Report be received as information.”

CARRIED

- iv. ASR-024/2022 Re: 2022 Municipal and School Board Election-Accessibility Report

Resolution No. C-2022-183

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT ASR-024/2022 respecting 2022 Municipal and School Board Election – Accessibility Report be received as information.”

CARRIED

- v. ASR-025/2022 Re: 2023 Council Meeting Schedule

Resolution No. C-2022-184

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT Administrative Staff Report ASR-025/2022 respecting the 2023 Council Meeting Schedule be received; and

THAT the 2023 Council Meeting Schedule outlined in the report be confirmed and adopted with the following amendments:

THAT the regular meeting scheduled for October 31, 2022 be moved to November 1, 2022; and

THAT the regular meeting scheduled for March 14, 2022 be moved to March 21, 2022.”

CARRIED

vi. ASR-026/2022 Re: Committee Composition for the 2022-2026 Term

Resolution No. C-2022-185

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Report ASR-026/2022 regarding Committee Composition for the 2022-2026 Term of Council be received for information; and

THAT staff be directed to proceed with inviting applications from citizens of Wainfleet interested in sitting on:

1. The Township of Wainfleet Public Library Board;
2. Committee of Adjustment/Fence-viewers/Property Standards Committee/Dog Control By-law Appeals;
3. Wainfleet Drainage Advisory Committee;
4. Wainfleet Age-Friendly Advisory Committee; and

THAT Council provide direction regarding Councillor appointments to:

1. The Township of Wainfleet Public Library Board;
2. Wainfleet Drainage Advisory Committee;
3. Wainfleet Age-Friendly Advisory Committee;
4. Niagara Transit Commission Board;
5. Niagara Central Dorothy Rungeling Airport Commission; and
6. Deputy Mayor.”

CARRIED

Resolution No. C-2022-186

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“THAT Mayor Brian Grant be appointed to the Niagara Transit Commission Board for the current term of Council being 2022-2026.”

CARRIED

Resolution No. C-2022-187

Moved by Councillor Van Vliet

Seconded by Councillor Gilmore

“THAT Councillor John MacLellan be appointed to the Niagara Central Dorothy Rungeling Airport Commission for the current term of Council being 2022-2026.”

CARRIED**Resolution No. C-2022-188**

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT the appointment of the Deputy Mayor rotate on a yearly basis as follows:

- 2023 – Councillor Gilmore
- 2024 – Councillor MacLellan
- 2025 – Councillor Van Vliet
- 2026 – Councillor Anderson

CARRIED**Resolution No. C-2022-189**

Moved by Councillor Gilmore

Seconded by Councillor MacLellan

“THAT the following appointments be made for the current term of Council being 2022-2026:

- Library Board – Councillor Joan Anderson
- Drainage Advisory Committee – Councillor Terry Gilmore
- Age-Friendly Advisory Committee – Councillor Sherri Van Vliet.”

CARRIED

vii. Memorandum Re: Bill 39 - Better Municipal Governance Act, 2022

Resolution No. C-2022-190

Moved by Councillor Gilmore

Seconded by Councillor Anderson

“THAT the Memorandum Re: Bill 39 - Better Municipal Governance Act, 2022 be received as information.”

CARRIED

b) Community and Development Services

- i. CDS-004/2022 Re: Bill 23 - More Homes Built Faster Act, 2022

Resolution No. C-2022-191

Moved by Councillor Anderson

Seconded by Councillor Gilmore

“THAT Community & Development Services Staff Report CDS-004/2022 be received for information.”

CARRIEDc) Fire and Emergency Services

- i. FSR-010/2022 Re: WFES Third Quarter Review

Resolution No. C-2022-192

Moved by Councillor Anderson

Seconded by Councillor Van Vliet

“THAT Fire Staff Report FSR-010/2022 respecting 2022 Third Quarter Fire & Emergency Services Review be received for information.”

CARRIED

- ii. Memorandum Re: Bunker Gear

Resolution No. C-2022-193

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“THAT the Memorandum Re: Structural Firefighting Ensembles (Bunker Gear) be received; and

THAT staff be directed to purchase Structural Firefighting PPE (Bunker Gear) before the 2023 Budget is approved to avoid the quoted price increase set to take effect on February 1, 2023, and

THAT Staff include these expenses in the 2023 Capital PPE budget.”

CARRIED

d) Public Works

- a) PWSR-017/2022 Re: 2022 Municipal Bridge/Culvert Inspection

Resolution No. C-2022-194

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** Report PWSR-017/2022 respecting the submission of the 2022 Municipal Bridge/Culvert Inspection report be received for information.”

CARRIED**14. Review of Correspondence**

- a)
- C-2022-231
- Crime Stoppers Niagara Re: Request to proclaim January 2023 as Crime Stoppers Month

Resolution No. C-2022-195

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** Correspondence item C-2022-231 from Crime Stoppers of Niagara respecting a request to proclaim January 2023 as Crime Stoppers Month be supported.”

CARRIED

- b)
- C-2022-232
- DSBN AND NCDSB Re: Request for temporary land use

Resolution No. C-2022-196

Moved by Councillor MacLellan

Seconded by Councillor Anderson

“**THAT** Correspondence item C-2022-232 from the District School Board of Niagara and Niagara Catholic District School Board, respecting a request for temporary use of Township land for student activities during construction of the new elementary school be supported; and

THAT the Mayor and Clerk be authorized to prepare and execute an agreement to permit the use of Township properties.”

CARRIED

15. By-laws**Resolution No. C-2022-197**

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT the following by-laws be read and passed this 13th day of December, 2022:

- a) By-law No. 047-2022 Being a by-law to authorize borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2023.
- b) By-law No. 048-2022 Being a by-law to provide for interim tax levies for the year 2023 for the Township of Wainfleet.

CARRIED**16. Notices of Motion**

None.

17. Closed Meeting**Resolution No. C-2022-198**

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT Council now move into closed session to discuss:

- a) Item under Section 239 (2)(e) of the Municipal Act, 2001, Litigation or potential litigation including things before administrative tribunals– 1 item (An Ontario Land Tribunal matter)

CARRIED**18. Rise & Report**

The Clerk reported that reported that Council met in closed session to discuss a matter respecting litigation or potential litigation matter respecting an Ontario Land Tribunal matter. After extensive deliberations, direction was given to the staff on the matter.

19. By-law to Confirm the Proceedings of Council**Resolution No. C-2022-199**

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“**THAT** By-law No. 049-2022 being a by-law to adopt, ratify and confirm the actions of the Council at its regular meeting held on December 13, 2022 be read and passed this 13th day of December, 2022.

20. Adjournment

There being no further business, the meeting was adjourned at 9:15 p.m.

B. Grant, MAYOR

W. Kolasa, CLERK

TO: Mayor Grant & Members of Council

FROM: M. Kirkham, Deputy Clerk

DATE OF MEETING: January 10, 2023

SUBJECT: Proposed Updates to Provision of Public Notice Policy

RECOMMENDATION(S):

THAT Staff report ASR-001/2023 respecting the Provision of Public Notice Policy be received;

AND THAT Council adopt the updated Provision of Public Notice Policy attached to this report as Appendix "A"

EXECUTIVE SUMMARY:

The purpose of this report is to review and propose updates the Township's Notice Policy.

BACKGROUND:

On January 1, 2008, a number of amendments to the Municipal Act, 2001 (MA) came into effect by Section 270 (1). In particular, Section 270 (1) ss. 4. specifically requires all municipalities to adopt and maintain policies for the "circumstances in which the municipality shall provide notice to the public and, if notice is to be provided, the form, manner and times notice shall be given.

Simultaneously, a number of statutory public requirements were removed from the MA. The end result being that many municipalities passed Notice Policy By-laws focused primarily on the MA and in many cases upholding previous standards of notice.

Wainfleet's original Notice Policy (By-law No. 046-2007) was amended in 2019 to better reflect the conditions and context under which these policies were created. While the current policy is operational, it does contain a number of notice provisions that are no longer realistic and require updating.

OPTIONS/DISCUSSION:

The new policy will continue compliance with all legislated requirements but will provide greater flexibility to the municipality by further leveraging cultural and technological changes introduced in 2019.

More specifically, there has been a trend towards the continuing erosion of the effectiveness of advertising in traditional print media (newspapers); while at the same time seeing considerable increases in the costs of such print advertising. This is particularly the case for the Township as we have no dedicated Wainfleet publication – and publications that do service the Township are published on only a weekly basis.

Accordingly, Staff are proposing a move that will see the use of traditional print media scaled back to only significant municipal actions that would have long-term or permanent impacts upon the Township (for example: municipal restructuring proposals, establishing/dissolving wards, changing the name of the municipality, changing the composition of Council and the seizure of personal property).

Municipal actions that are more routine in nature (for example: consideration and adoption of annual capital and operating budgets, regular reviews of the Township's general fees and charges) that are done on a more regular/annual basis would have notice provided via the Township's website, social media and through published agendas. With traditional print media costs reaching upwards of \$1,000 per advertisement, the elimination of such routine notice would result in real savings to the Township with minimal impact on the distribution of notice messaging.

It should be noted that the policy prescribes minimum requirements respecting public notice; Council can always direct staff to provide extended notice and staff can also exercise their discretion to provide extended notice where circumstances warrant.

FINANCIAL CONSIDERATIONS:

There is no incremental cost associated with providing public notice by publishing to the Township's Website (or via Social Media). Costs incurred by the Township in publishing in a local newspaper can range from \$600.00 to over \$1,000.00 (or more) per ad, depending on the type of notice and the size of the publication.

OTHERS CONSULTED:

- 1) Strategic Leadership Team

ATTACHMENTS:

- 1) Appendix "A" – Proposed Provision of Public Notice Policy (redlined)

Respectfully submitted by,

Approved by,

Meredith Kirkham
Deputy Clerk

William J. Kolasa
Chief Administrative Officer/Clerk



NUMBER:	
SECTION:	270 (1)
SUBJECT:	Provision of Public Notice Policy
AUTHORITY:	<i>Municipal Act, 2001</i>
DATE ISSUED:	September 10, 2019 <u>January 10, 2023</u>

1. PURPOSE

- a) In accordance with the provisions of the *Municipal Act, 2001*, this policy shall provide details regarding the circumstances under which the Township of Wainfleet will provide notice to the public; and if notice is to be provided, the form, manner and time(s) notice is to be given.

2. POLICY STATEMENT

- a) The Council of the Township of Wainfleet is committed to ensuring that:
- It continuously strives to be transparent and accountable in all of its operations and its decision making processes and that the municipality is operated effectively, efficiently and with integrity;
 - Citizens should be aware of what, when and where the business of the municipality is being discussed;
 - Citizens should be aware that they can have an impact upon the decision making process by making appropriate submissions and representations to Council;
 - Adequate time should be provided to citizens so that they can make submissions.

3. DEFINITIONS

- a) "Act" shall mean the Municipal Act, 2001, S.O. 2001, c.25, as amended.
- b) "Clerk" shall mean the Clerk of the Corporation of the Township of Wainfleet.
- c) "Council" shall mean the Council of the Corporation of the Township of Wainfleet.
- d) "Days" shall mean calendar days
- e) "Newspaper" shall mean the local printed publication containing news, advertisements and correspondence having the highest circulation, in the opinion of the Clerk, within the Township of Wainfleet.
- f) "Notice" shall mean a written, printed, published, or posted notification or announcement.
- ~~g) "Open House" shall mean an information session for the public to review information, talk to municipal staff and submit comments.~~



h)g) “Public Meeting” shall mean a meeting held for the purpose of consulting with the public for purpose of obtaining submissions or representations on a subject matter within the authority or jurisdiction of Council.

4. GENERAL NOTICE PROVISIONS

- a) Where the municipality is required to give public Notice pursuant to a provision of the Act, where Council deems it appropriate to prescribe Notice, Notice shall be given in the form and manner outlined in Schedule “A” unless:
 - i. The Act, another statute, or a regulation prescribes or permits otherwise;
 - ii. The requirements of notice are prescribed in another policy, resolution or by-law;
 - iii. Council directs that public Notice be given in excess of the requirements of this policy or legislation
- b) If a proposed activity is not undertaken at the Council meeting specified in a Notice, but consideration of the matter is deferred, no further Notice shall be required provided that a public statement is made at the meeting that the matter has been deferred and that the municipality now intends to consider the issue or undertake the activity at a later Council meeting specified in the public statement. This section shall also apply to any subsequent deferrals of the activity.
- c) A public Notice given under the provisions of this Policy shall contain the following information (where applicable):
 - i. A general description of the matter;
 - ii. The date, time and place of the meeting at which the matter will be considered;
 - iii. Where the matter relates to specific lands within the Township of Wainfleet, sufficient particulars of such lands, such as municipal address, legal description or key map;
 - iv. Contact information for submitting written comments or registering as a delegation and deadline for same; and
 - v. Contact information for obtaining more information/clarification
- d) A public Notice, utilizing the Township’s Website shall be sufficient even if the Township Website is not accessible at all times during the public Notice posting period.
- e) Staff may [also](#) post a public Notice to the Township’s social media page([s](#)).

Schedule "A" to Provision of Public Notice Policy

Subject Matter	Statutory Requirement	Form, Manner and Times
<p>Name or Change Name of Private Road</p> <p>(Section 48, <i>Municipal Act, 2001</i>)</p>	<p>A local municipality may name or change the name of a private road after giving public Notice of its intention to pass the by-law.</p>	<ol style="list-style-type: none"> 1) One Notice published in a Newspaper a minimum of 7 days prior to the meetingOne Notice mailed to every owner of property on the private road, as indicated on the last returned assessment roll for the Township of Wainfleet, a minimum of 14 days prior to the meeting of Council where the matter will be considered. 2) One Notice published to Township's Website a minimum of 7-14 days prior to the meeting of Council where the matter will be considered. 3) Notice given to the public through the inclusion of the matter as an item on an agenda of Council posting an agenda on the Township's Website in accordance with Council's Procedure By-law.
<p>Proposal to Restructure Municipality</p> <p>(Section 173, <i>Municipal Act, 2001</i>)</p>	<p>Public Notice required to advise of holding a Public Meeting before Council votes on whether to support or oppose a restructuring proposal.</p>	<ol style="list-style-type: none"> 1) One Notice published in a Newspaper a minimum of 7 14 days prior to the Public Meeting. 2) One Notice published to Township's Website a minimum of 7-14 days prior to the Public Meeting. 3) Notice given to the public through the inclusion of the matter as an item on an agenda of Council posting an agenda on the Township's Website in accordance with Council's Procedure By-law.

Schedule "A" to Provision of Public Notice Policy

<p>Establish/Dissolve Wards</p> <p>(Section 222, <i>Municipal Act, 2001</i>)</p>	<p>Public Notice required to advise of a meeting to consider enactment of a by-law to divide or redivide the municipality into wards or to dissolve existing wards.</p> <p>After a by-law dividing or redividing into wards or dissolving wards has been passed, public Notice required to advise of the passing of the by-law. The public Notice shall specify the last date for filing a Notice of appeal.</p>	<ol style="list-style-type: none"> 1) One Notice published in a Newspaper a minimum of 7 <u>14</u> days prior to the <u>meeting of Council where the matter will be considered.</u>meeting. 2) One Notice published to Township's Website a minimum of 7-14 days prior to the <u>meeting of Council where the matter will be considered.</u>meeting. 3) Notice given to the public through <u>the inclusion of the matter as an item on an agenda of Council</u> posting an agenda on the Township's Website in accordance with Council's Procedure By-law.
<p>Seizure of Personal Property - Public Auction</p> <p>(Section 351, <i>Municipal Act, 2001</i>)</p>	<p>Subject to certain conditions, the treasurer may seize personal property to recover taxes and costs of the seizure. The treasurer or the treasurer's agent is required to give public Notice of the time and place of public auction and of the name of the person whose personal property is to be sold.</p>	<ol style="list-style-type: none"> 1) One Notice published in a Newspaper a minimum of 14 days prior to the auction.
<p>Change Name of Municipality</p> <p>(Section 187, <i>Municipal Act, 2001</i>)</p>	<p>No requirement.</p>	<ol style="list-style-type: none"> 1) One Notice published in a Newspaper a minimum of 7 <u>14</u> days prior to <u>the meeting of Council where the matter will be considered.</u>holding a Public Meeting. 2) One Notice published to Township's Website a minimum of 7-14 days prior to the <u>Public Meeting meeting of Council where the matter will be considered.</u>.- 3) One Notice given to the public through <u>the inclusion of the matter as an item on an agenda of Council</u> posting an agenda on the Township's Website in accordance with Council's Procedure By-law.

Schedule "A" to Provision of Public Notice Policy

<p>Changes to Composition of Council</p> <p>(Section 217, <i>Municipal Act, 2001</i>)</p>	<p>No requirement.</p>	<ol style="list-style-type: none"> 1) One Notice published in a Newspaper a minimum of 7 <u>14</u> days prior to holding a Public Meeting <u>the meeting of Council where the matter will be considered.</u> 2) One Notice published to Township's Website a minimum of 7-14 days prior to the Public Meeting <u>meeting of Council where the matter will be considered.</u> 3) One Notice given to the public through <u>the inclusion of the matter as an item on an appropriate agenda of Council</u> posting an agenda on the Township's Website in accordance with Council's Procedure By-law.
<p>Adopt a Budget</p> <p>(Section 291, <i>Municipal Act, 2001</i>)</p>	<p>No requirement.</p>	<ol style="list-style-type: none"> 1) One Notice published in a Newspaper a minimum of 14 days prior to holding a Public Meeting or Open House. 2)1) One Notice published to Township's Website a minimum of 14 days prior to the Public Meeting or Open House <u>meeting of Council where the matter will be considered.</u> 3)2) One Notice given to the public through <u>the inclusion of the matter as an item on an agenda of Council</u> posting an agenda on the Township's Website in accordance with Council's Procedure By-law.

Schedule "A" to Provision of Public Notice Policy

Fees and Charges (Section 400, <i>Municipal Act, 2001</i>)	No requirement.	<p>1) One Notice published in a Newspaper a minimum of 21 days prior to holding a Public Meeting.</p> <p>2)1) One Notice published to Township's Website a minimum of 2114 days prior to a Public Meetingthe meeting of Council where the matter will be considered.</p> <p>3)2) One Notice given to the public through the inclusion of the matter as an item on an agenda of Council posting an agenda on the Township's Website in accordance with Council's Procedure By-law.</p>
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TO: Mayor Grant & Members of Council

FROM: Meredith Kirkham, Deputy Clerk

DATE OF MEETING: January 10, 2023

SUBJECT: Board and Committee Appointments

RECOMMENDATION(S):

THAT Administrative Staff Report ASR-002/2023 respecting Board and Committee Appointments be received; and

THAT Council review and select citizen appointees for the Committee of Adjustment, Drainage Advisory Committee and Public Library Board; and

THAT Council provide direction to staff regarding the Age-Friendly Advisory Committee

EXECUTIVE SUMMARY:

The new term of Council began on November 15, 2022; as such the Township is required to make new appointments to its various public committees. These public committees will serve a term of four years (2022-2026).

Public Committee	Number of Positions Available	Number of Applications Received
Age-Friendly Advisory Committee	5	2
Committee of Adjustment/Fence-viewer/Property Standards Committee/ Dog Control By-law Appeals	5	10
Drainage Advisory Committee	5	5
Public Library Board	4	8

BACKGROUND:

The call for applications for the Age-Friendly Advisory Committee, Committee of Adjustment/Fence-viewers/Property Standards Committee/ Dog Control By-law Appeals, Township of Wainfleet Public Library Board and the Drainage Advisory Committee were made available on December 14, 2022 on the following platforms:

- the Township of Wainfleet website (www.wainfleet.ca);
- the Townships socials; and
- the digital sign outside the Township Office.

Applications were available electronically on the Township website, and in hard copy at the Township Office and Wainfleet Public Library. The deadline for all applications was 2:00 p.m. on Monday, January 2, 2023.

All of the applications received have been circulated to Council for their review. The applications will not be made public due to the personal information contained therein.

OPTIONS/DISCUSSION:**Committee of Adjustment/Fence-viewers/Property Standards Committee (5 positions)**

A total of ten (10) applications were received for the Committee of Adjustment/Fence-viewers/Property Standards Committee. Staff recommend that Council Members review confidential applications in closed session and provide direction to staff to prepare a motion for consideration of citizen appointees to be ratified in open session.

Library Board (4 positions)

A total of eight (8) applications were received for the Library Board. Staff recommend that Council Members review confidential applications in closed session and provide direction to staff to prepare a motion for consideration of citizen appointees to be ratified in open session.

Drainage Advisory Committee (5 positions)

A total of five (5) applications were received for the Drainage Advisory Committee. Staff recommend all five applicants be appointed to the Committee.

Age-Friendly Advisory Committee (5 positions)

A total of two (2) applications were received for the Age-Friendly Advisory Committee. The current terms of reference has the composition of the Committee being 5 members. Staff is looking for direction from Council regarding the committee and provide the following options for consideration:

1. Advertise for vacancies and extend the application deadline
2. Reopen application period in the summer months
3. Dissolve the Committee

FINANCIAL CONSIDERATIONS:

None

ATTACHMENTS:

1. Confidential Citizen Applications were circulated to Council under separate cover.

Prepared by,

Respectfully approved and submitted by,

Meredith Kirkham
Deputy Clerk

William Kolasa
Chief Administrative Officer



Memorandum

To: Mayor Grant & Members of Council

From: Mark Tardif, By-law/Property Standards Officer

Date: January 10, 2023

Re: Proposed Amendment to Schedule A - Parking Administrative Monetary Penalty System (AMPS) By-law No. 020-2014, as amended

The Traffic and Parking By-law No. 010-2018 relies on the Administrative Monetary Penalty System (AMPS) By-law No. 020-2014 for the authority to issue penalty notices for parking infractions.

Over the last several years, Council has enacted a variety of incremental amendments and improvements to the Township's Parking By-law to address evolving parking issues faced by residents, primarily in lakeshore areas of the municipality.

These amendments include: By-law No. 026-2020 (passed June 16, 2020) to add provisions for parking at a cemetery/facility and parking for the purpose of camping, By-law No. 028-2020 (passed June 23, 2020) to increase certain penalty fines and By-law No. 013-2021 (passed April 20, 2021) which added a new section for Residential Permit Parking, with increased penalty fines for stopping in an Emergency Route.

At this time, staff have identified a need to amend five (5) short form wordings contained in Schedule A of AMPS By-law No. 020-2014 as technical corrections to better reflect the corresponding regulations contained in the current Parking By-law No. 010-2018, as amended. No changes to the Parking By-law are proposed at this time. Staff would respectfully request Council's consideration of Schedule A (attached) to this Memorandum which details the proposed corrections.

Schedule "A" to By-law No. 020-2014, as amended
Short Form Wording and Administrative Penalties.

Item	COLUMN 1 Designated Provisions	COLUMN 2 Short Form Wording	COLUMN 3 Administrative Penalty
1.	4.1.1.1	(Stop/Stand/Park) facing wrong way	\$100.00
2.	4.1.1.2	(Stop/Stand/Park) too far from edge of road	\$30.00
3.	4.1.1.3	(Stop/Stand/Park) too far from edge of shoulder	\$30.00
4.	4.2.1	(Stop/Stand/Park) facing wrong way on left side of one-way highway	\$30.00
5.	4.2.1.2	(Stop/Stand/Park) too far from left edge of a one-way highway	\$30.00
6.	4.1.1.3	(Stop/Stand/Park) too far from edge of shoulder	\$30.00
7.	4.3.1	(Stop/Stand/Park) not within designated space	\$30.00
8.	4.4.1	Park (oversize/commercial vehicle/trailer) in a residential zone	\$30.00
9.	4.5.1	(Stop/Stand/Park) on a Shoulder or Boulevard	\$30.00
10.	4.6.1	Double (stopping/standing/parking)	\$100.00
11.	4.7.1.1	(Stop/Stand) on sidewalk	\$30.00
12.	4.7.1.2	(Stop/Stand) in intersection or crosswalk (Stop/Stand) in intersection crosswalk	\$30.00
13.	4.7.1.3	(Stop/Stand) so as to impede traffic	\$100.00
14.	4.7.1.4	(Stop/Stand) (on/near) a bridge	\$100.00
15.	4.8.1.1	(Stop/Stand) within 15m of an Intersection	\$30.00
16.	4.8.1.2	(Stop/Stand) within 60m of intersection controlled by traffic signal	\$30.00
17.	4.8.1.3	(Stop/Stand) within 30m of a school crossing 30m of the approach and 10m of the remote side of a school crosswalk	\$30.00
18.	4.8.2	Stop in an Emergency Route	\$175.00
19.	4.9.1	Stop where prohibited by sign	\$100.00
20.	4.11.1.1	Park within 10m of intersection	\$30.00
21.	4.11.1.2	Park on an inner or outer boulevard	\$30.00
22.	4.11.1.3	Park obstructing (lane/driveway)	\$30.00

23.	4.11.1.4	Park for displaying vehicle for sale	\$30.00
24.	4.11.1.5	Park for (servicing/repair) unless necessitated by emergency	\$30.00
25.	4.11.1.6	Park for longer than 12 hours	\$30.00
26.	4.11.1.7	Park as to interfere with street cleaning or grading	\$50.00
27.	4.11.1.8	Park as to interfere with snow removal operations	\$50.00
28.	4.11.1.9	Park on roadway without valid plates	\$30.00
29.	4.11.2	Park at (cemetery/facility) without authorization	\$30.00
30.	4.11.3	Park on (highway/parking lot/cemetery/facility) for camping, tailgating or picnicking without authorization	\$30.00
31.	4.12.1.1	Park within 8m of main entrance of designated building	\$30.00
32.	4.12.1.2	Park within 22m of an intersection	\$30.00
33.	4.12.1.3	Park within 60m of a signaled intersection	\$30.00
34.	4.12.1.4	Park near fire hall where prohibited	\$30.00
35.	4.12.1.5	Park on narrow roadway where prohibited by sign	\$30.00
36.	4.12.1.6	Park within 30m of a school crosswalk Park within 30m of the approach and 15m of the remote side of the crosswalk	\$30.00
37.	4.12.1.7	Park so as to interfere with funeral procession	\$30.00
38.	4.12.1.8	Park within 15m of the termination of dead end roadway	\$30.00
39.	4.12.1.9	Park adjacent to school when prohibited Park on the inside curve of a roadway	\$30.00
40.	4.12.1.10	Park adjacent to school when prohibited	\$30.00
41.	4.12.1.11	Park where parking temporarily prohibited	\$30.00
42.	4.12.1.13	Park in Accessible space without visible permit	\$300.00
43.	4.12.1.14	Park in the Complex	\$30.00
44.	4.12.1.15	Park on Reefs Bay Beach	\$50.00
45.	4.13.1	Park where prohibited by sign	\$100.00
46.	4.13.2.1	(Stop/Stand/Park) not angular to the road	\$100.00
47.	4.14.1	(Stop/Stand/Park) (trailer/oversized/commercial motor	\$30.00

		vehicle) where prohibited	
48.	4.15.2.1	Park without valid permit visible	\$125.00
49.	4.16.1	(Stop/Stand/ Park) where prohibited - public vehicle school bus stop zone	\$30.00

TO: Mayor Grant & Members of Council

FROM: Sarah Ivins, Planner

DATE OF MEETING: January 10, 2023

SUBJECT: Zoning By-law Amendment Z01/2022W – Township Initiated Housekeeping Amendment of Zoning By-law 034-2014

RECOMMENDATION(S):

THAT Planning Staff Report PSR-001/2023 be received; and

THAT Township Initiated Zoning By-law Amendment File No. Z01/2022W be approved for the reasons outlined in PSR-001/2023; and

THAT Township Initiated Zoning By-law Amendment File No. Z01/2022W be deemed consistent with the Provincial Policy Statement 2020 and other matters of Provincial interest; and

THAT the Zoning By-law Amendment attached as Appendix “B” be adopted.

EXECUTIVE SUMMARY:

The purpose of this report is to provide Council with a recommendation regarding a housekeeping amendment to Comprehensive Zoning By-law 034-2014 to correct mapping errors, numbering errors and other administrative items.

BACKGROUND:

A housekeeping amendment makes technical and administrative updates to a comprehensive zoning by-law in order to address minor issues, mapping errors and inconsistencies. Finding these technical and administrative issues within a comprehensive zoning by-law is not unusual or uncommon.

Planning staff have been documenting mapping errors, numbering errors and other issues within Zoning By-law 034-2014 since its adoption. These issues were typically identified by staff through inquiries initiated by the property owner, real estate agent or consultant when verifying zoning information for specific projects or real estate listings. Once staff felt that there was a sufficient amount of issues to group into a housekeeping amendment, the amendment process was initiated.

The purpose of the proposed housekeeping amendment is to address three main issues in comprehensive Zoning By-law 034-2014:

1. Mapping Errors

The proposed housekeeping amendment corrects drafting errors for various properties to reflect existing uses and prior zoning approvals.

2. Agricultural Zone Exception Numbering Errors

The proposed housekeeping amendment corrects zoning by-law amendments between 2014 and 2018, where the exception numbering did not follow the established agricultural zones exception numbering practice (such as duplication of numbers and incorrect sequencing). Exception numbers identify site specific zoning provisions which could include identifying excluded uses or additional permitted uses as well as refinements to zoning requirements such as setbacks, lot coverage, height etc.

In the example below, the base zone is Agricultural – A2, Exception 1 prohibits dwellings and Exception 74 permits a minimum lot area of 15.86 hectares.

A2 – 1,74

Base Zone Exception Number(s)

3. Missed Zoning By-law Amendments from Zoning By-law 581-78

The proposed housekeeping amendment incorporates amendments made to Zoning By-law 581-78 (previous Zoning By-law, partially repealed) that were missed at the time of the adoption of Zoning By-law 034-2014.

A detailed list summarizing the proposed amendments is attached as Appendix “A”. A more fulsome information package which includes copies of previous zoning by-law amendments (where applicable) is posted on the Township’s website at www.wainfleet.ca/publicnotices under the File No. Z01/2022W.

OPTIONS/DISCUSSION:

Planning Act, R.S.O. 1990, c.P.13

Section 2 of the *Planning Act* addresses matters of Provincial interest and requires local planning authorities to have regard to, among other matters:

- a) the protection of ecological systems, including natural areas, features and functions;
- b) the protection of the agricultural resources of the Province;
- c) the conservation and management of natural resources and the mineral resource base;
- d) the conservation of features of significant architectural, cultural, historical, archaeological or scientific interest;
- e) the supply, efficient use and conservation of energy and water;
- f) the adequate provision and efficient use of communication, transportation, sewage and water services and waste management systems;
- g) the minimization of waste;
- h) the orderly development of safe and healthy communities;

- h.1) the accessibility for persons with disabilities to all facilities, services and matters to which this Act applies;
- i) the adequate provision and distribution of educational, health, social, cultural and recreational facilities;
- j) the adequate provision of a full range of housing, including affordable housing;
- k) the adequate provision of employment opportunities;
- l) the protection of the financial and economic well-being of the Province and its municipalities;
- m) the co-ordination of planning activities of public bodies;
- n) the resolution of planning conflicts involving public and private interests;
- o) the protection of public health and safety;
- p) the appropriate location of growth and development;
- q) the promotion of development that is designed to be sustainable, to support public transit and to be oriented to pedestrians;
- r) the promotion of built form that,
 - i. is well-designed,
 - ii. encourages a sense of place, and
 - iii. provides for public spaces that are of high quality, safe, accessible, attractive and vibrant;
- (s) the mitigation of greenhouse gas emissions and adaptation to a changing climate. 1994, c. 23, s. 5; 1996, c. 4, s. 2; 2001, c. 32, s. 31 (1); 2006, c. 23, s. 3; 2011, c. 6, Sched. 2, s. 1; 2015, c. 26, s. 12; 2017, c. 10, Sched. 4, s. 11 (1); 2017, c. 23, Sched. 5, s. 80.

Planning staff are of the opinion that the proposed housekeeping zoning by-law amendment maintains the Provincial interest described under Section 2 of the *Planning Act*.

Provincial Policy Statement, 2020

The Provincial Policy Statement 2020 (PPS) provides overall policy direction on matters of provincial interest relating to land use planning and development. The PPS provides for appropriate development while protecting resources of provincial interest, public health and safety and the quality of the natural and built environment. Any decision on planning matters shall be consistent with the policies of the PPS.

The proposed housekeeping amendment corrects minor mapping errors and numbering errors as well as incorporates zoning by-law amendments previously approved by Council to reflect the intended zoning for the subject properties. Planning staff are of the opinion that the proposed amendment is consistent with the PPS.

Growth Plan for the Greater Golden Horseshoe, 2019

The 2019 Growth Plan for the Greater Golden Horseshoe (Growth Plan) is a long-term plan for the Greater Golden Horseshoe that is designed to promote economic growth, increase housing supply, create jobs and build communities that make life easier, healthier and more affordable for people of all ages. All planning approvals shall be in conformity with the Growth Plan.

Planning staff are of the opinion that the proposed amendment conforms with the Growth Plan.

Niagara Region Official Plan, 2022

The Niagara Region Official Plan (NOP) was approved by the Province in November of 2022 and is a long-term strategic policy planning framework for managing growth and guiding land use and development within Niagara. As a lower-tier municipality, the Township's comprehensive zoning by-law, and any amendments thereto, are required to be in conformity with the upper-tier Official Plan.

Planning staff are of the opinion that the proposed amendment conforms with the NOP.

Township of Wainfleet Official Plan

Section 8 (Implementation) of the Township Official Plan requires the adoption of a comprehensive zoning by-law to conform with the policies of the official plan and to establish development standards within the Township. Any amendments to the comprehensive zoning by-law shall also conform with the official plan.

Planning staff are of the opinion that the proposed amendment conforms with the OP.

FINANCIAL CONSIDERATIONS:

None.

OTHERS CONSULTED:

Public Meeting

A statutory public meeting was held on December 13, 2022. In accordance with the *Planning Act*, a Notice of Public Meeting was published in the November 17th, 2022 edition of the Port Colborne Leader (Niagara This Week), a free local newspaper with general circulation in Wainfleet. The Notice was also posted on the Township's website within the Public Notices and News pages. A copy of the Notice of Public Meeting along with a letter outlining the purpose of the housekeeping amendment was mailed to every property owner affected by the amendment.

No member of the public spoke at the public meeting.

Planning staff have received one public comment from Michael Treble with respect to 10967 Lakeshore Road. The proposed amendment proposes to rezone 10967 Lakeshore Road from RLS.C15-34 to RLS.C15 to address a mapping error. The RLS.C15-34 zone should have been applied to the adjacent property (10969 Lakeshore Road) as a result of a zoning amendment from 2007. Exception 34 adds site specific zoning provisions regarding lot coverage and accessory building height. Mr. Treble requested that the RLS.C15-34 zone remain on his property as he has long-term plans for additions or new structures and could benefit from the zoning requirements in Exception 34. Mr. Treble noted that his property and 10969 Lakeshore Road are identical in size and should be treated fairly.

Planning Staff Response:

The proposed amendment is not seeking to implement zoning changes beyond what was adopted by previous zoning approvals. In this instance, the RLS.C15-34 zone was never intended for Mr. Treble's property because Exception 34 pertains to site specific zoning that was applied for in 2007 by the owners of 10969 Lakeshore Road. Planning staff recommend that Mr. Treble consult with the Planning Department regarding a future minor variance application or zoning amendment application for his property to obtain any variances that may be needed once he has development plans finalized.

Township Department and Agency Comments

On November 15th, 2022, the proposed amendment was circulated to external agencies and internal departments for review and comment. To date, the following comments have been received:

The Township Drainage Department noted no concerns or comments.

The Township Building Department noted no concerns or comments.

Niagara Region Planning & Developments Services noted no comments with regards to matters of Provincial or Regional interest.

Haldimand County noted no comments.

CONCLUSION:

The Planning Department has prepared the housekeeping amendment to correct minor issues with comprehensive Zoning By-law 034-2014. It is the opinion of staff that the proposed housekeeping amendment is consistent with Provincial, Regional and Township planning policy and recommends that the zoning by-law amendment attached as Appendix "B" be approved.

ATTACHMENTS:

- 1) Appendix "A" – List of Errors
- 2) Appendix "B" – Zoning By-law Amendment

Respectfully submitted by,

Reviewed by,

Sarah Ivins
Planner

Lindsay Earl, MES, MCIP, RPP
Manager of Community & Development Services

Approved by,

William J. Kolasa
Chief Administrative Officer

APPENDIX “A”

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
1	271400001313910 85637 Canborough Road	A2	A2-7	85637 Canborough Road was the subject of a zoning by-law amendment in 1983 to permit a farm silo manufacturing business. When the current zoning by-law was adopted, the site specific A2-7 zone was incorrectly applied to 85633 Canborough Road instead of 85637 Canborough Road. The housekeeping amendment proposes to change the zoning of the two properties to reflect the intent of the amendment from 1983.
1	271400001313901 85633 Canborough Road	A2-7	A2	
2	271400001217900 63644 Smith Road	A2-1	A2	The subject property was severed from the adjacent farm parcel in 1992 and a subsequent boundary adjustment was approved in 2002. As a condition of the 1992 application, the farmland was rezoned to prohibit dwellings. When the current zoning by-law was adopted, an A2-1 zone prohibiting dwellings was applied to the farmland as well as the subject property. The housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the amendment from 1992.
3	271400001015401 61430 Regional Road 27 271400001015501 61441 Regional Road 27 271400001015502 61445 Regional Road 27	A2, A2-18	A2	61433 Regional Road 27 went through a temporary use by-law amendment in 2003 to permit a garden suite in a mobile home. When the current zoning by-law was adopted, the site specific A2-18 zone was incorrectly applied to three adjacent properties (subject properties). The housekeeping amendment proposes to change the zoning of the subject properties to remove the site specific zoning as it was never intended for these properties.
4	271400000914000 43581 Highway #3	A2-1,46	A2-46	The subject property was severed from the adjacent farm parcel in 2010. As a condition of the severance, the farm parcel was rezoned to prohibit dwellings and the subject property was rezoned to recognize an oversized accessory building. When the current zoning by-law was adopted, the A2-1 zone prohibiting dwellings was applied to the farmland as well as the subject property. The housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the amendment from 2010.

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
5	271400001207500 Vacant Lot Smith Road	A2	A2-1,73	The subject property is a remnant farm parcel from a surplus farm dwelling application and zoning by-law amendment in 2012, which rezoned the property to prohibit dwellings and recognize a reduced lot area of 8.8 hectares. When the current zoning by-law was adopted, the site specific zoning was not applied to the subject property. The housekeeping amendment proposes to change the zoning of the property to reflect the intent of the amendment from 2012.
6	271400001202700 53223 Winger Road	RH(H)	A1	The subject property is primarily within the Hamlet of Winger however a small portion on the north side of the creek is outside of the Hamlet boundary and is designated as Agricultural Area under the Township's Official Plan. When the current zoning by-law was adopted, a Residential Hamlet – RH zone was applied to the lands outside of the Hamlet. The housekeeping amendment proposes to change the zoning of the portion of the subject property outside the Hamlet to conform with the official plan land use designation.
7	Various Properties North of Winger	A1-1	A1	This mapping error affects multiple properties north of Winger Hamlet. When the current zoning by-law was adopted, an A1-1 zone was applied to these properties which prohibits dwellings and is typically reserved for farmland that has been the subject of a surplus farm dwelling severance. Staff reviewed historical severance and zoning applications for the area and determined that the subject properties should be within an A1 zone.
8	271400000810125 Vacant Lot Builing Road	A2-1	A2	The subject property was severed from the adjacent farm parcel in 2003 and a corresponding zoning amendment rezoned the subject property to a site specific agricultural zone to permit a dwelling. When the current zoning by-law was adopted, the site specific zone was not applied to the subject property and instead it was included in the A2-1 zone associated with the adjacent farm parcel. The housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the amendment from 2003.

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
9	271400000622710 33041 Feeder Road West	A2-25	A2	The subject property was severed from the adjacent farm parcel as a surplus farm dwelling in 2008 and a corresponding zoning amendment rezoned the farmland to prohibit dwellings. When the current zoning by-law was adopted, the site specific zone intended for the farm parcel was also applied to the subject property. The housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the amendment from 2008.
10	271400000800600 31811 Highway #3	A1-7	A1	The property immediately north of the subject property (31829 Highway #3) went through a zoning amendment in 1989 to permit the sale of horticultural, landscaping and related supplies as well as some site-specific building and structure requirements. When the current zoning by-law was adopted, the site specific A1-7 zone intended for 31829 Highway #3 was also applied to the subject property. The housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the amendment from 1989.
11	271400000125900 10360 Highway #3	M2, A2	M2, A2	The subject property went through an official plan amendment and zoning by-law amendment process in 2006 to permit the expansion of the existing quarry operation to the east (towards Erie Peat Road). When the current zoning by-law was adopted, the expansion area was not included in the Extractive Industrial – M2 zone. The housekeeping amendment proposes to change the zoning to reflect the intent of the amendment from 2006.
12	271400000617050 13065 Concession 1 Road	A2-1	A2	The subject property was created when Burkett Road was realigned in the early 2000's. When the current zoning by-law was adopted, an A2-1 zone prohibiting dwellings was applied to the subject property. The housekeeping amendment proposes to change the zoning of the subject property to an A2 zone to reflect the existing use of the subject property.

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
13	271400000617150 13004 Lakeshore Road	A1-1	A1	The subject property was severed from the adjacent farm parcel as a surplus farm dwelling in 2009 and a corresponding zoning amendment rezoned the farmland to prohibit dwellings. When the current zoning by-law was adopted, the site specific zone intended for the farm parcel was also applied to the subject property. The housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the amendment from 2009.
14	271400000539400 12510 Daley Ditch Road	RLS.C10, A1	RLS.C10	The subject property is designated as Lakeshore Residential under the Township's official plan and is currently being used for residential purposes. When the current zoning by-law was adopted, the subject property was zoned Residential Lakeshore – RLS.C10 and Agricultural Transition – A1. The housekeeping amendment proposes to change zoning of the subject property so that it is entirely within the RLS.C10 zone to align with the official plan.
15	271400000539500 12604 Lakeshore Road	RLS.C10, A1	RLS.C10	The subject property is designated as Lakeshore Residential under the Township's official plan and is currently being used for residential purposes. When the current zoning by-law was adopted, the subject property was zoned Residential Lakeshore – RLS.C10 and Agricultural Transition – A1. The housekeeping amendment proposes to change zoning of the subject property so that it is entirely within the RLS.C10 zone to align with the official plan.
16	271400000106400 10340 Lakeshore Road 271400000106200 10330, 10332 Lakeshore Road 271400000106100 10324 Lakeshore Road 271400000105700 10316, 10318 & 10320 Lakeshore Road	C3	RLS.C15	The subject properties have been used for seasonal and year-round residential uses and were zoned Residential – R1 under the previous zoning by-law. When the current zoning by-law was adopted, the Resort Recreational Commercial – C3 zone from an adjacent property was mistakenly applied to the subject properties. The housekeeping amendment proposes to change the zoning of the subject properties to a Residential Lakeshore – RLS.C15 zone to reflect the past and present residential uses.

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
17	271400000620100 13203 Lakeshore Road	RLS.C20-4	RLS.C20	The property adjacent to the subject property (13195-13199 Lakeshore Road) went through a zoning amendment in 2009 to recognize a number of special zoning provisions for the property. When the current zoning by-law was adopted, the site specific zone intended for the adjacent property was applied to the subject property in error. The housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the amendment from 2009.
18	271400000210000 10967 Lakeshore Road	RLS.C15-34	RLS.C15	10969 Lakeshore Road went through a zoning amendment application in 2007 to add site-specific provisions regarding lot coverage and accessory building height. When the current zoning by-law was adopted, the site-specific zoning was applied to 10967 Lakeshore Road instead of 10969 Lakeshore Road. The housekeeping amendment proposed to switch the zoning between the subject properties to reflect the intent of the amendment from 2007.
18	271400000210100 10969 Lakeshore	RLS.C15	RLS.C15-34	
19	271400001005500 Vacant Lot Forks Road	A2-29	A2-1	The subject properties were the subject of a zoning amendment as a result of a surplus farm dwelling application in 2015. The adopted amendment zoned the farm parcel to prohibit dwellings and 41558 Forks Road to permit a reduced lot frontage of 26.76m and to exempt the property from the Minimum Distance Separation (MDS) requirements. These site-specific zoning provisions were captured under one exception number (29) which does not follow the established agricultural zone exception numbering practice. The housekeeping amendment proposes to change the zoning of the subject properties to correct the exception numbering error.
19	271400001005509 41558 Forks Road	A2-29	A2-58	

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
20	271400001004000 Vacant Lot Forks Road	A2-30	A2-1,60	The subject properties were the subject of a zoning amendment as a result of a surplus farm dwelling application in 2015. The adopted amendment zoned the farm parcel to prohibit dwellings and permitted a reduced lot area of 2.829 hectares and 41238 Forks Road to exempt the property from the Minimum Distance Separation (MDS) requirements. These site-specific zoning provisions were captured under one exception number (30) which does not follow the established agricultural zone exception numbering practice. The housekeeping amendment proposes to change the zoning of the subject properties to correct the exception numbering error.
20	271400001004002 41238 Forks Road	A2-30	A2-59	
21	271400000900404 32433 Feeder Road West	A2-1	A2-61	The subject property was the subject of a zoning amendment as a result of a surplus farm dwelling application in 2015. The adopted amendment zoned the farm parcel to prohibit dwellings and 32433 Feeder Road West to exempt the parcel from the Minimum Distance Separation (MDS) requirements. These site-specific zoning provisions were incorrectly captured under exception 1 which does not follow the established agricultural zone exception numbering practice. The housekeeping amendment proposes to change the zoning of the subject property to correct the exception numbering error.
22	271400000304700 Vacant Lot Highway #3	A1-31	A1-1,25	The subject properties were the subject of a zoning amendment as a result of a surplus farm dwelling application in 2015. The adopted amendment zoned the farm parcel to prohibit dwellings, permit a reduced lot area of 11.25 hectares and a reduced lot frontage of 158.496 metres and 11274 Golf Course Road to exempt the parcel from the Minimum Distance Separation (MDS) requirements. These site-specific zoning provisions were captured under one exception number (31) which does not follow the established agricultural zone exception numbering practice. The housekeeping amendment proposes to change the zoning of the subject properties to correct the exception numbering error.
22	271400000304704 11274 Golf Course Road	A1-31	A1-24	

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
23	271400000126102 Vacant Lot Erie Peat Road	A2-58	A2-1,62	The subject property was the subject of a zoning amendment as a result of a surplus farm dwelling application in 2016. The adopted amendment zoned the farm parcel to prohibit dwellings and permit a reduced lot area of 22.9 hectares under exception 58 which did not follow the next number in the sequence. The housekeeping amendment proposed to change the zoning of the subject property to correct the exception numbering error.
24	271400001107400 Vacant Lot Perry Road	A2-1,66	A2-1,63	The subject property was the subject of a zoning amendment as a result of a surplus farm dwelling application in 2017. The adopted amendment zoned the farm parcel to prohibit dwellings and permit a reduced lot area of 22.63 hectares under exceptions 1 and 66 which did not follow the next number in the sequence. The housekeeping amendment proposed to change the zoning of the subject property to correct the exception numbering error.
25	271400001313100 Vacant Lot Regional Road 45	A2-1,59	A2-1,77	The subject property was the subject of a zoning amendment as a result of a surplus farm dwelling application in 2018. The adopted amendment zoned the farm parcel to prohibit dwellings and permit a reduced lot area of 19.9 hectares under exceptions 1 and 59 which did not follow the next number in the sequence. The housekeeping amendment proposed to change the zoning of the subject property to correct the exception numbering error.
26	271400001111504 Vacant Lot Perry Road	A2	A2-1,74	The subject properties were the subject of a zoning amendment as a result of a surplus farm dwelling application in 2014, which amended the previous zoning by-law 581-78. The adopted amendment zoned the farm parcel to prohibit dwellings and permit a reduced lot area of 15.86 hectares and 63027 Perry Road to exempt the parcel from the Minimum Distance Separation (MDS) requirements. This amendment was not incorporated into the current zoning by-law and so the housekeeping amendment proposes to change the zoning of the subject properties to reflect the intent of the 2014 amendment.
26	271400001111500 63027 Perry Road	A2	A2-75	

ZBA Map	Assessment Roll Number/ Address	Current Zoning	Proposed Zoning	Issue
27	271400000224801 Vacant Lot Golf Course Road	A1	A1-1,26	The subject property was the subject of a zoning amendment as a result of a surplus farm dwelling application in 2014, which amended the previous zoning by-law 581-78. The adopted amendment zoned the farm parcel to prohibit dwellings and to permit a lot area of 9.815 hectares. This amendment was not incorporated into the current zoning by-law and so the housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the 2014 amendment.
28	271400000704700 271400000704800 271400000704605 Vacant Lots Feeder Road East	A2	A2-1	The subject properties were the subject of a zoning amendment as a result of a surplus farm dwelling application in 2014, which amended the previous zoning by-law 581-78. The adopted amendment zoned the farm parcel to prohibit dwellings. This amendment was not incorporated into the current zoning by-law and so the housekeeping amendment proposes to change the zoning of the subject properties to reflect the intent of the 2014 amendment.
29	271400000430000 Vacant Lot Dixie Road	A1, A2	A1-1, A2-1	The subject properties were the subject of a zoning amendment as a result of a surplus farm dwelling application in 2014. The adopted amendment zoned the farm parcel to prohibit dwellings and 21641 Dixie Road to exempt the parcel from the Minimum Distance Separation (MDS) requirements, permit a maximum of 8 livestock units and prohibit new livestock facilities. This amendment was not incorporated into the current zoning by-law and so the housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the 2014 amendment.
29	271400000430002 21641 Dixie Road	A2	A2-76	
30	271400001004200 Vacant Lot Hewitt Road	A2	A2-1	The subject property was the subject of a zoning amendment as a result of a surplus farm dwelling application in 2014, which amended the previous zoning by-law 581-78. The adopted amendment zoned the farm parcel to prohibit dwellings. This amendment was not incorporated into the current zoning by-law and so the housekeeping amendment proposes to change the zoning of the subject property to reflect the intent of the 2014 amendment.

APPENDIX “B”

CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 00X-2023

Being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to all lands within the Township of Wainfleet.

WHEREAS the Corporation of the Township of Wainfleet has reviewed Zoning By-law No. 034-2014 and deems it advisable to amend same:

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. THAT Map 1 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 85637 Canborough Road from Agricultural – A2 to Agricultural – A2-7 and the property known municipally as 85633 Canborough Road from Agricultural A2-7 to Agricultural – A2 as shown on Schedule “A1” attached hereto;
 - b. the property known municipally as 271400001313100 (Regional Road 45) from Agricultural – A2-1,59 to Agricultural – A2-1,77 as shown on Schedule “A25” attached hereto.
2. THAT Map 2 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 63644 Smith Road from Agricultural – A2-1 to Agricultural – A2 as shown on Schedule “A2” attached hereto.
3. THAT Map 3 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 271400001111504 (Perry Road) from Agricultural – A2 to Agricultural – A2-1,74 and the property known municipally as 63027 Perry Road from Agricultural – A2 to Agricultural – A2-75 as shown on Schedule “A26” attached hereto.
4. THAT Map 4 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning the properties known municipally as 61430, 61441 and 61445 Regional Road 27 from Agricultural – A2 and Agricultural – A2-18 to Agricultural A2 as shown on Schedule “A3” attached hereto.
5. THAT Map 6 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 43581 Highway #3 from Agricultural – A2-1,46 to Agricultural – A2-46 as shown on Schedule “A4” attached hereto;
 - b. the property known municipally as 271400001207500 (Smith Road) from Agricultural – A2 to Agricultural – A2-1,73 as shown on Schedule “A5” attached hereto.
6. THAT Map 7 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 53223 Winger Road from Residential Hamlet – RH(H) to Agricultural Transition – A1 as shown in Schedule “A6” attached hereto;
 - b. the following properties from Agricultural Transition – A1-1 to Agricultural – A1 as shown on Schedule “A7” attached hereto:

- i. 53236, 53241, 53237, 53235 Winger Road and 271400001203000 (Winger Road);
 - ii. 53060, 53044, 53042, 53038, 53036, 53034, 53030, 53026, 53024, 53018, 53016, 53014, 43030, 53025, 53023, 53021 Perry Road and 271400001107310 (Perry Road);
 - iii. 43038, 42966, 42838 Highway #3;
 - c. the property known municipally as 271400001107400 (Perry Road) from Agricultural – A2-1,66 to Agricultural – A2-1,63 as shown on Schedule "A24" attached hereto.
- 7. THAT Map 8 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 271400000810125 (Builing Road) from Agricultural – A2-1 to Agricultural – A2 as shown on Schedule "A8" attached hereto;
 - b. the property known municipally as 2714000010005500 (Forks Road) from Agricultural – A2-29 to Agricultural – A2-1 and the property known municipally as 41558 Forks Road from Agricultural – A2-29 to Agricultural – A2-58 as shown on Schedule "A19" attached hereto;
 - c. the property known municipally as 271400001004000 (Forks Road) from Agricultural – A2-30 to Agricultural – A2-1,60 and the property known municipally as 41238 Forks Road from Agricultural – A2-30 to Agricultural – A2-59 as shown on Schedule "A20" attached hereto;
 - d. the property known municipally as 271400001004200 (Hewitt Road) from Agricultural – A2 to Agricultural – A2-1 as shown on Schedule "A30" attached hereto.
- 8. THAT Map 9 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the properties known municipally as 271400000704700, 271400000704800 and 271400000704605 (Feeder Road East) from Agricultural – A2 to Agricultural – A2-1 as shown on Schedule "A28" attached hereto.
- 9. THAT Map 10 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 33041 Feeder Road West from Agricultural – A2 and Agricultural – A2-25 as shown on Schedule "A9" attached hereto.
- 10. THAT Map 11 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 32433 Feeder Road West from Agricultural – A2-1 to Agricultural – A2-61 as shown on Schedule "A21" attached hereto.
- 11. THAT Map 12 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 31811 Highway #3 from Agricultural Transition – A1-7 to Agricultural Transition – A1 as shown on Schedule "A10" attached hereto;
 - b. the property known municipally as 271400000430000 (Dixie Road) from Agricultural Transition – A1 and Agricultural – A2 to Agricultural Transition – A1-1 and Agricultural – A2-1 and the property known municipally as 21641 Dixie Road from Agricultural – A2 to Agricultural – A2-76 as shown on Schedule "A29" attached hereto;

12. THAT Map 13 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 10360 Highway #3 from Extractive Industrial – M2 and Agricultural – A2 to Industrial – M2 and Agricultural – A2 as shown on Schedule "A11" attached hereto;
 - b. the property known municipally as 271400000126102 (Erie Peat Road) from Agricultural – A2-58 to Agricultural – A2-1,62 as shown on Schedule "A23" attached hereto.
13. THAT Map 14 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 13065 Concession 1 Road from Agricultural – A2-1 to Agricultural – A2 as shown on Schedule "A12" attached hereto;
 - b. the property known municipally as 13004 Lakeshore Road from Agricultural Transition – A1-1 to Agricultural Transition – A1 as shown on Schedule "A13" attached hereto.
14. THAT Map 15 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 12510 Daley Ditch Road from Residential Lakeshore – RLS.C10 and Agricultural Transition – A1 to Residential Lakeshore – RLS.C10 as shown on Schedule "A14" attached hereto;
 - b. the property known municipally as 12604 Lakeshore Road from Residential Lakeshore – RLS.C10 and Agricultural Transition – A1 to Residential Lakeshore – RLS.C10 as shown on Schedule "A15" attached hereto.
15. THAT Map 16 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 271400000304700 (Highway #3) from Agricultural Transition – A1-31 to Agricultural Transition – A1-1,25 and the property known municipally as 11274 Golf Course Road from Agricultural Transition – A1-31 to Agricultural Transition – A1-24 as shown in Schedule "A22" attached hereto.
16. THAT Map 17 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 271400000224801 (Golf Course Road) from Agricultural Transition – A1 to Agricultural Transition – A1-1,26 as shown on Schedule "A27" attached hereto.
17. THAT Map 18 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the properties known municipally as 10340 Lakeshore Road, 10330-10332 Lakeshore Road, 10324 Lakeshore Road and 10316-10320 Lakeshore Road from Resort Recreational Commercial – C3 to Residential Lakeshore – RLS.C15 as shown in Schedule "A16" attached hereto.
18. THAT Map 19 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 13203 Lakeshore Road from Residential Lakeshore – RLS.C20-4 to Residential Lakeshore – RLS.C20 as shown in Schedule "A17" attached hereto.
19. THAT Map 29 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 10967 Lakeshore Road from Residential Lakeshore – RLS.C15-34 to Residential Lakeshore – RLS.C15 and the property known

municipally as 10969 Lakeshore Road from Residential Lakeshore – RLS.C15 to Residential Lakeshore – RLS.C15-34 as shown in Schedule "A18" attached hereto.

20. THAT Table 7 of Section 6 entitled "Permitted Use Exceptions" of Zoning By-law 034-2014, as amended, is hereby further amended by adding the following text:

Zone	#	By-law #	Address	Additional Permitted Uses	Sole Permitted Uses	Excluded Uses
A1	1	001-2006 00X-2023	Pt. Lot 35, Con. 5			Dwellings
		001-2016 00X-2023	Pt. Lot 12, Con. 1			
		025-2014 00X-2023	Pt. Lot 11, Con. 1			
		029-2014 00X-2023	Pt. Lots 14 & 15, Con. 2			
A2	1	015-2012 00X-2023	Pt. Lot 35, Con. 5			Dwellings
		015-2015 00X-2023	Pt. Lot 15, Con. 5			
		036-2015 00X-2023	Pt. Lot 12, Con. 5			
		058-2015 00X-2023	Pt. Lot 24, Con. 3			
		052-2016 00X-2023	Pt. Lot 4, Con. 2			
		014-2014 00X-2023	Pt. Lot 29, Con. 6			
		028-2014 00X-2023	Pt. Lots 6 & 7, Con. 4			
		029-2014 00X-2023	Pt. Lots 14 & 15, Con. 2			
		036-2014 00X-2023	Pt. Lot 13, Con. 5			
A2	76	029-2014 00X-2023	Pt. Lots 14 & 15, Con. 2			New livestock facilities (after August 12, 2014)

21. THAT Table 7 of Section 6 entitled "Permitted Use Exceptions" of Zoning By-law 034-2014, as amended, is hereby further amended by deleting the struck-out text:

Zone	#	By-law #	Address	Additional Permitted Uses	Sole Permitted Uses	Excluded Uses
A2	29	015-2015	Pt. Lot 15, Con. 5			Dwellings
A2	30	036-2015	Pt. Lot 12, Con. 5			Dwellings
A2	34	001-2016	Pt. Lot 12, Con. 1			Dwellings
A2	58	052-2016	Pt. Lot 4, Con. 2			Dwellings

22. THAT Table 8 of Section 6 entitled "Lot and Building and Structure Exceptions" of Zoning By-law 034-2014, as amended, is hereby further amended by adding the following text:

Zone	#	By-Law #	Address	Description of Special Provision
A1	24	001-2016 00X-2023	Pt. Lot 12, Con. 1	The M.D.S. requirements shall not apply.
A1	25	001-2016 00X-2023	Pt. Lot 12, Con. 1	Minimum Lot Area: 11.25 hectares Minimum Lot Frontage: 158.496m
A1	26	014-2014 00X-2023	Pt. Lot 29, Con. 6	Minimum Lot Area: 9.815 hectares
A2	58	015-2015 00X-2023	Pt. Lot 15, Con. 5	Minimum Lot Frontage: 26.76m The M.D.S. requirements shall not apply.
A2	59	036-2015 00X-2023	Pt. Lot 12, Con. 5	The M.D.S. requirements shall not apply.
A2	60	036-2015 00X-2023	Pt. Lot 12, Con. 5	Minimum Lot Area: 28.29 hectares
A2	61	058-2015 00X-2023	Pt. Lot 24, Con. 3	The M.D.S. requirements shall not apply.
A2	62	052-2016 00X-2023	Pt. Lot 4, Con. 2	Minimum Lot Area: 22.9 hectares
A2	63	034-2014 00X-2023	Pt. Lot 28 & 29, Con. 5	Minimum Lot Area: 22.63 hectares
A2	73	015-2012 00X-2023	Pt. Lot 35, Con. 5	Minimum Lot Area: 8.3 hectares
A2	74	014-2014 00X-2023	Pt. Lot 29, Con. 6	Minimum Lot Area: 15.86 hectares
A2	75	014-2014 00X-2023	Pt. Lot 29, Con. 6	The M.D.S. requirements shall not apply.
A2	76	029-2014 00X-2023	Pt. Lots 14 & 15, Con. 2	The M.D.S. requirements shall not apply. Maximum Number of Livestock Units: 8
A2	77	024-2018 00X-2023	Pt. Lots 50 & 51, Con. 7	Minimum Lot Area: 19.9 hectares

23. THAT Table 8 of Section 6 entitled "Lot and Building and Structure Exceptions" of Zoning By-law 034-2014, as amended, is hereby further amended by deleting the struck-out text and adding the underlined text:

Zone	#	By-Law #	Address	Description of Special Provision
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A2	4	058-2015	Pt. Lot 24, Con. 3	The M.D.S. requirements shall not apply.
A2	29	015-2015	Pt. Lot 15, Con. 5	Minimum Lot Frontage: 26.76m The M.D.S. requirements shall not apply.
A2	30	036-2015	Pt. Lot 12, Con. 5	Minimum Lot Area: 28.29 hectares The M.D.S. requirements shall not apply.
A2	31	001-2016	Pt. Lot 12, Con. 1	Minimum Lot Area: 11.25 hectares Minimum Lot Frontage: 158.496m The M.D.S. requirements shall not apply.
A2	46	037-2012 037-2010	Pt. Lot 37, Con. 4	Maximum lot coverage for accessory buildings: 285 sq.m.
A2	58	052-2016	Pt. Lot 4, Con. 2	Minimum Lot Area: 22.9 hectares
A2	59	024-2018	Pt. Lot 50 & 51, Con. 7	Minimum Lot Area: 19.9 hectares
A2	66	034-2017	Pt. Lot 28 & 29, Con. 5	Minimum Lot Area: 22.63 hectares

24. THAT pursuant to Section 34(17) of the Planning Act, as amended, no further public meeting is required.
25. THAT this By-law shall come into force, take effect and be passed on the final reading hereof subject to the provisions of Section 34 of the Planning Act.

BY-LAW READ AND PASSED THIS XXTH DAY OF JANUARY, 2023.

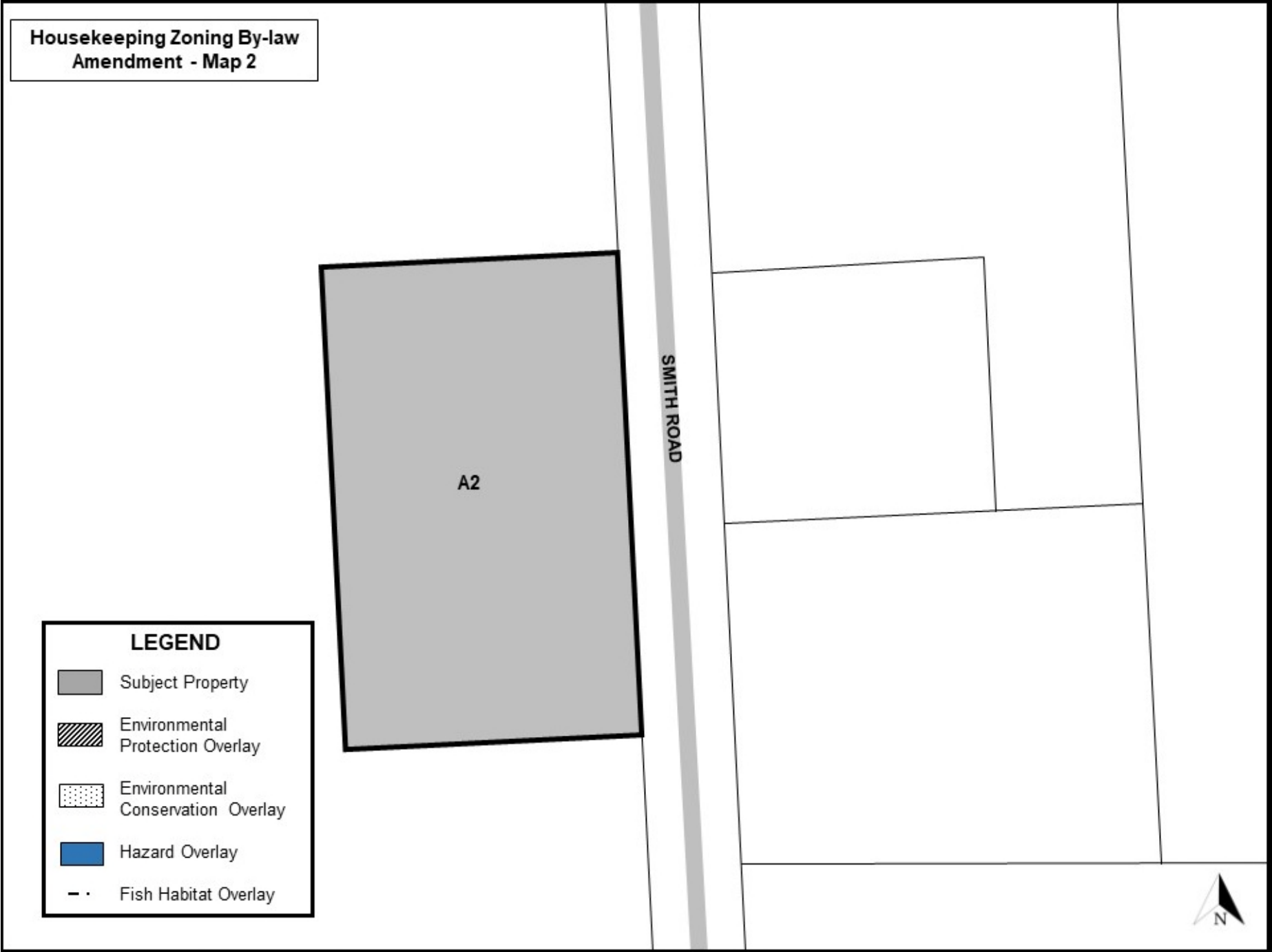
B. Grant, MAYOR

M. Kirkham, DEPUTY CLERK

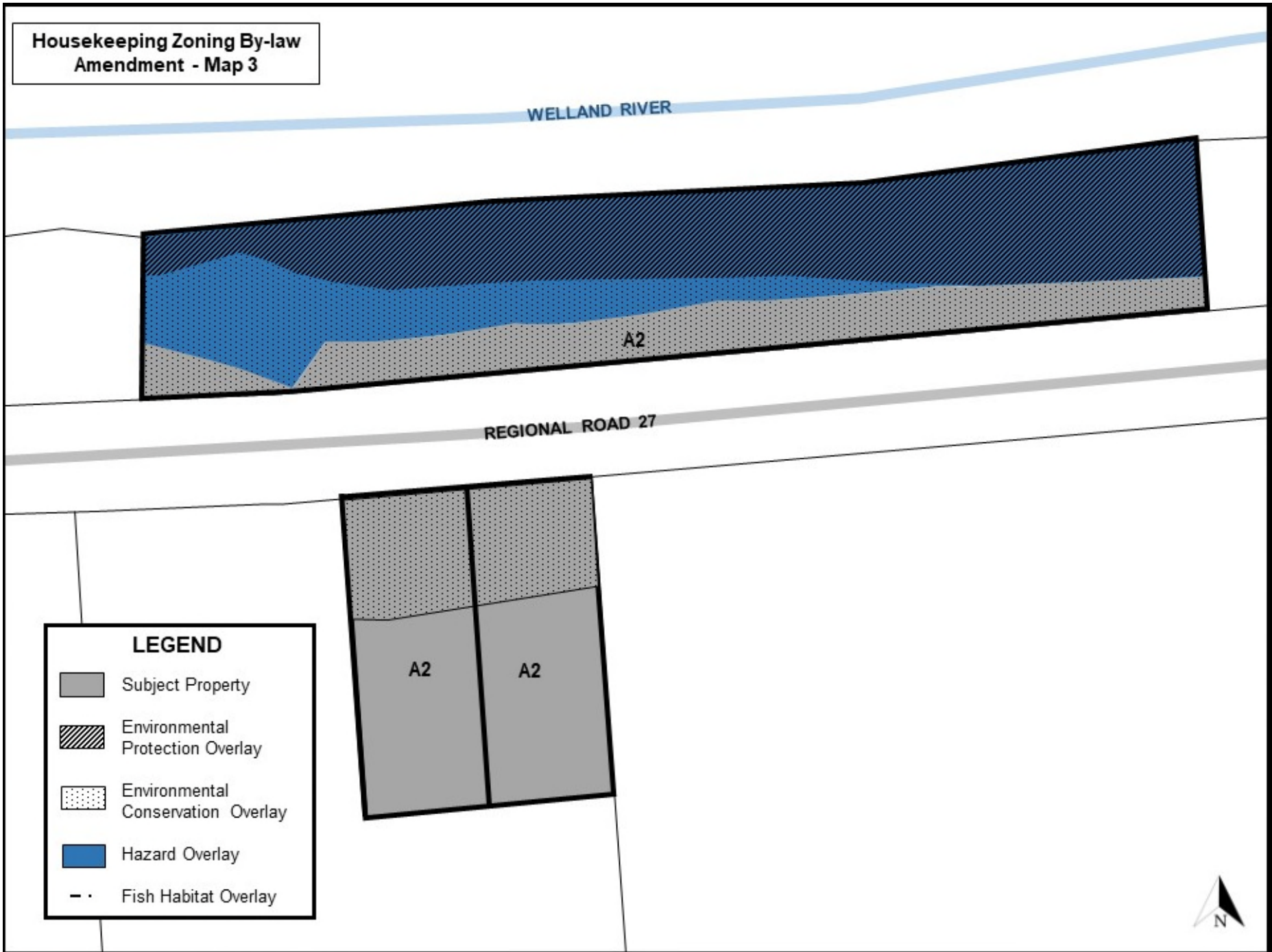
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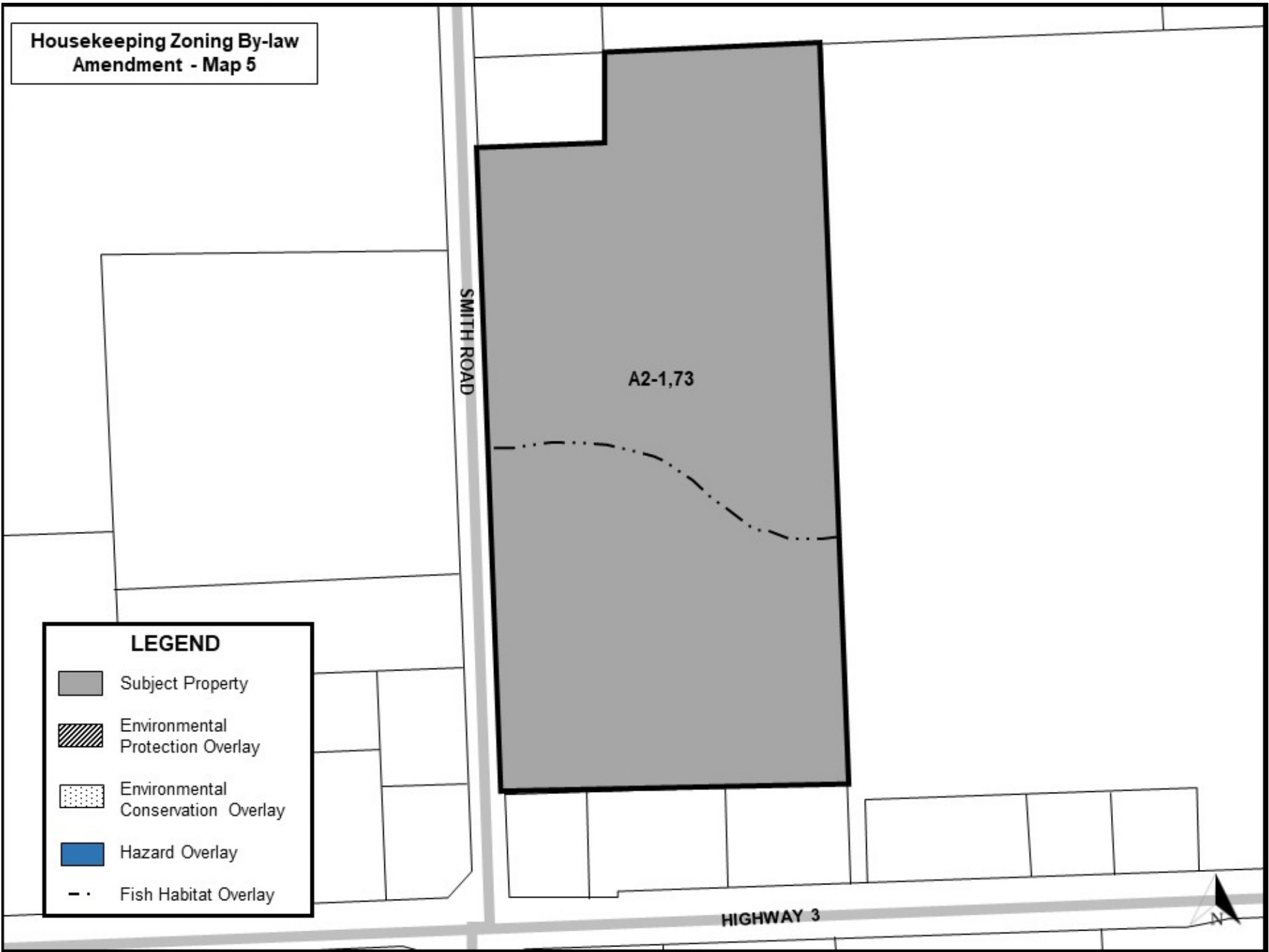
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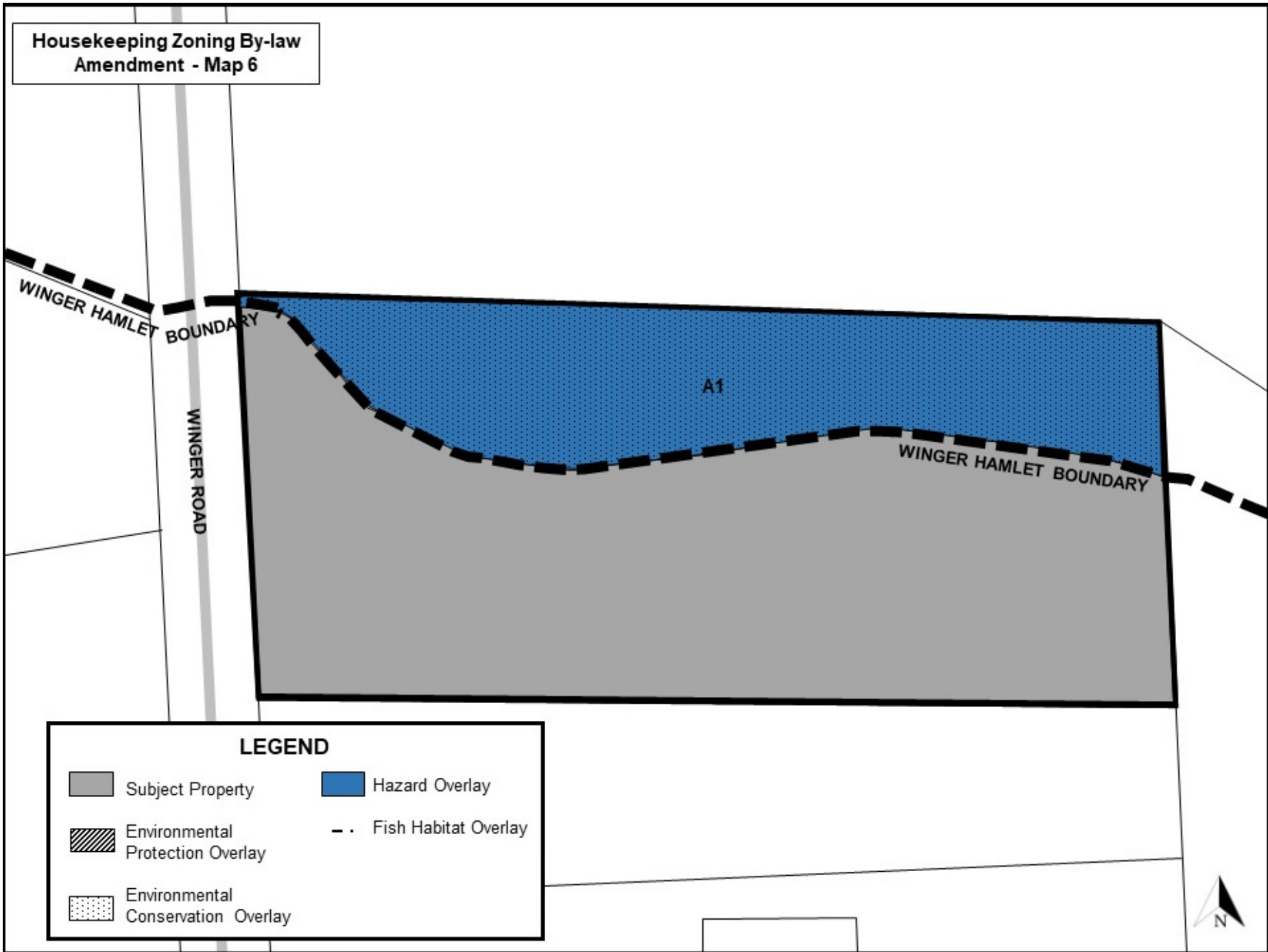
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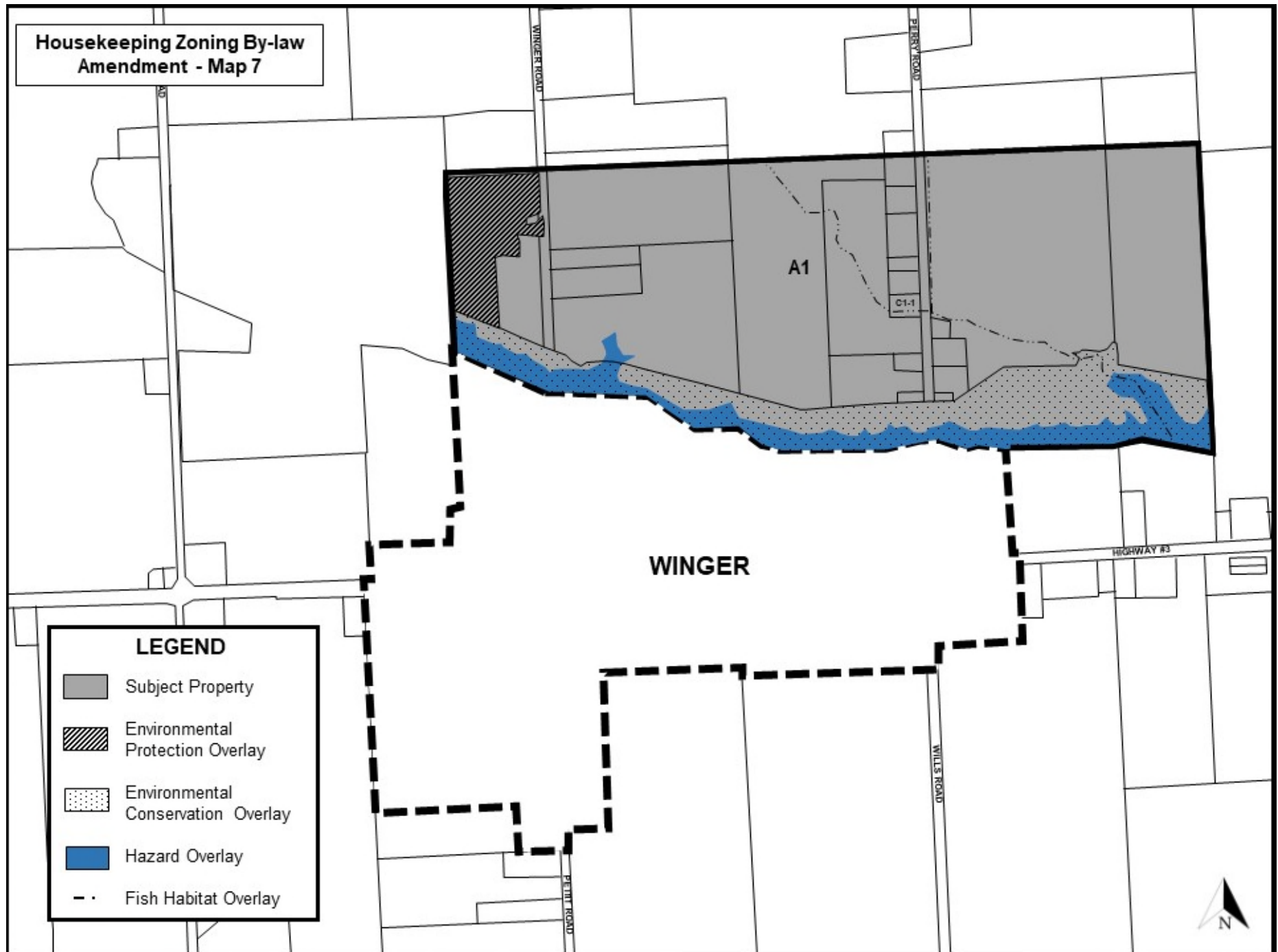
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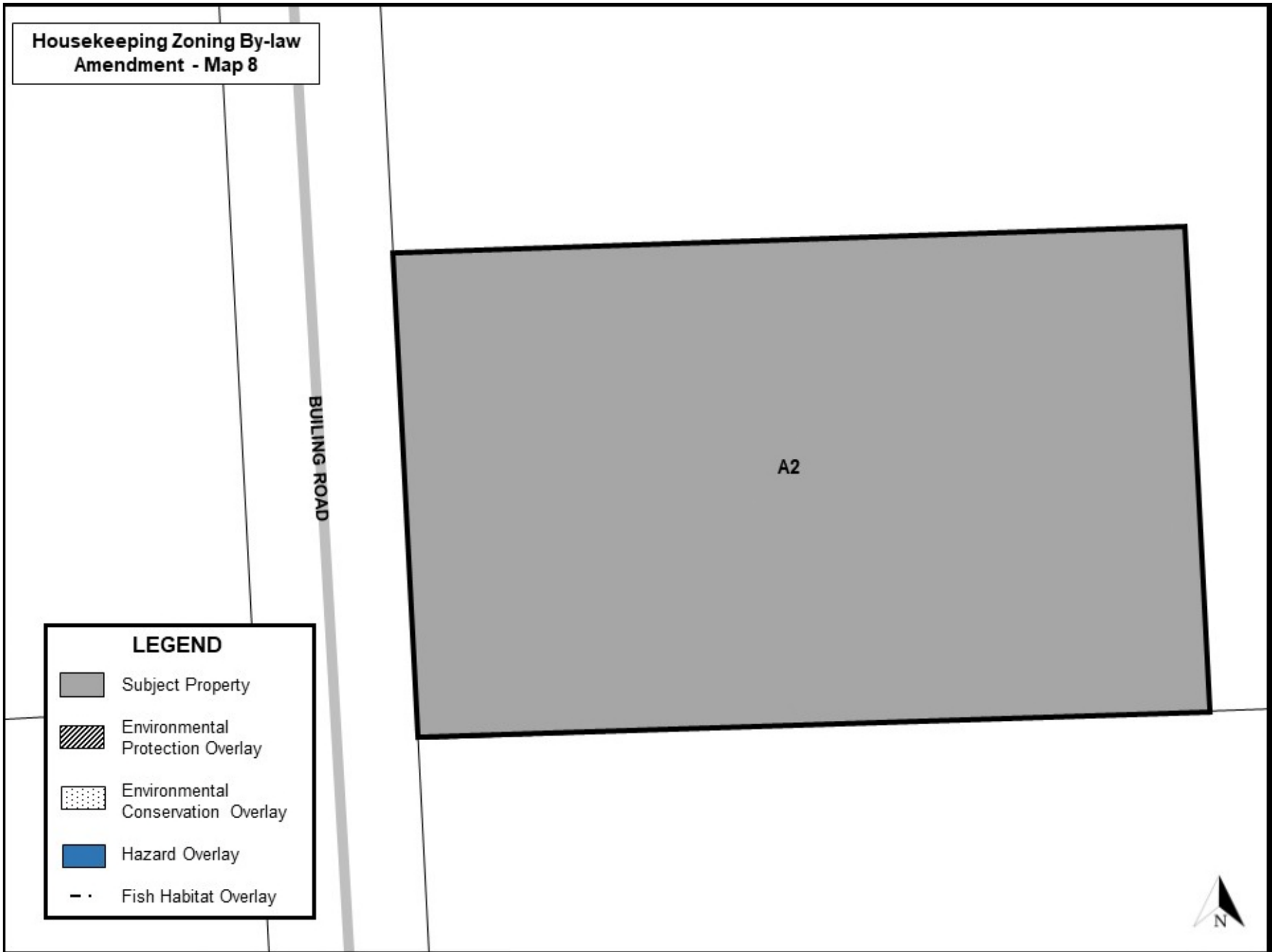
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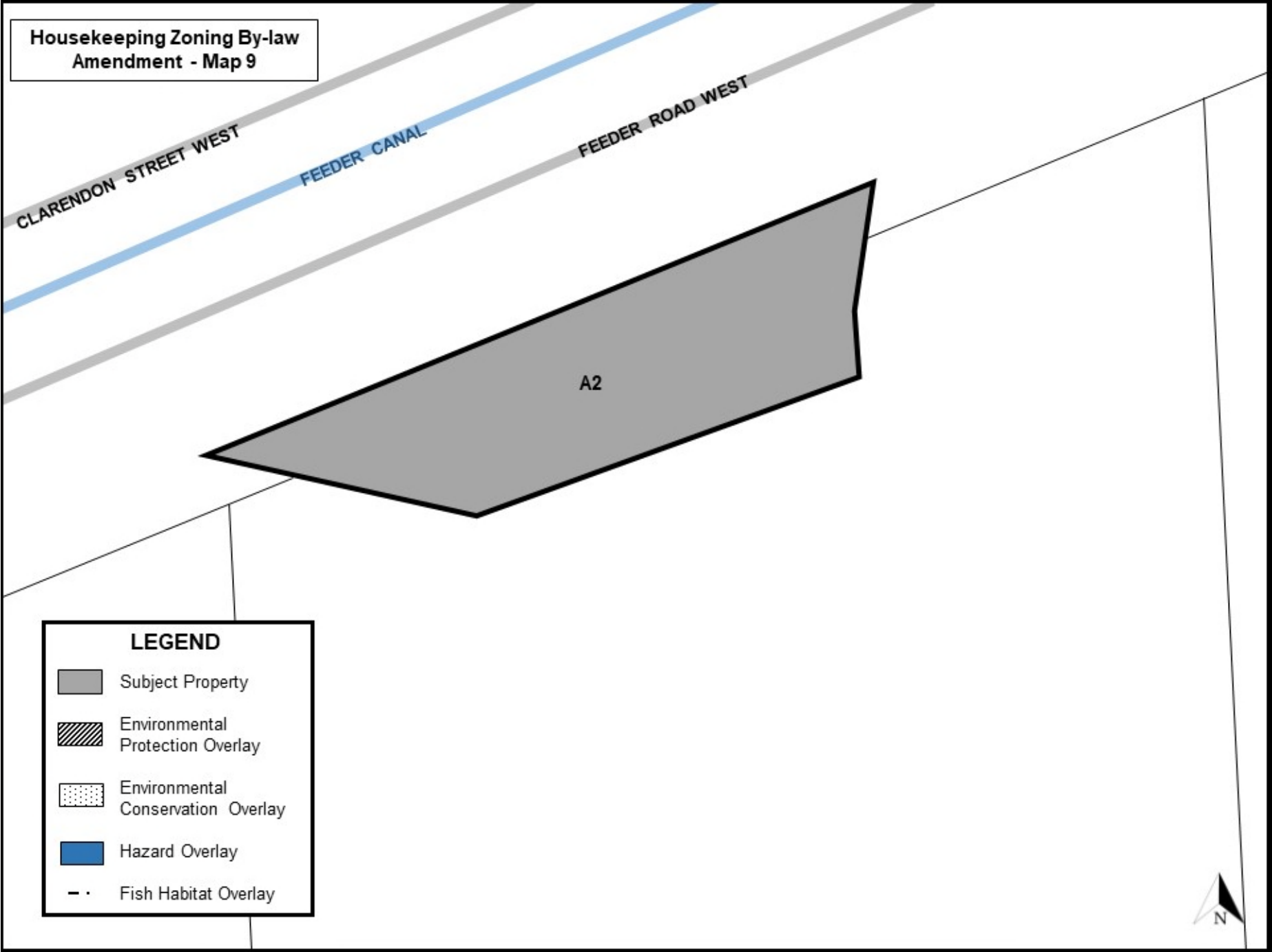
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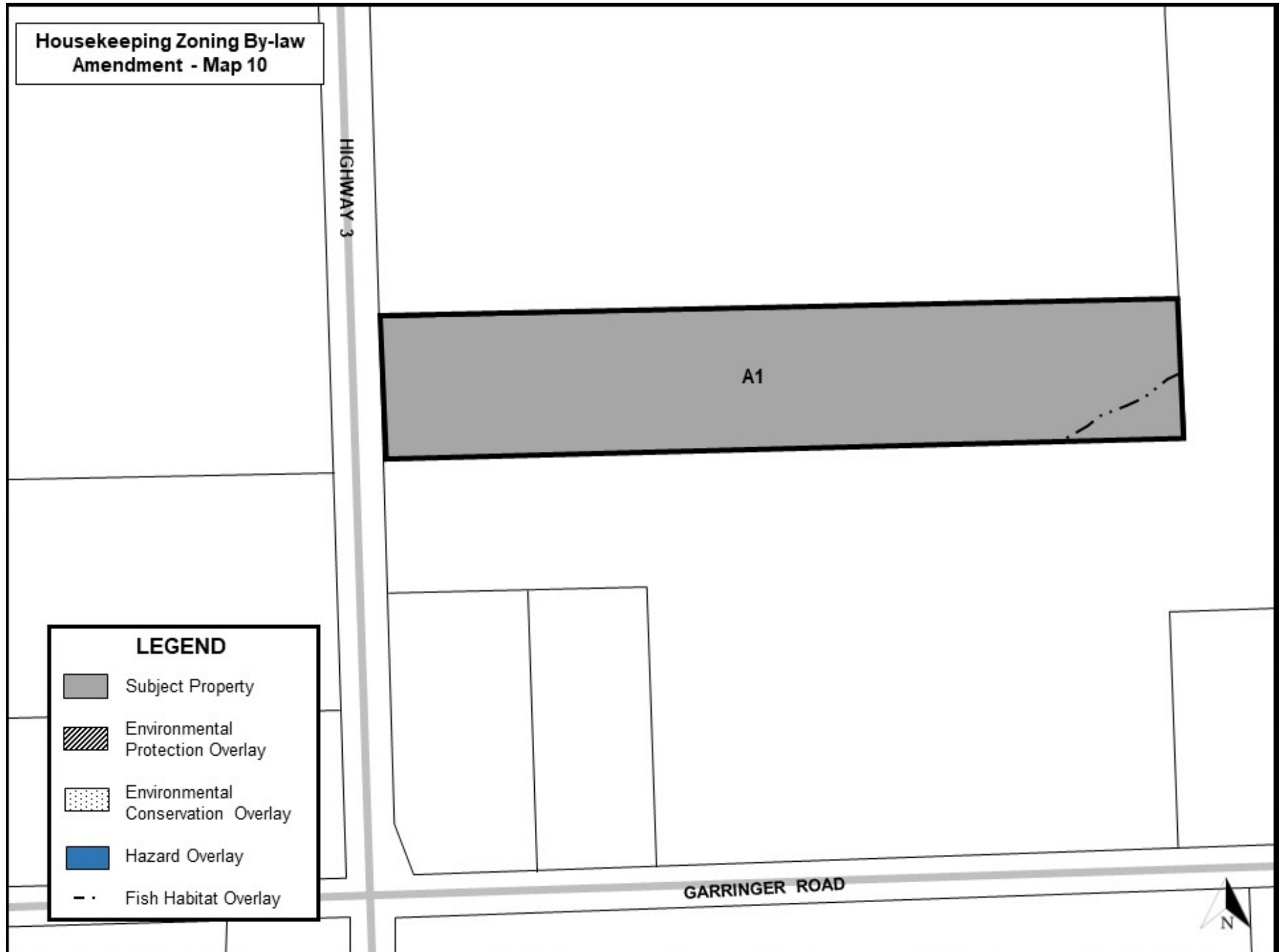
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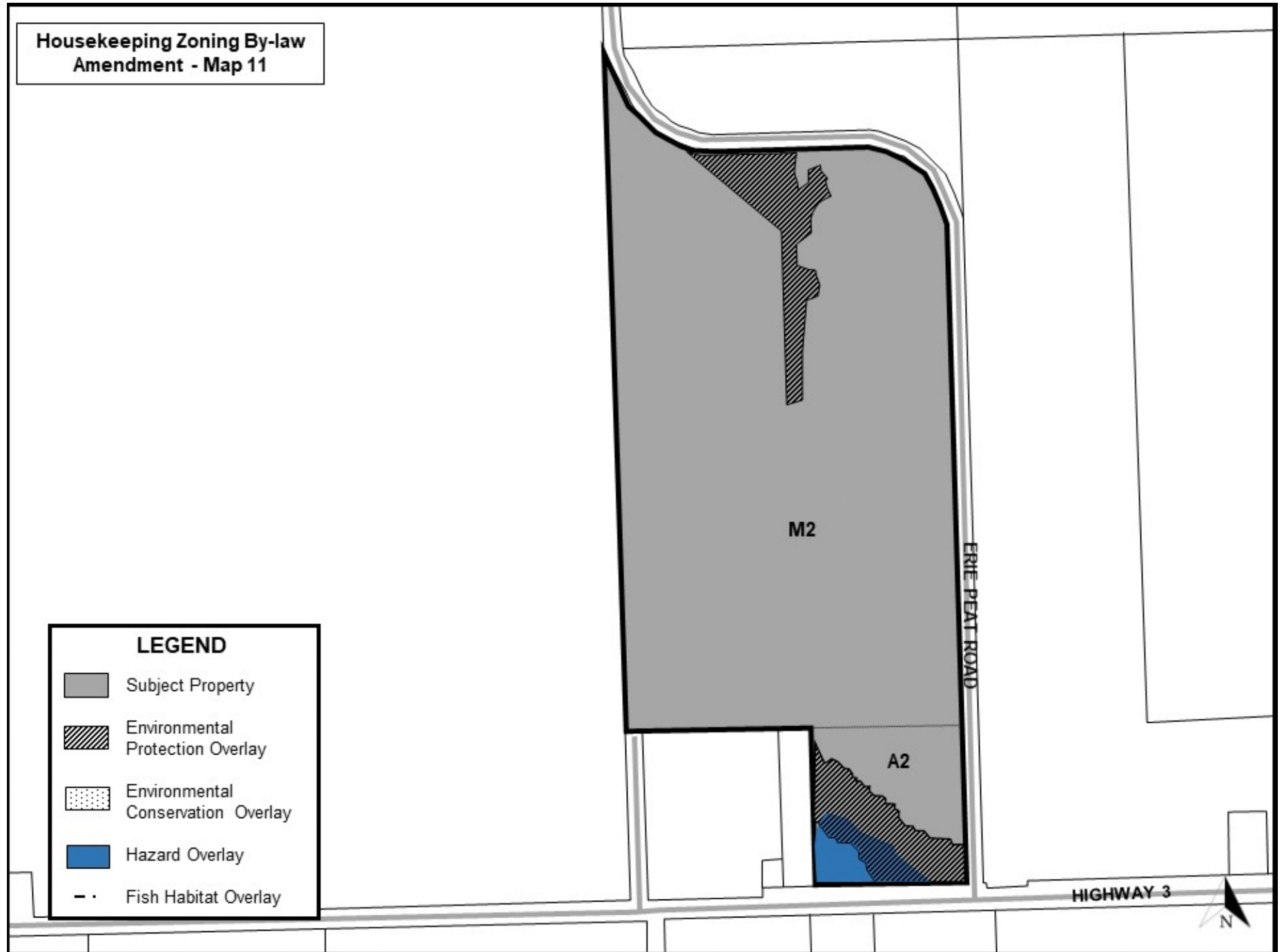
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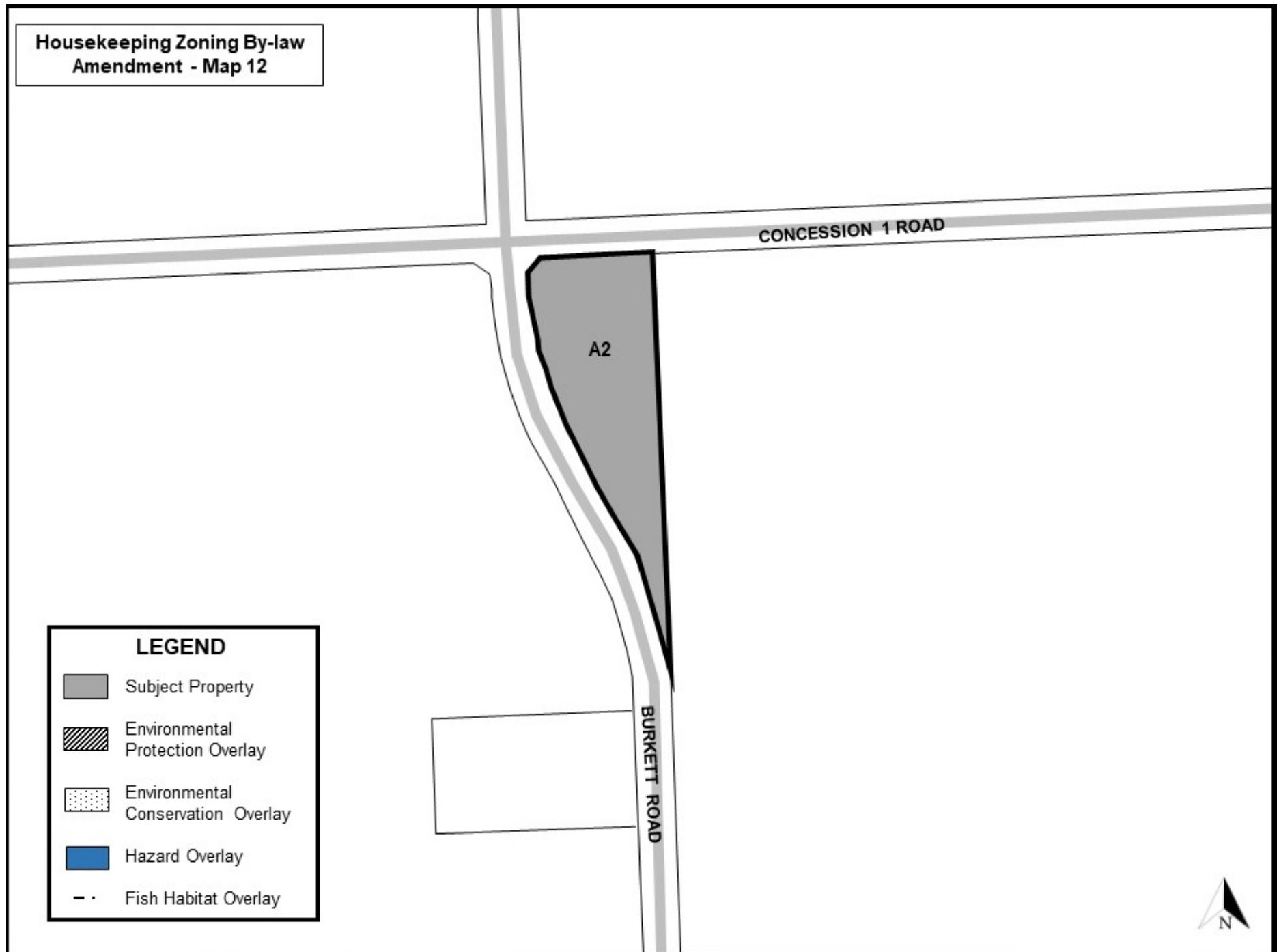
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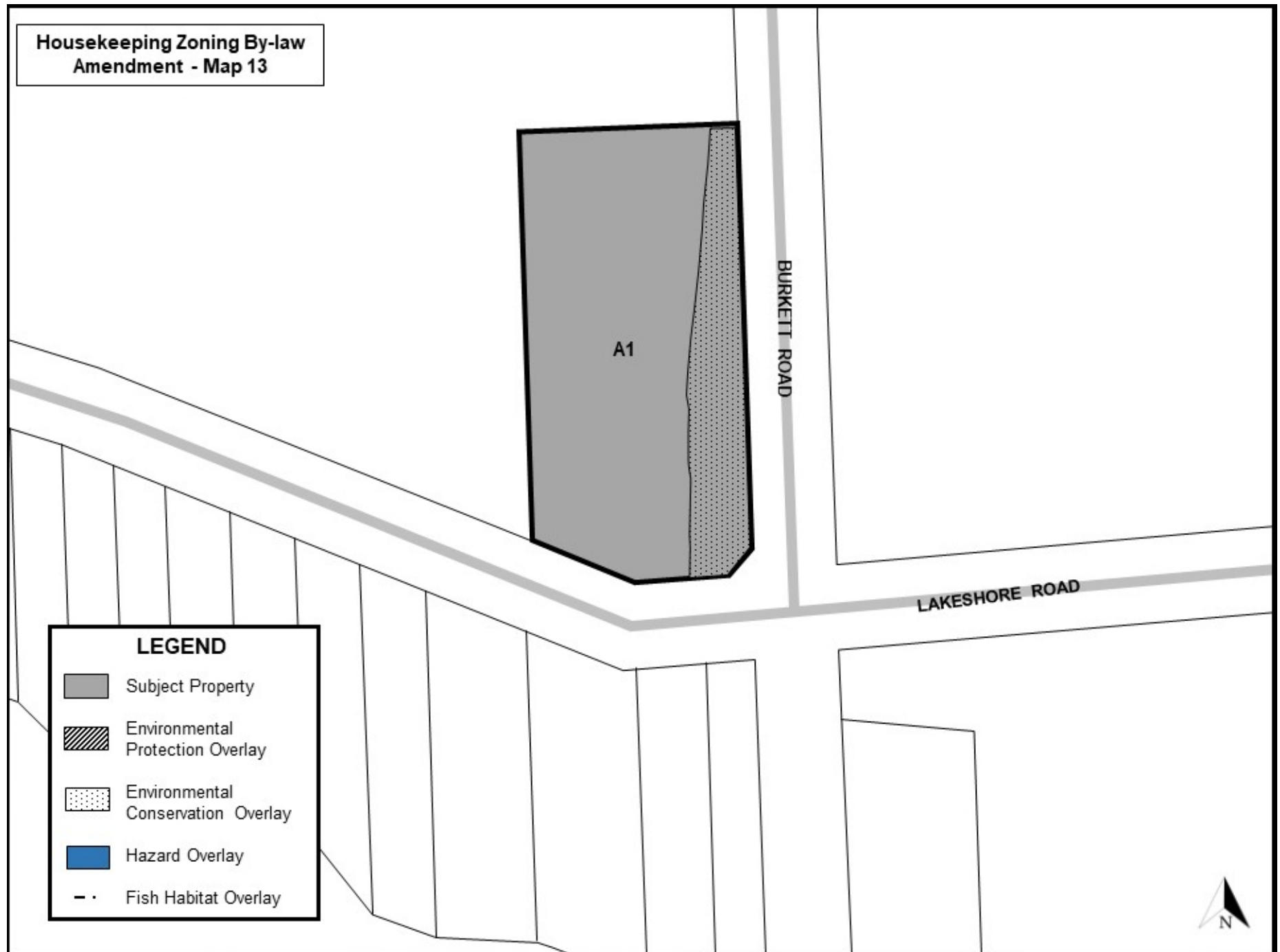
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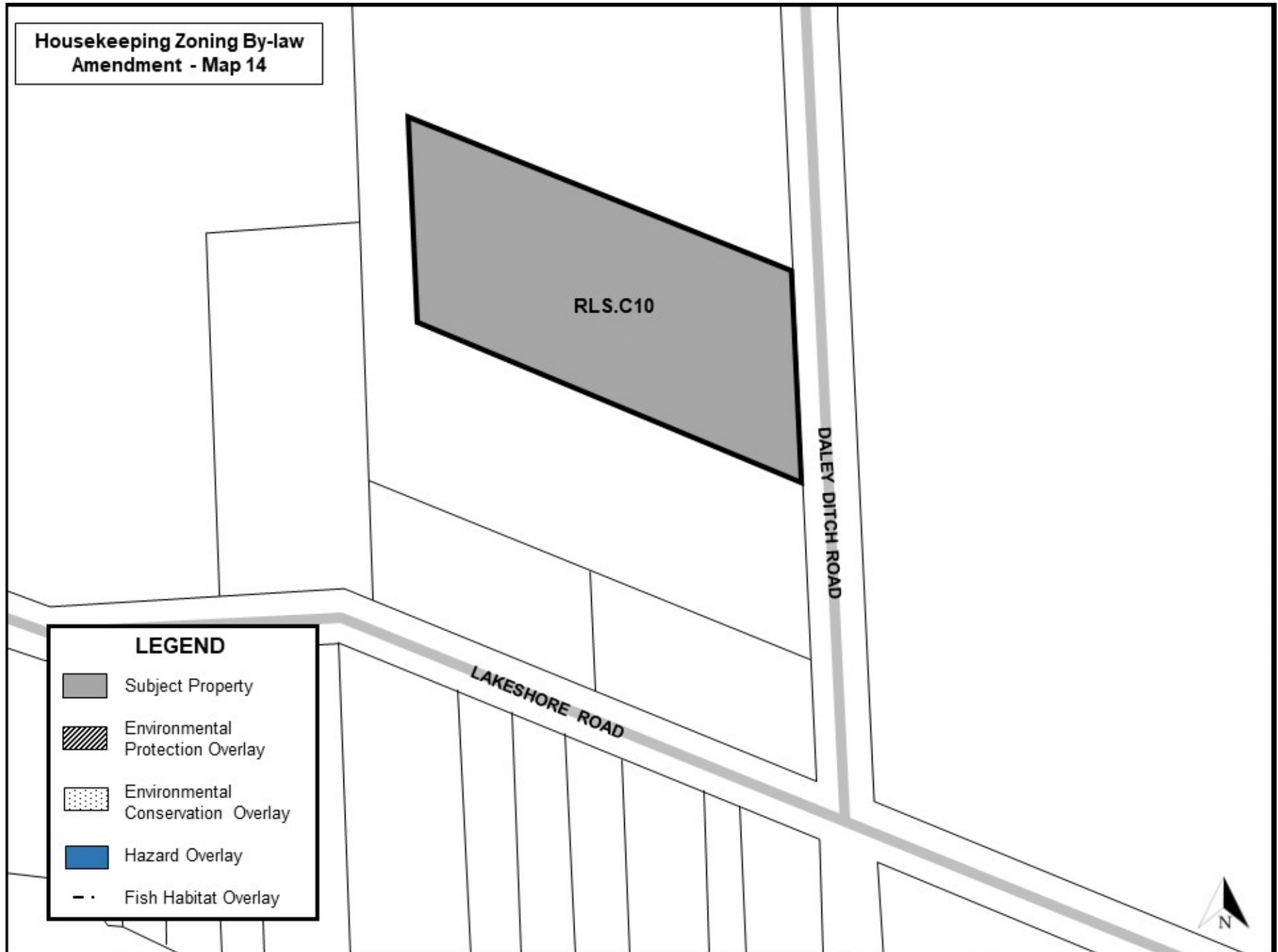
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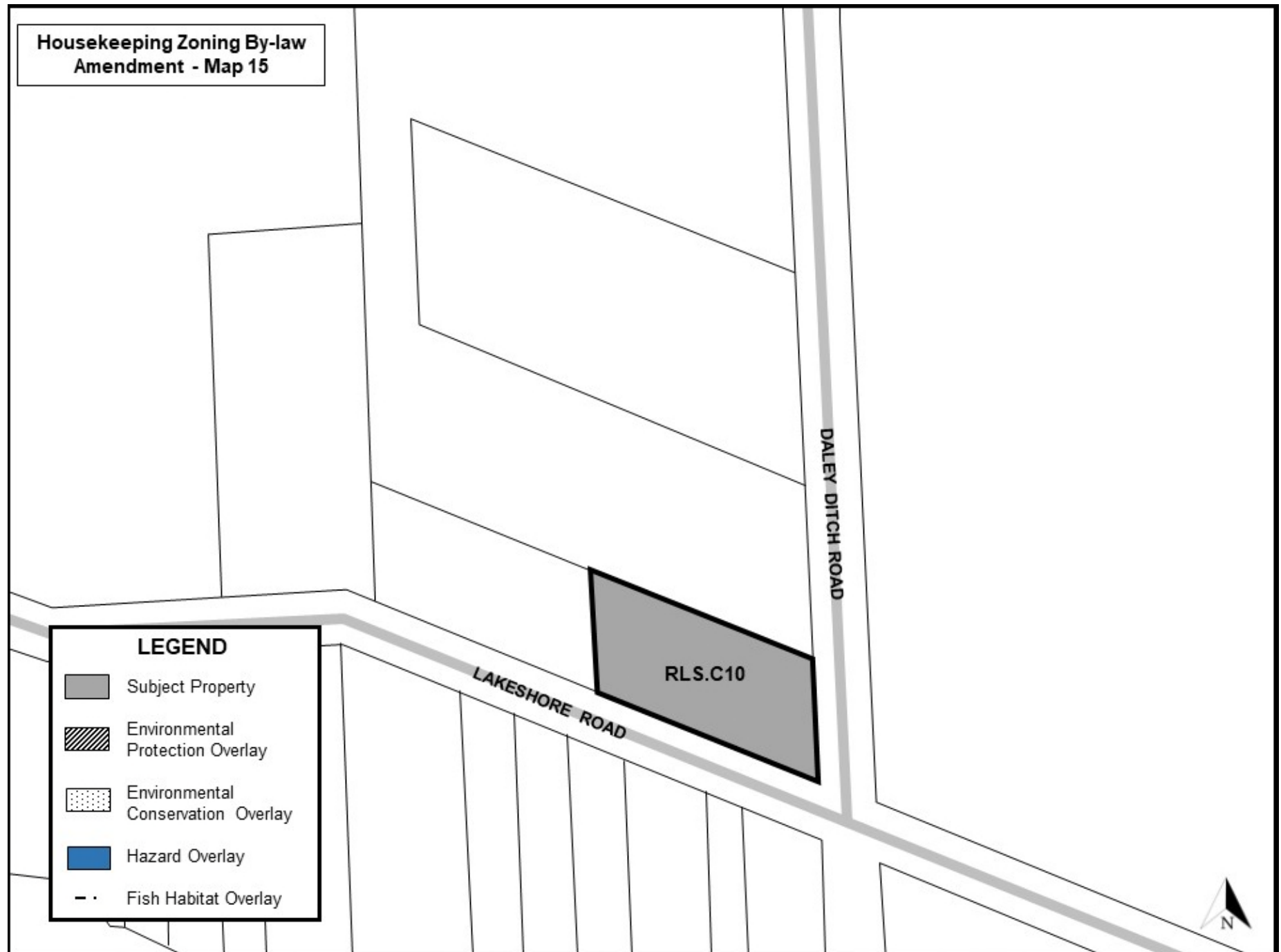
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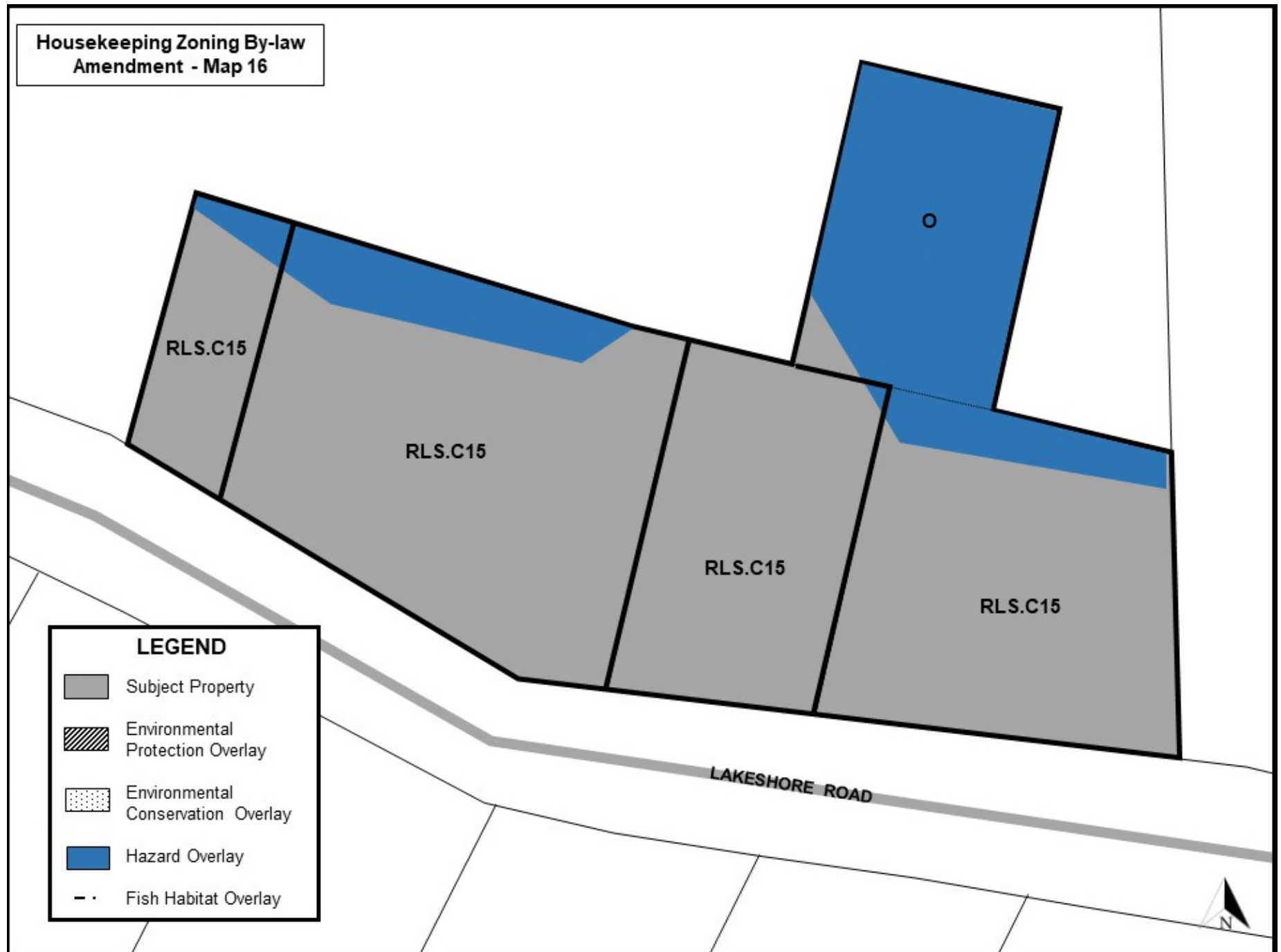
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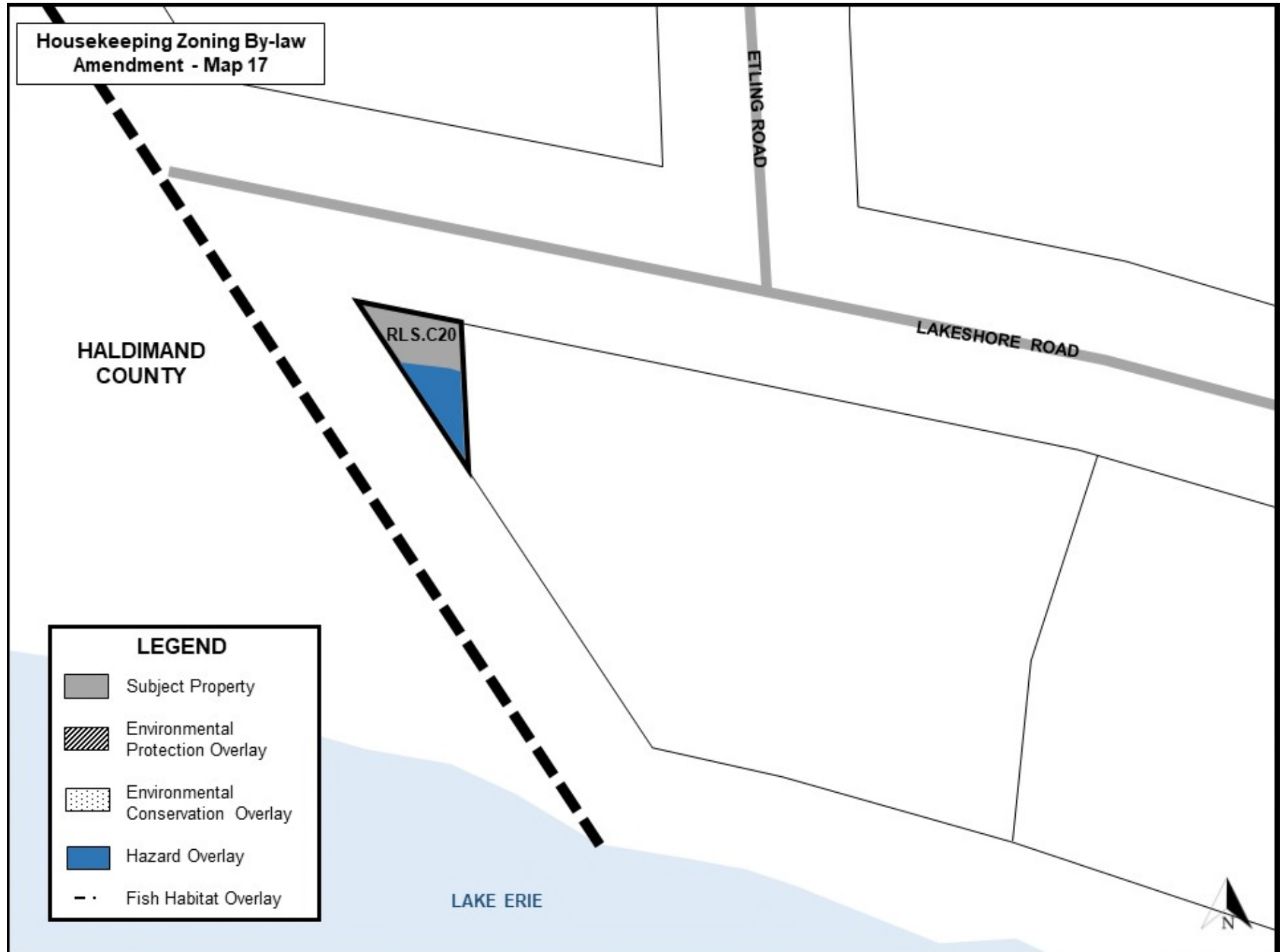
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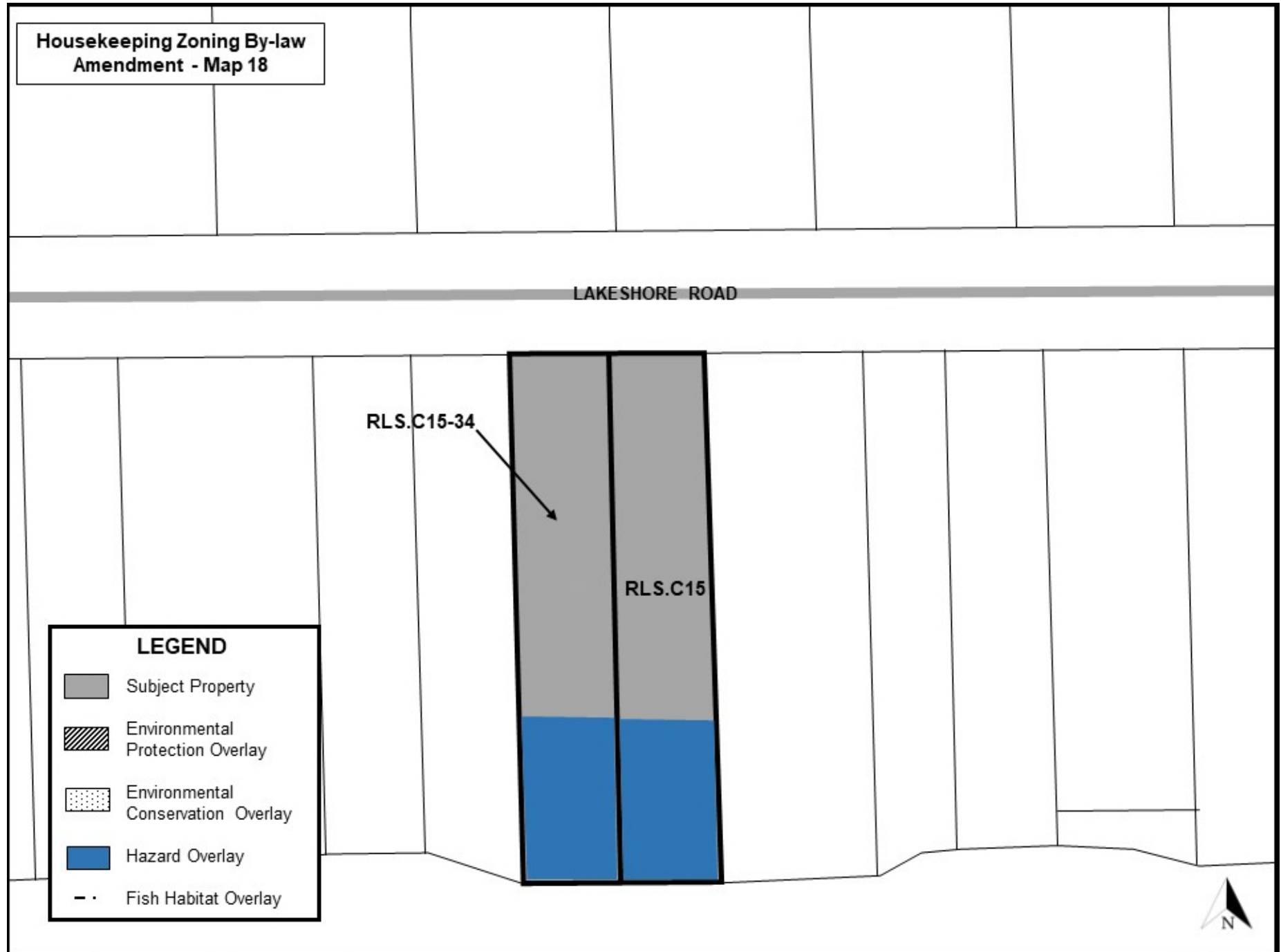
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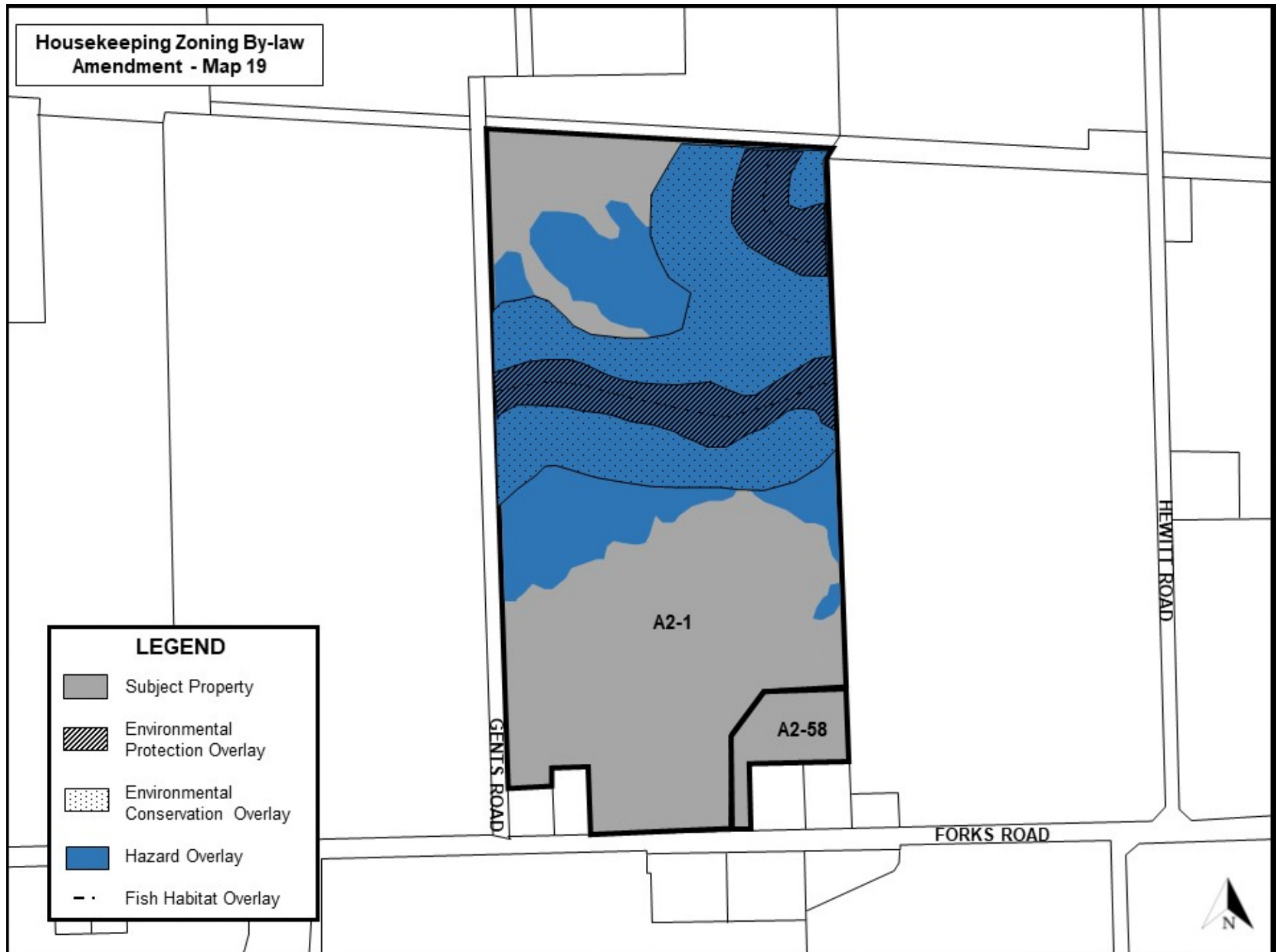
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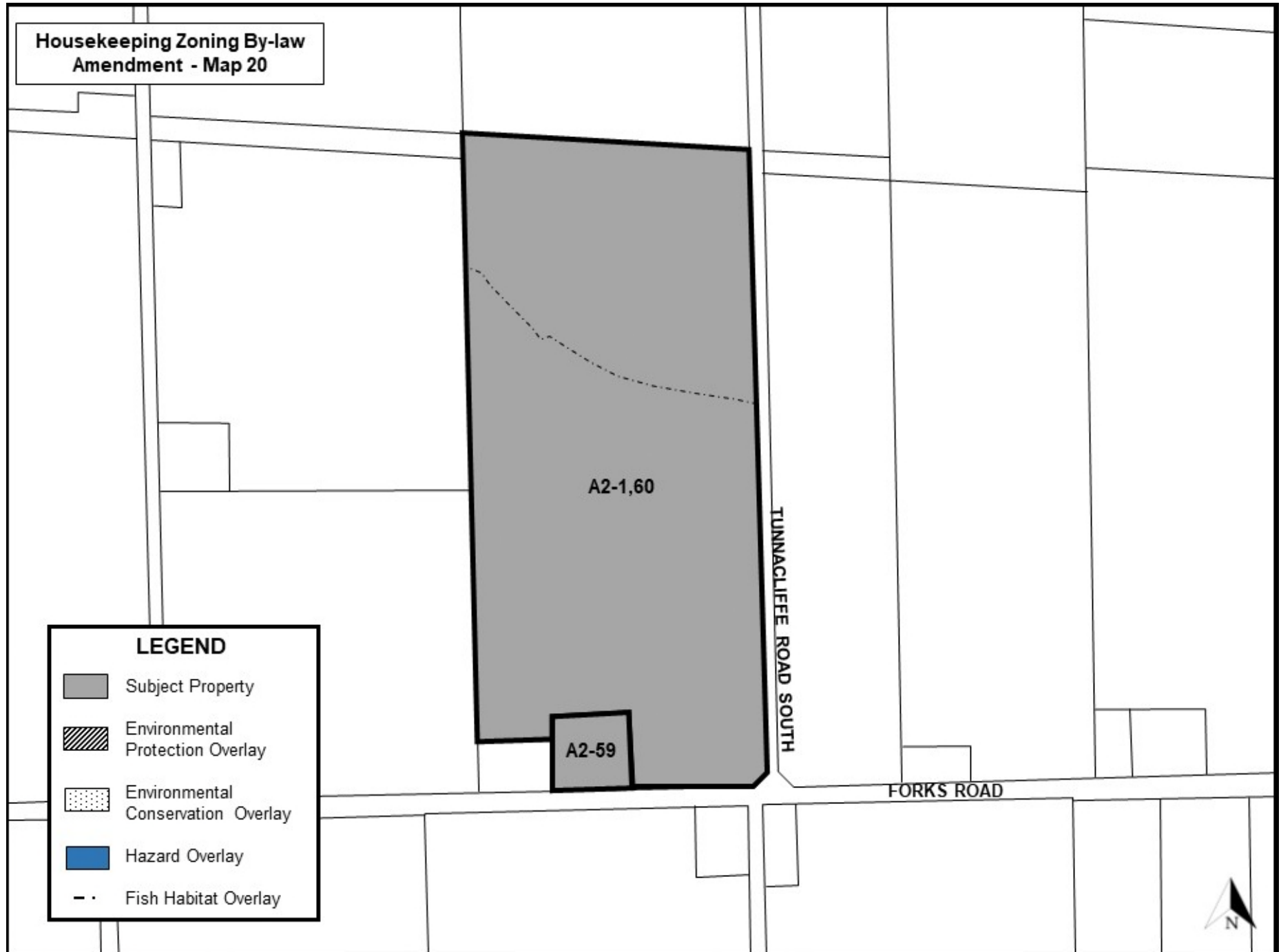
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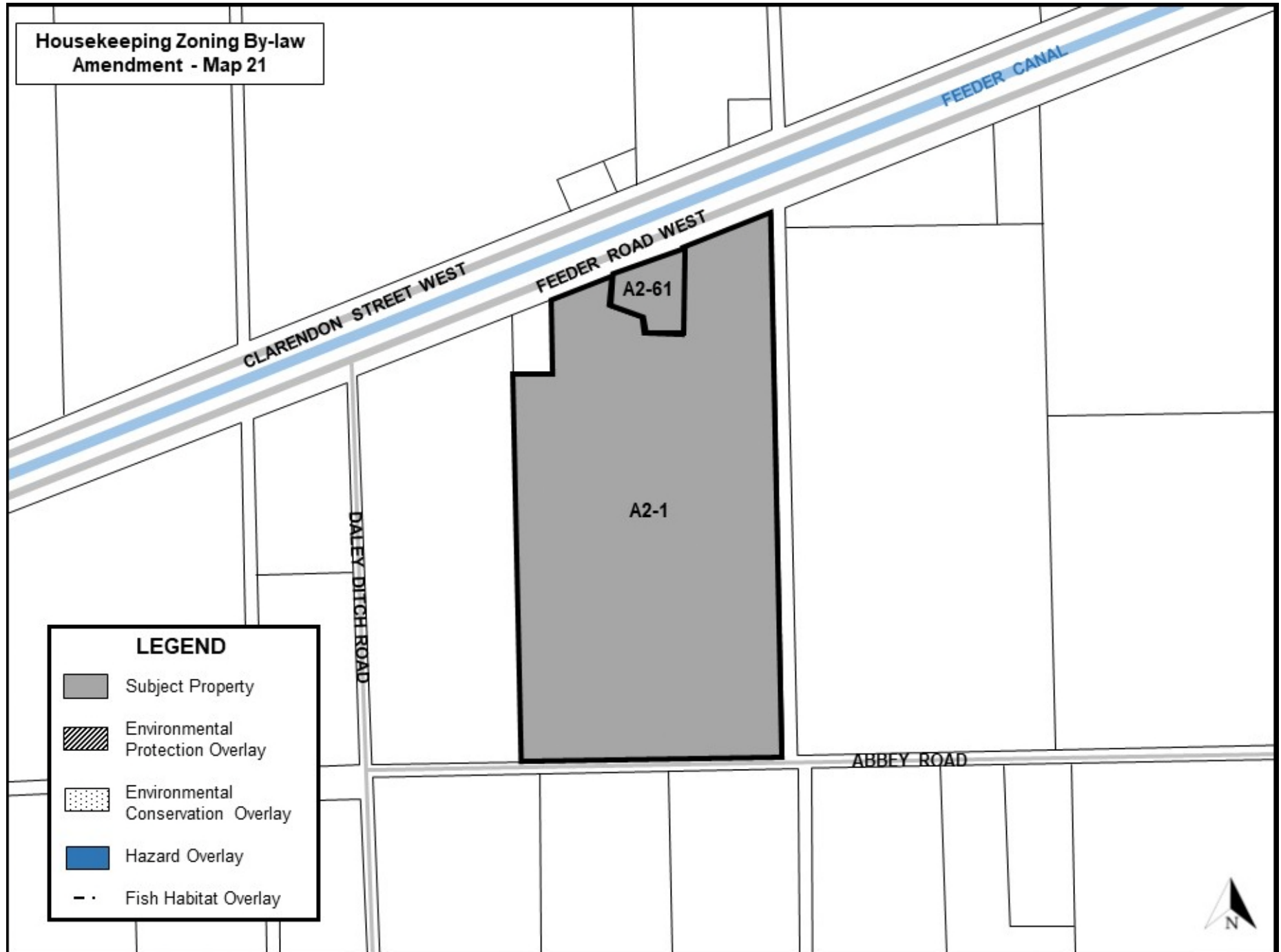
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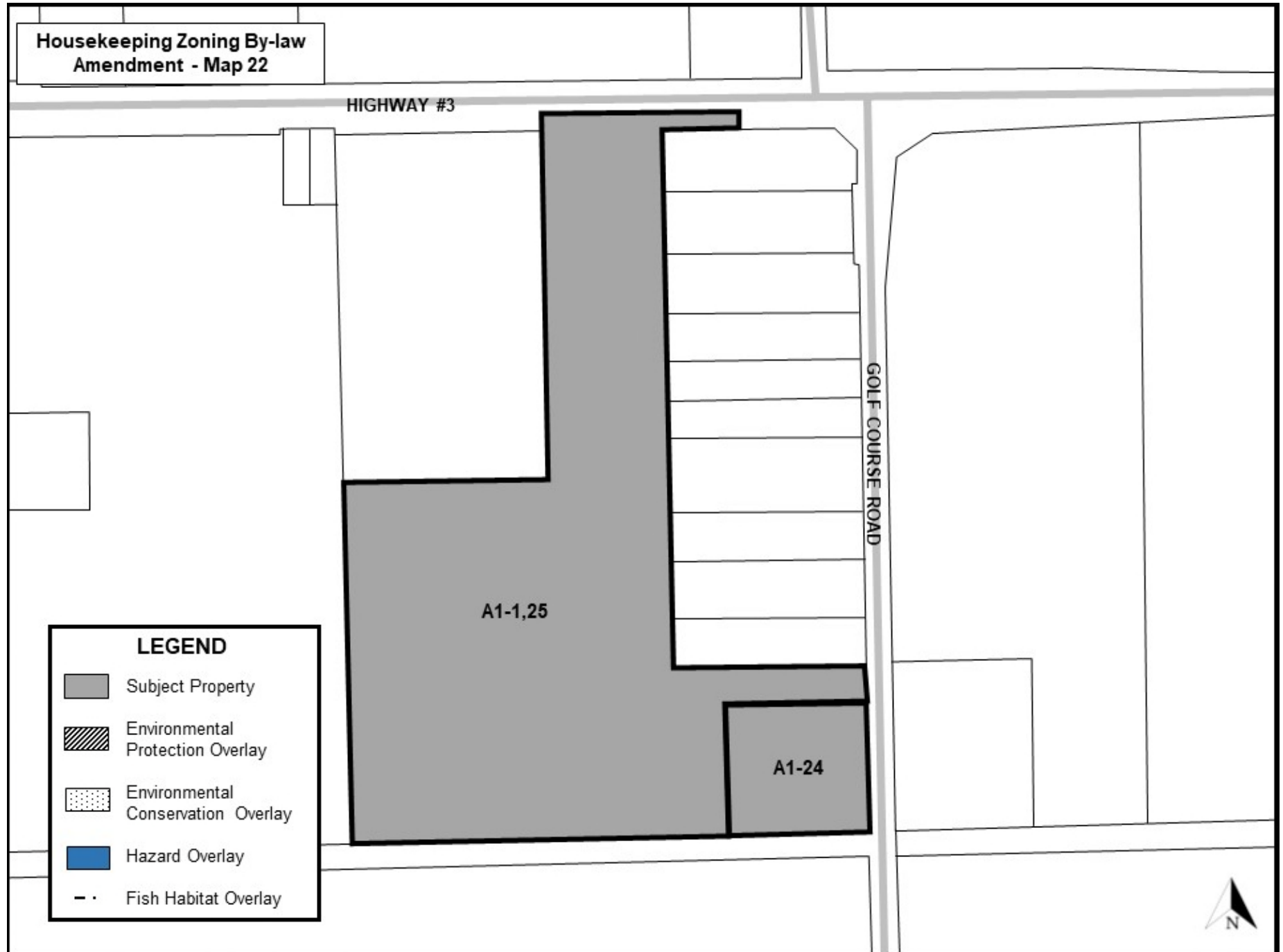
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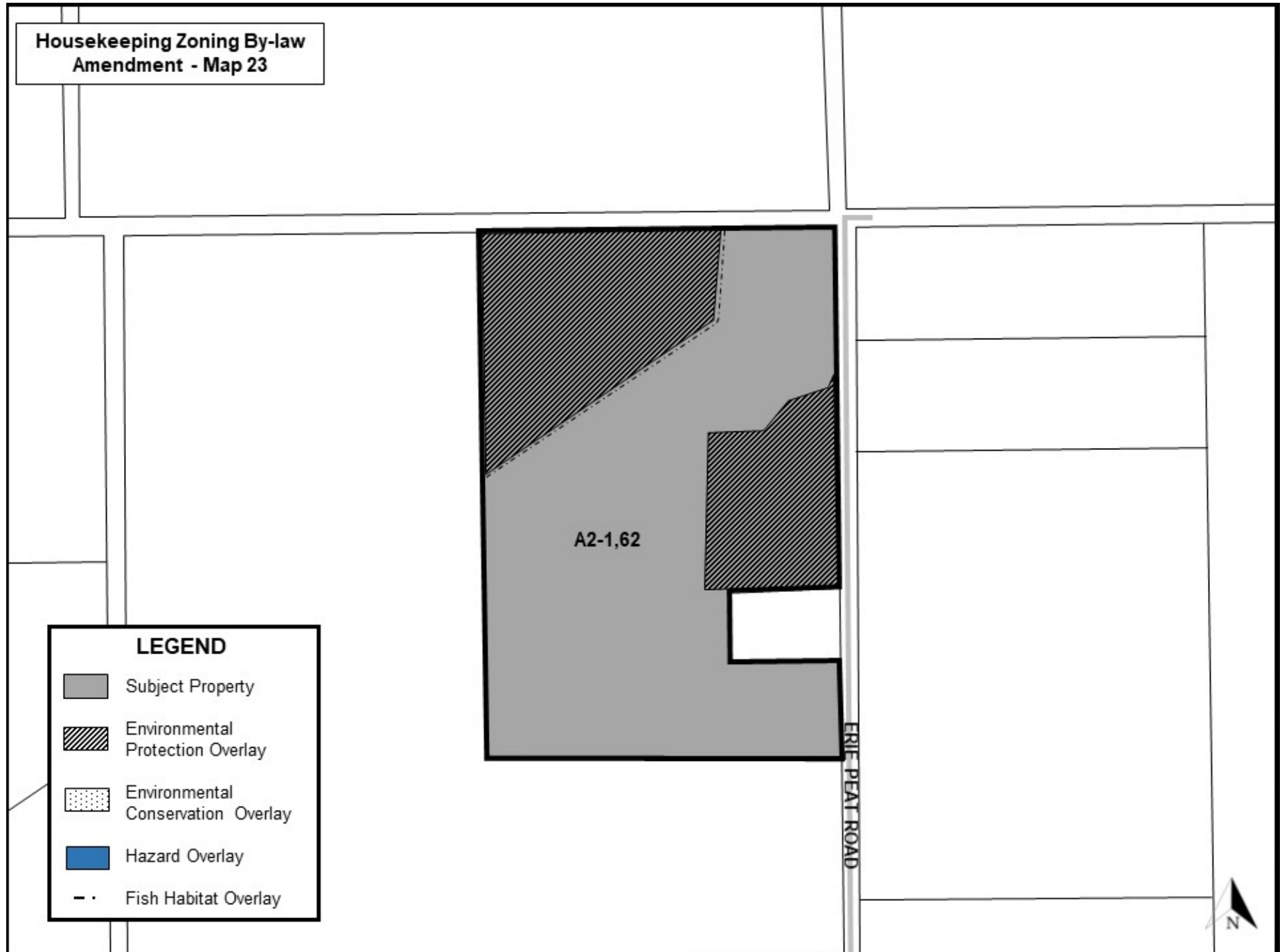
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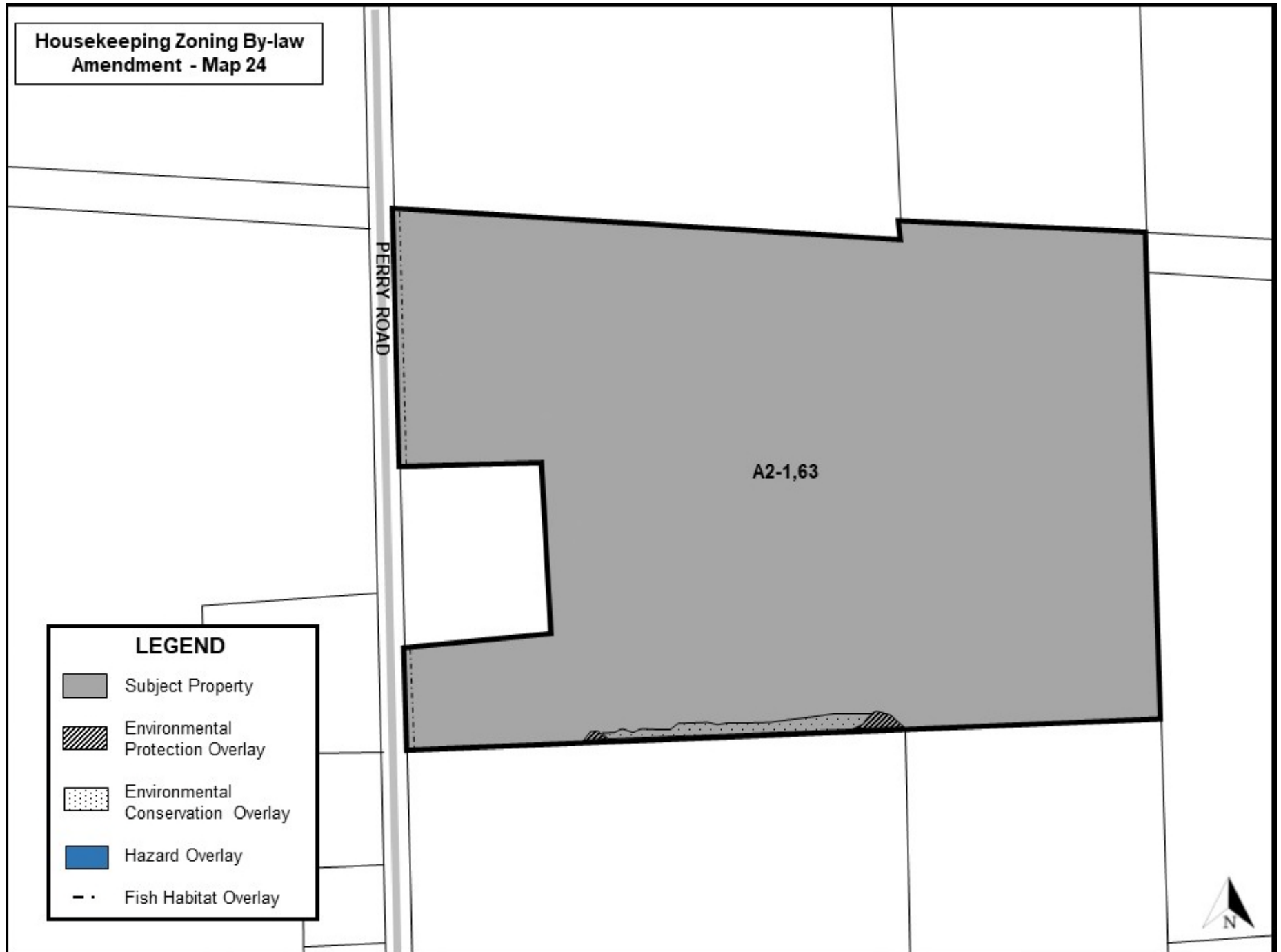
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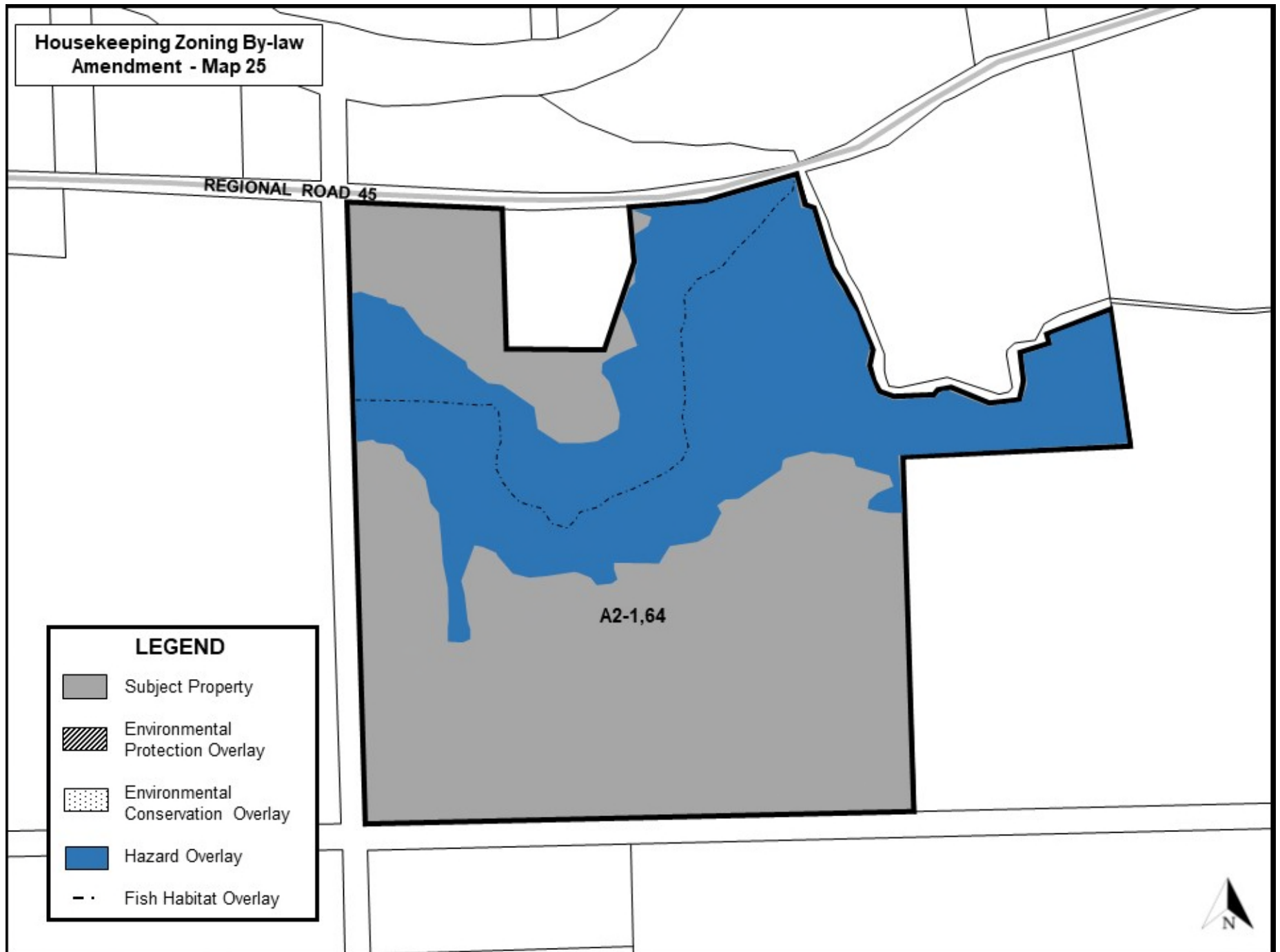
SCHEDULE "A23" TO BY-LAW 00X-2023



SCHEDULE "A24" TO BY-LAW 00X-2023



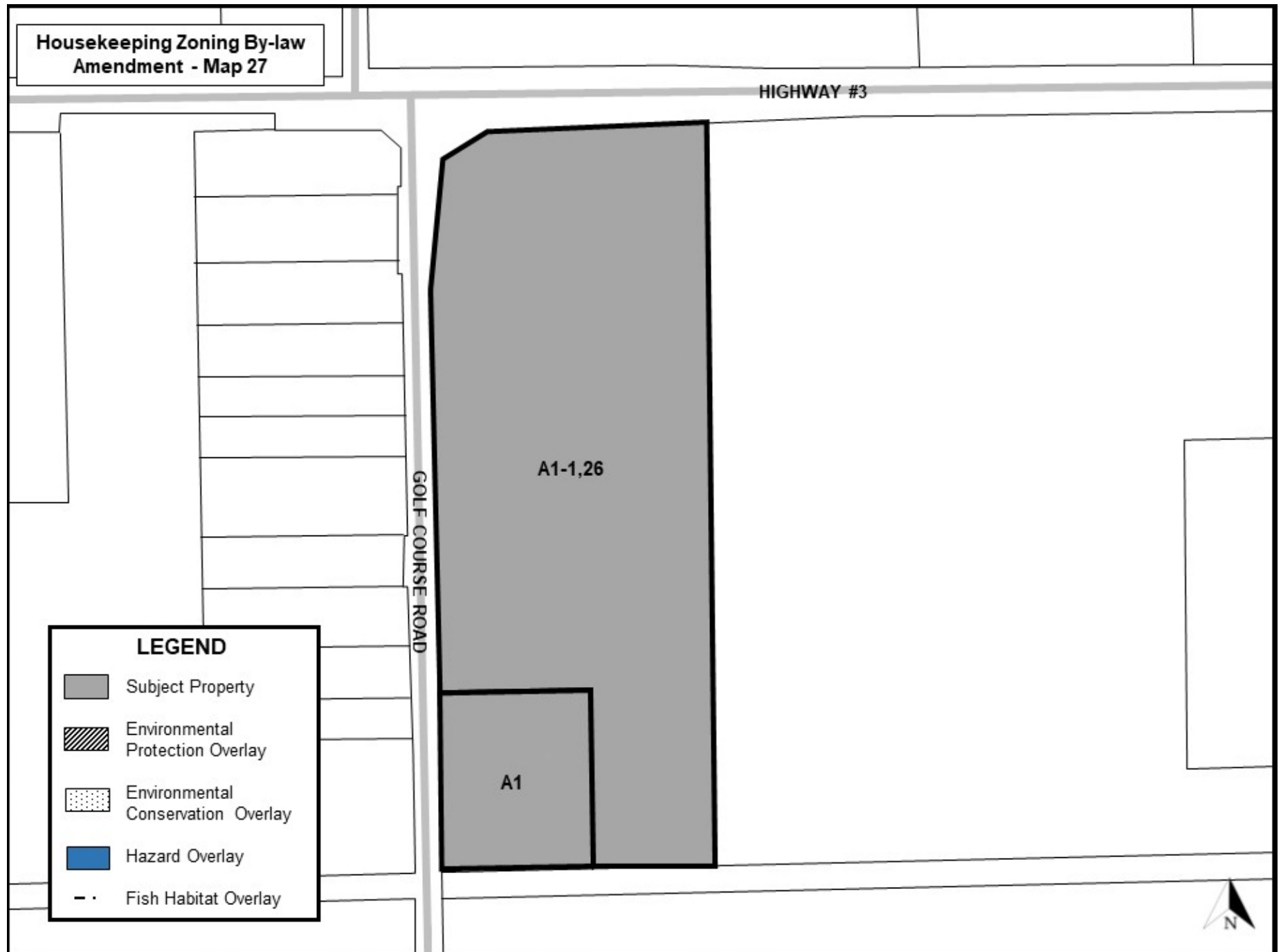
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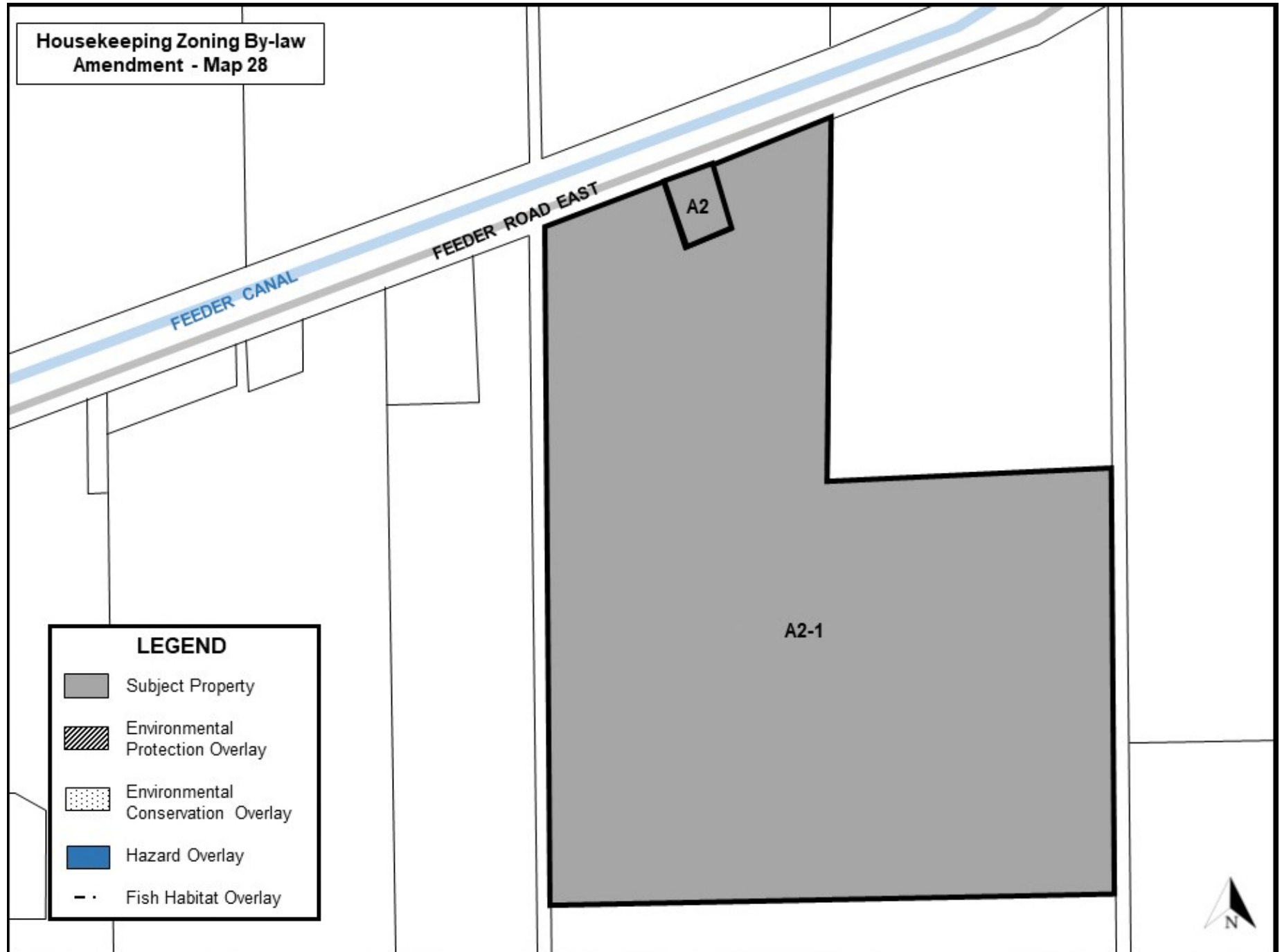
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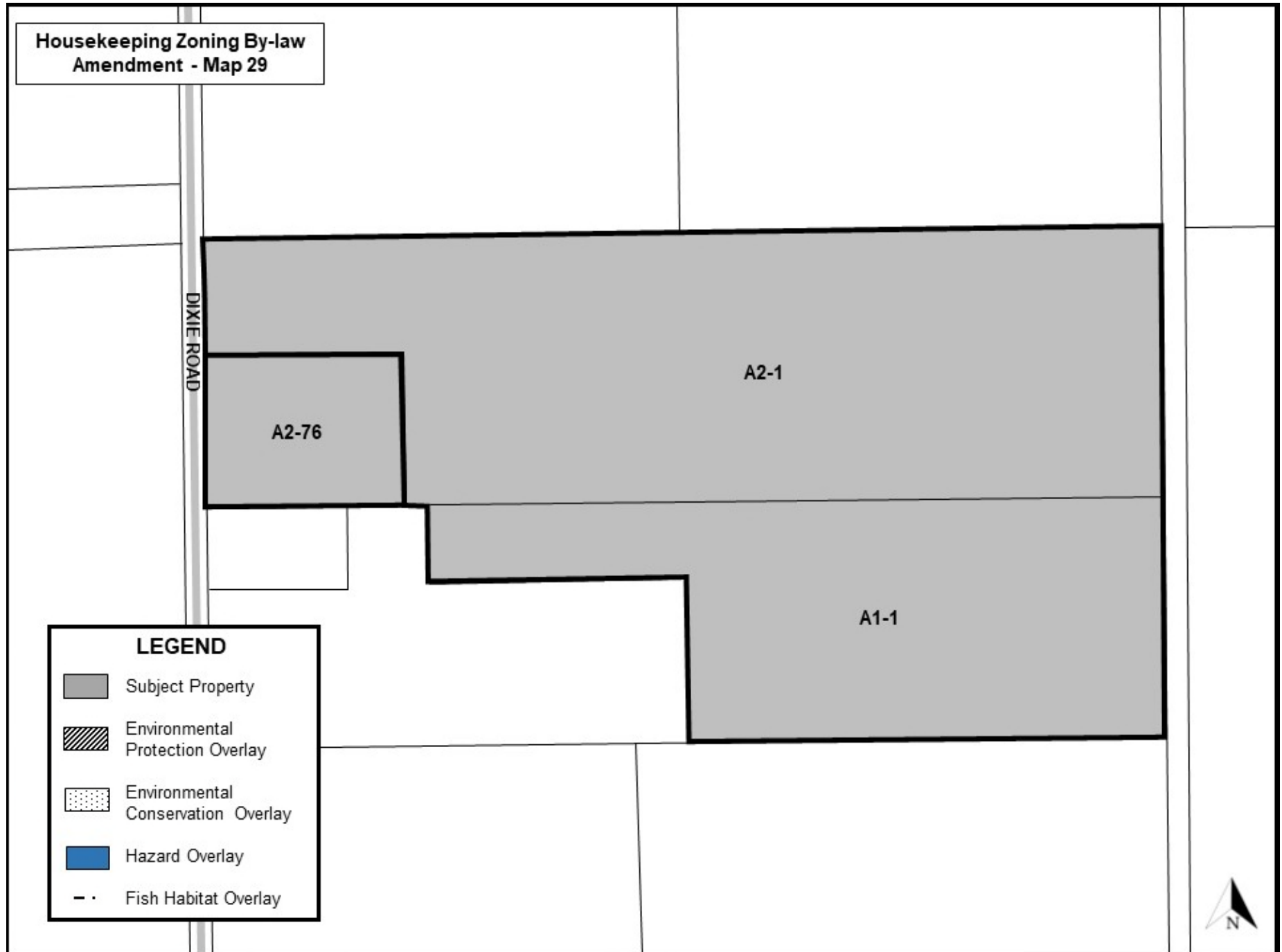
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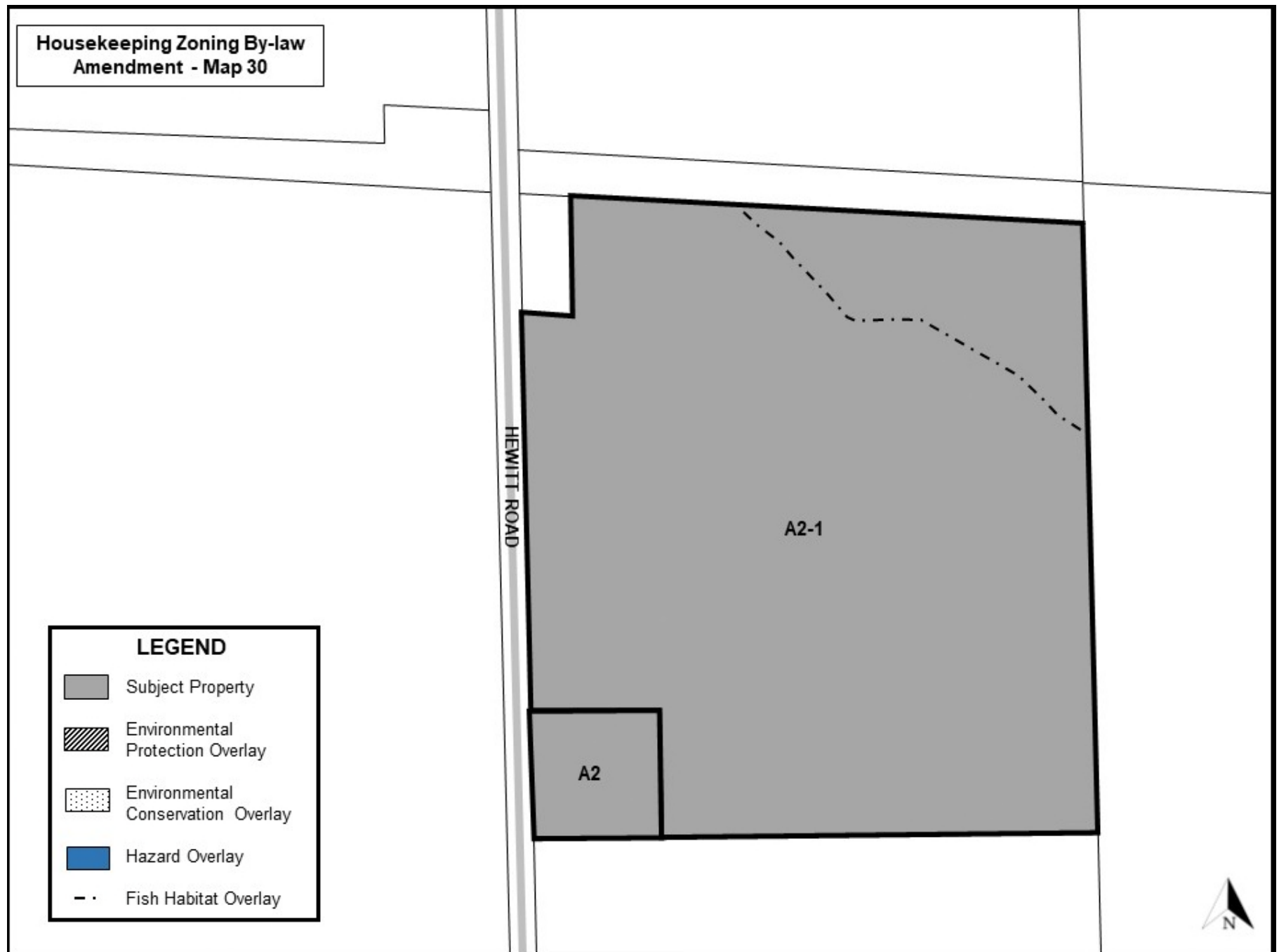
SCHEDULE "A28" TO BY-LAW 00X-2023



SCHEDULE "A29" TO BY-LAW 00X-2023



SCHEDULE "A30" TO BY-LAW 00X-2023



TO: Mayor Grant & Members of Council

FROM: Sarah Ivins, Planner

DATE OF MEETING: January 10, 2023

SUBJECT: Zoning By-law Amendment Z06/2022W – Township Initiated Hamlet Lot Coverage – Residential Zones

RECOMMENDATION(S):

THAT Planning Staff Report PSR-002/2023 be received; and

THAT Township Initiated Zoning By-law Amendment File No. Z06/2022W be approved for the reasons outlined in PSR-002/2023; and

THAT Township Initiated Zoning By-law Amendment File No. Z06/2022W be deemed consistent with the Provincial Policy Statement 2020 and other matters of Provincial interest; and

THAT the Zoning By-law Amendment attached as Appendix “A” be adopted.

EXECUTIVE SUMMARY:

The purpose of this report is to provide Council with a recommendation regarding a Township initiated amendment to Zoning By-law 581-78 and Zoning By-law 034-2014 to increase the maximum lot coverage for a single detached dwelling in the Residential – R1 and Residential Hamlet – RH zones from 7% to 10%.

BACKGROUND:

In July of 2021, Council considered a zoning by-law amendment application for a draft plan of condominium proposal off of Wills Road, within the Hamlet of Winger. The application sought a site-specific zoning by-law amendment to increase the maximum lot coverage for a single detached dwelling in the Residential – R1 zone from 7% to 10%. Through the discussion of the merits of that application, Council indicated a preference that the change in lot coverage be applied equally to all lands within the Hamlets and not implemented on a site-specific basis. The zoning by-law amendment request for lot coverage was denied and Council directed staff to look into increasing the maximum lot coverage requirement for all residential zones within the Hamlets.

Given Council’s direction, staff initiated this zoning by-law amendment that proposes to change the maximum lot coverage from 7% to 10% in the Residential – R1 zone under Zoning By-law 581-78 and in the Residential Hamlet – RH zone under Zoning By-law 034-2014.

Lot coverage is defined as the percentage of the lot area covered by all buildings above ground level. This includes the footprint of a dwelling, attached garage, accessory buildings (such as a garden shed, detached garage, pool house etc.) as well as covered porches, decks, patios, balconies and stairs.

Over the past several years, Planning staff have seen an increase in minor variance and zoning by-law amendment applications seeking relief from the maximum lot coverage provisions for a single detached dwelling. These applications have sought maximum lot coverages between 7.5% and 11%. This trend is due to a number of factors, including but not limited to:

- single storey dwellings (bungalows and raised ranches) becoming an increasingly popular design choice;
- inclusion of large covered outdoor spaces such as covered porches, patios and decks;
- increased size and quantity of accessory buildings such as detached garages and sheds;
- multi-generational homes and secondary suites becoming more popular due to housing supply and affordability issues.

The proposed amendment permitting a maximum lot coverage of 10% is generally in line with other rural Niagara municipalities, who permit a maximum lot coverage of 10% to 20% for single detached dwellings in rural residential zones with private servicing.

OPTIONS/DISCUSSION:

Planning Act, R.S.O. 1990, c.P.13

Section 2 of the *Planning Act* addresses matters of Provincial interest and requires local planning authorities to have regard to, among other matters:

- a) the protection of ecological systems, including natural areas, features and functions;
- b) the protection of the agricultural resources of the Province;
- c) the conservation and management of natural resources and the mineral resource base;
- d) the conservation of features of significant architectural, cultural, historical, archaeological or scientific interest;
- e) the supply, efficient use and conservation of energy and water;
- f) the adequate provision and efficient use of communication, transportation, sewage and water services and waste management systems;
- g) the minimization of waste;
- h) the orderly development of safe and healthy communities;
- h.1) the accessibility for persons with disabilities to all facilities, services and matters to which this Act applies;
- i) the adequate provision and distribution of educational, health, social, cultural and recreational facilities;
- j) the adequate provision of a full range of housing, including affordable housing;
- k) the adequate provision of employment opportunities;
- l) the protection of the financial and economic well-being of the Province and its municipalities;

- m) the co-ordination of planning activities of public bodies;
- n) the resolution of planning conflicts involving public and private interests;
- o) the protection of public health and safety;
- p) the appropriate location of growth and development;
- q) the promotion of development that is designed to be sustainable, to support public transit and to be oriented to pedestrians;
- r) the promotion of built form that,
 - i. is well-designed,
 - ii. encourages a sense of place, and
 - iii. provides for public spaces that are of high quality, safe, accessible, attractive and vibrant;
- (s) the mitigation of greenhouse gas emissions and adaptation to a changing climate. 1994, c. 23, s. 5; 1996, c. 4, s. 2; 2001, c. 32, s. 31 (1); 2006, c. 23, s. 3; 2011, c. 6, Sched. 2, s. 1; 2015, c. 26, s. 12; 2017, c. 10, Sched. 4, s. 11 (1); 2017, c. 23, Sched. 5, s. 80.

Planning staff are of the opinion that the proposed zoning by-law amendment maintains the Provincial interest described under Section 2 of the *Planning Act*.

Provincial Policy Statement, 2020

The Provincial Policy Statement 2020 (PPS) provides overall policy direction on matters of provincial interest relating to land use planning and development. The PPS provides for appropriate development while protecting resources of provincial interest, public health and safety and the quality of the natural and built environment. Any decision on planning matters shall be consistent with the policies of the PPS.

Under the PPS, the Township's Hamlets are considered rural settlement areas, which are to be the focus of growth and development and their vitality and regeneration shall be promoted. Policies within the PPS speak to accommodating an appropriate range and mix of housing in rural settlement areas provided that consideration is given to rural characteristics, the scale of development and the provisions of appropriate service levels. The proposed amendment will allow for more flexibility to accommodate a variety of dwelling styles and sizes to meet current housing trends. Planning staff note that the increase from 7% to 10% across the Hamlet residential zones is minimal and generally would not impact the feasibility for septic systems or the rural character of the Township's Hamlets.

Planning staff are of the opinion that the proposed zoning by-law amendment is consistent with the PPS.

Growth Plan for the Greater Golden Horseshoe, 2019

The 2019 Growth Plan for the Greater Golden Horseshoe (Growth Plan) is a long-term plan for the Greater Golden Horseshoe that is designed to promote economic growth, increase housing supply, create jobs and build communities that make life easier, healthier and more affordable for people of all ages. All planning approvals shall be in conformity with the Growth Plan.

Under the Growth Plan, the Township's Hamlets are considered rural settlement areas. Growth is limited within rural settlement areas that are not serviced by existing or planned municipal water and wastewater systems to ensure there is no cumulative impact from private servicing. Planning staff note that the increase from 7% to 10% across the Hamlet residential zones is minimal and generally would not impact the feasibility for septic systems.

Planning staff are of the opinion that the proposed zoning by-law amendment conforms with the Growth Plan.

Niagara Region Official Plan, 2022

The Niagara Region Official Plan (NOP) was approved by the Province in November of 2022 and is a long-term strategic policy planning framework for managing growth and guiding land use and development within Niagara. As a lower-tier municipality, the Township's comprehensive zoning by-law, and any amendments thereto, are required to be in conformity with the upper-tier Official Plan.

Under the NOP, the Township's Hamlets are considered rural settlements. Policies state that growth outside of urban areas are to be directed to rural settlements and that future growth shall protect and enhance the character of rural settlements and be accommodated by sustainable private servicing. Planning staff note that the increase from 7% to 10% across the Hamlet residential zones is minimal and generally would not impact the feasibility for septic systems or the rural character of the Township's Hamlets.

Planning staff are of the opinion that the proposed zoning by-law amendment conforms with the NOP.

Township of Wainfleet Official Plan

The Township's Hamlets are intended for development of a low-density nature without the provision of municipal water and sanitary sewers. The Hamlets are intended to provide an important social and economic role for Township residents as service centres providing housing, along with commercial, government, cultural and recreation facilities and services to support the Township's farming and non-farm residents.

The goals and objectives within the Residential Area policies aim to accommodate a variety of lifestyles and aging in place by encouraging a broad range of housing choices and to protect and enhance the character and image of existing residential areas and hamlets. The proposed amendment will allow for more flexibility to accommodate a variety of dwelling styles and sizes to meet current housing trends. Planning staff note that the increase from 7% to 10% across the residential zones is minimal and generally would not impact the feasibility for septic systems or the rural character of the Township's Hamlets.

Planning staff are of the opinion that the proposed zoning by-law amendment conforms with the OP.

FINANCIAL CONSIDERATIONS:

None.

OTHERS CONSULTED:**Public Meeting**

A statutory public meeting was held on December 13, 2022. In accordance with the *Planning Act*, a Notice of Public Meeting was published in the November 17th, 2022 edition of the Port Colborne Leader (Niagara This Week), a free local newspaper with general circulation in Wainfleet. The Notice was also posted on the Township's website within the Public Notices and News pages.

No member of the public spoke at the public meeting.

Council inquired how the proposed increase in the maximum lot coverage could impact septic systems. Planning staff note that the increase from 7% to 10% across the residential zones is minimal and generally would not impact the feasibility for septic systems. However, there may be instances where a specific property is not able to accommodate a 10% lot coverage due to site specific constraints, such as lot size, natural heritage features and their required buffers, floodplain limits or Ontario Building Code requirements for septic system size and setbacks. The septic system is evaluated on a case by case basis through the building permit application process to ensure compliance with Part 8 of the Ontario Building Code.

Planning Staff have received one public comment from Craig DeVries of Culture Developments on behalf of Deborah Marr, the owner of 41715 Mill Race Road. Mr. DeVries noted that the amendment better enables the current comprehensive zoning by-law to align with recent consumer trends and neighbouring municipality's planning policies. Mr. DeVries also noted that there is a growing trend for larger single family dwellings as a result of the popularity of working from home and multi-generational households. It is Mr. DeVries' view that the proposed amendment would contribute to positive population growth and allow a variety of home styles.

Township Department and Agency Comments

On November 15th, 2022, the proposed amendment was circulated to external agencies and internal departments for review and comment. To date, the following comments have been received:

The Township Drainage Department noted no concerns or comments.

The Township Building Department noted no concerns or comments.

Niagara Region Planning & Developments Services noted no comments with regards to matters of Provincial or Regional interest.

Haldimand County noted no comments.

CONCLUSION

The Planning Department has prepared the zoning by-law amendment in accordance with Council's direction and to meet the current development trends within the Township. It is the opinion of staff that the proposed amendment is consistent with Provincial, Regional and Township planning policy and recommends that the zoning by-law attached as Appendix "A" be approved.

ATTACHMENTS:

- 1) Appendix "A" – Zoning By-law Amendment

Respectfully submitted by,

Reviewed by,

Sarah Ivins
Planner

Lindsay Earl, MES, MCIP, RPP
Manager of Community & Development Services

Approved by,

William J. Kolasa
Chief Administrative Officer

APPENDIX “A”

CORPORATION OF THE TOWNSHIP OF WAINFLEET BY-LAW NO. 00X-2023

Being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 581-78 and Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to all lands within the Township of Wainfleet.

WHEREAS the Corporation of the Township of Wainfleet has reviewed Zoning By-law No. 581-78 and Zoning By-law No. 034-2014 and deems it advisable to amend same:

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

THAT Section 12.2 Residential – R1 zone “Regulations for Dwellings – Conforming Lots” subsection (c) Maximum Lot Coverage of Zoning By-law 581-78, as amended, be further amended by deleting 7% and adding 10%;

THAT Table 10 of Section 7 entitled “Regulations applying to Residential Zones” Maximum Lot Coverage for all uses permitted in the Residential Hamlet – RH zone of Zoning By-law 034-2014, as amended, be further amended by deleting 7% and adding 10%;

THAT this By-law shall come into force, take effect and be passed on the final reading hereof subject to the provisions of Section 34 of the Planning Act.

BY-LAW READ AND PASSED THIS 10TH DAY OF JANUARY, 2023.

B. Grant, MAYOR

M. Kirkham, DEPUTY CLERK

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 001-2023

Being a by-law to amend By-law No. 020-2014, being a By-law to establish a System for Administrative Penalties respecting the stopping, standing and parking of vehicles.

WHEREAS the Council of the Township of Wainfleet enacted By-law No. 020-2014 on the 27th day of May, 2014, to establish an administrative penalty system for offences associated with the stopping, standing and parking of vehicles;

AND WHEREAS the said By-law No. 020-2014 has been amended from time to time;

AND WHEREAS the Council of the Township of Wainfleet deems it necessary and appropriate to further amend By-law No. 020-2014;

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

- 1) **THAT** Schedule "A", attached hereto and forming part of this By-law, is hereby appended as Schedule "A" to By-law No. 020-2014, as amended.
- 2) **THAT** this By-law shall come into force and take effect on the date of final passage thereof.

BY-LAW READ AND PASSED THIS 10TH DAY OF January, 2023

B. Grant, MAYOR

M. Kirkham, DEPUTY CLERK

Schedule "A" to By-law No. 020-2014, as amended
Short Form Wording and Administrative Penalties.

Item	COLUMN 1 Designated Provisions	COLUMN 2 Short Form Wording	COLUMN 3 Administrative Penalty
1.	4.1.1.1	(Stop/Stand/Park) facing wrong way	\$100.00
2.	4.1.1.2	(Stop/Stand/Park) too far from edge of road	\$30.00
3.	4.1.1.3	(Stop/Stand/Park) too far from edge of shoulder	\$30.00
4.	4.2.1	(Stop/Stand/Park) facing wrong way on left side of one-way highway	\$30.00
5.	4.2.1.2	(Stop/Stand/Park) too far from left edge of a one-way highway	\$30.00
6.	4.1.1.3	(Stop/Stand/Park) too far from edge of shoulder	\$30.00
7.	4.3.1	(Stop/Stand/Park) not within designated space	\$30.00
8.	4.4.1	Park (oversize/commercial vehicle/trailer) in a residential zone	\$30.00
9.	4.5.1	(Stop/Stand/Park) on a Shoulder or Boulevard	\$30.00
10.	4.6.1	Double (stopping/standing/parking)	\$100.00
11.	4.7.1.1	(Stop/Stand) on sidewalk	\$30.00
12.	4.7.1.2	(Stop/Stand) in intersection or crosswalk (Stop/Stand) in intersection crosswalk	\$30.00
13.	4.7.1.3	(Stop/Stand) so as to impede traffic	\$100.00
14.	4.7.1.4	(Stop/Stand) (on/near) a bridge	\$100.00
15.	4.8.1.1	(Stop/Stand) within 15m of an Intersection	\$30.00
16.	4.8.1.2	(Stop/Stand) within 60m of intersection controlled by traffic signal	\$30.00
17.	4.8.1.3	(Stop/Stand) within 30m of a school crossing 30m of the approach and 10m of the remote side of a school crosswalk	\$30.00
18.	4.8.2	Stop in an Emergency Route	\$175.00
19.	4.9.1	Stop where prohibited by sign	\$100.00
20.	4.11.1.1	Park within 10m of intersection	\$30.00
21.	4.11.1.2	Park on an inner or outer boulevard	\$30.00
22.	4.11.1.3	Park obstructing (lane/driveway)	\$30.00
23.	4.11.1.4	Park for displaying vehicle for sale	\$30.00

24.	4.11.1.5	Park for (servicing/repair) unless necessitated by emergency	\$30.00
25.	4.11.1.6	Park for longer than 12 hours	\$30.00
26.	4.11.1.7	Park as to interfere with street cleaning or grading	\$50.00
27.	4.11.1.8	Park as to interfere with snow removal operations	\$50.00
28.	4.11.1.9	Park on roadway without valid plates	\$30.00
29.	4.11.2	Park at (cemetery/facility) without authorization	\$30.00
30.	4.11.3	Park on (highway/parking lot/cemetery/facility) for camping, tailgating or picnicking without authorization	\$30.00
31.	4.12.1.1	Park within 8m of main entrance of designated building	\$30.00
32.	4.12.1.2	Park within 22m of an intersection	\$30.00
33.	4.12.1.3	Park within 60m of a signaled intersection	\$30.00
34.	4.12.1.4	Park near fire hall where prohibited	\$30.00
35.	4.12.1.5	Park on narrow roadway where prohibited by sign	\$30.00
36.	4.12.1.6	Park within 30m of a school crosswalk Park within 30m of the approach and 15m of the remote side of the crosswalk	\$30.00
37.	4.12.1.7	Park so as to interfere with funeral procession	\$30.00
38.	4.12.1.8	Park within 15m of the termination of dead end roadway	\$30.00
39.	4.12.1.9	Park adjacent to school when prohibited Park on the inside curve of a roadway	\$30.00
40.	4.12.1.10	Park adjacent to school when prohibited	\$30.00
41.	4.12.1.11	Park where parking temporarily prohibited	\$30.00
42.	4.12.1.13	Park in Accessible space without visible permit	\$300.00
43.	4.12.1.14	Park in the Complex	\$30.00
44.	4.12.1.15	Park on Reefs Bay Beach	\$50.00
45.	4.13.1	Park where prohibited by sign	\$100.00
46.	4.13.2.1	(Stop/Stand/Park) not angular to the road	\$100.00
47.	4.14.1	(Stop/Stand/Park) (trailer/oversized/commercial motor vehicle) where prohibited	\$30.00

48.	4.15.2.1	Park without valid permit visible	\$125.00
49.	4.16.1	(Stop/Stand/ Park) where prohibited - public vehicle school bus stop zone	\$30.00

CORPORATION OF THE TOWNSHIP OF WAINFLEET
BY-LAW NO. 002-2023

Being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to all lands within the Township of Wainfleet.

WHEREAS the Corporation of the Township of Wainfleet has reviewed Zoning By-law No. 034-2014 and deems it advisable to amend same:

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. THAT Map 1 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 85637 Canborough Road from Agricultural – A2 to Agricultural – A2-7 and the property known municipally as 85633 Canborough Road from Agricultural A2-7 to Agricultural – A2 as shown on Schedule “A1” attached hereto;
 - b. the property known municipally as 271400001313100 (Regional Road 45) from Agricultural – A2-1,59 to Agricultural – A2-1,77 as shown on Schedule “A25” attached hereto.
2. THAT Map 2 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 63644 Smith Road from Agricultural – A2-1 to Agricultural – A2 as shown on Schedule “A2” attached hereto.
3. THAT Map 3 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 271400001111504 (Perry Road) from Agricultural – A2 to Agricultural – A2-1,74 and the property known municipally as 63027 Perry Road from Agricultural – A2 to Agricultural – A2-75 as shown on Schedule “A26” attached hereto.
4. THAT Map 4 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning the properties known municipally as 61430, 61441 and 61445 Regional Road 27 from Agricultural – A2 and Agricultural – A2-18 to Agricultural A2 as shown on Schedule “A3” attached hereto.
5. THAT Map 6 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 43581 Highway #3 from Agricultural – A2-1,46 to Agricultural – A2-46 as shown on Schedule “A4” attached hereto;
 - b. the property known municipally as 271400001207500 (Smith Road) from Agricultural – A2 to Agricultural – A2-1,73 as shown on Schedule “A5” attached hereto.

6. THAT Map 7 of Zoning By-law No. 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 53223 Winger Road from Residential Hamlet – RH(H) to Agricultural Transition – A1 as shown in Schedule “A6” attached hereto;
 - b. the following properties from Agricultural Transition – A1-1 to Agricultural – A1 as shown on Schedule “A7” attached hereto:
 - i. 53236, 53241, 53237, 53235 Winger Road and 271400001203000 (Winger Road);
 - ii. 53060, 53044, 53042, 53038, 53036, 53034, 53030, 53026, 53024, 53018, 53016, 53014, 43030, 53025, 53023, 53021 Perry Road and 271400001107310 (Perry Road);
 - iii. 43038, 42966, 42838 Highway #3;
 - c. the property known municipally as 271400001107400 (Perry Road) from Agricultural – A2-1,66 to Agricultural – A2-1,63 as shown on Schedule “A24” attached hereto.
7. THAT Map 8 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 271400000810125 (Builing Road) from Agricultural – A2-1 to Agricultural – A2 as shown on Schedule “A8” attached hereto;
 - b. the property known municipally as 2714000010005500 (Forks Road) from Agricultural – A2-29 to Agricultural – A2-1 and the property known municipally as 41558 Forks Road from Agricultural – A2-29 to Agricultural – A2-58 as shown on Schedule “A19” attached hereto;
 - c. the property known municipally as 271400001004000 (Forks Road) from Agricultural – A2-30 to Agricultural – A2-1,60 and the property known municipally as 41238 Forks Road from Agricultural – A2-30 to Agricultural – A2-59 as shown on Schedule “A20” attached hereto;
 - d. the property known municipally as 271400001004200 (Hewitt Road) from Agricultural – A2 to Agricultural – A2-1 as shown on Schedule “A30” attached hereto.
8. THAT Map 9 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the properties known municipally as 271400000704700, 271400000704800 and 271400000704605 (Feeder Road East) from Agricultural – A2 to Agricultural – A2-1 as shown on Schedule “A28” attached hereto.
9. THAT Map 10 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 33041 Feeder Road West from Agricultural – A2 and Agricultural – A2-25 as shown on Schedule “A9” attached hereto.
10. THAT Map 11 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 32433 Feeder Road West from Agricultural – A2-1 to Agricultural – A2-61 as shown on Schedule “A21” attached hereto.

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11. THAT Map 12 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 31811 Highway #3 from Agricultural Transition – A1-7 to Agricultural Transition – A1 as shown on Schedule “A10” attached hereto;
 - b. the property known municipally as 271400000430000 (Dixie Road) from Agricultural Transition – A1 and Agricultural – A2 to Agricultural Transition – A1-1 and Agricultural – A2-1 and the property known municipally as 21641 Dixie Road from Agricultural – A2 to Agricultural – A2-76 as shown on Schedule “A29” attached hereto;
 12. THAT Map 13 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 10360 Highway #3 from Extractive Industrial – M2 and Agricultural – A2 to Industrial – M2 and Agricultural – A2 as shown on Schedule “A11” attached hereto;
 - b. the property known municipally as 271400000126102 (Erie Peat Road) from Agricultural – A2-58 to Agricultural – A2-1,62 as shown on Schedule “A23” attached hereto.
 13. THAT Map 14 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 13065 Concession 1 Road from Agricultural – A2-1 to Agricultural – A2 as shown on Schedule “A12” attached hereto;
 - b. the property known municipally as 13004 Lakeshore Road from Agricultural Transition – A1-1 to Agricultural Transition – A1 as shown on Schedule “A13” attached hereto.
 14. THAT Map 15 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning:
 - a. the property known municipally as 12510 Daley Ditch Road from Residential Lakeshore – RLS.C10 and Agricultural Transition – A1 to Residential Lakeshore – RLS.C10 as shown on Schedule “A14” attached hereto;
 - b. the property known municipally as 12604 Lakeshore Road from Residential Lakeshore – RLS.C10 and Agricultural Transition – A1 to Residential Lakeshore – RLS.C10 as shown on Schedule “A15” attached hereto.
 15. THAT Map 16 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 271400000304700 (Highway #3) from Agricultural Transition – A1-31 to Agricultural Transition – A1-1,25 and the property known municipally as 11274 Golf Course Road from Agricultural Transition – A1-31 to Agricultural Transition – A1-24 as shown in Schedule “A22” attached hereto.
 16. THAT Map 17 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 271400000224801 (Golf

Course Road) from Agricultural Transition – A1 to Agricultural Transition – A1-1,26 as shown on Schedule “A27” attached hereto.

17. THAT Map 18 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the properties known municipally as 10340 Lakeshore Road, 10330-10332 Lakeshore Road, 10324 Lakeshore Road and 10316-10320 Lakeshore Road from Resort Recreational Commercial – C3 to Residential Lakeshore – RLS.C15 as shown in Schedule “A16” attached hereto.
18. THAT Map 19 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 13203 Lakeshore Road from Residential Lakeshore – RLS.C20-4 to Residential Lakeshore – RLS.C20 as shown in Schedule “A17” attached hereto.
19. THAT Map 29 of Zoning By-law 034-2014, as amended, is hereby further amended by rezoning the property known municipally as 10967 Lakeshore Road from Residential Lakeshore – RLS.C15-34 to Residential Lakeshore – RLS.C15 and the property known municipally as 10969 Lakeshore Road from Residential Lakeshore – RLS.C15 to Residential Lakeshore – RLS.C15-34 as shown in Schedule “A18” attached hereto.
20. THAT Table 7 of Section 6 entitled “Permitted Use Exceptions” of Zoning By-law 034-2014, as amended, is hereby further amended by adding the following text:

Zone	#	By-law #	Address	Additional Permitted Uses	Sole Permitted Uses	Excluded Uses
A1	1	001-2006 002-2023	Pt. Lot 35, Con. 5			Dwellings
		001-2016 002-2023	Pt. Lot 12, Con. 1			
		025-2014 002-2023	Pt. Lot 11, Con. 1			
		029-2014 002-2023	Pt. Lots 14 & 15, Con. 2			
A2	1	015-2012 002-2023	Pt. Lot 35, Con. 5			Dwellings
		015-2015 002-2023	Pt. Lot 15, Con. 5			
		036-2015 002-2023	Pt. Lot 12, Con. 5			
		058-2015	Pt. Lot 24,			

		002-2023	Con. 3			
		052-2016 002-2023	Pt. Lot 4, Con. 2			
		014-2014 002-2023	Pt. Lot 29, Con. 6			
		028-2014 002-2023	Pt. Lots 6 & 7, Con. 4			
		029-2014 002-2023	Pt. Lots 14 & 15, Con. 2			
		036-2014 002-2023	Pt. Lot 13, Con. 5			
A2	76	029-2014 002-2023	Pt. Lots 14 & 15, Con. 2			New livestock facilities (after August 12, 2014)

21. THAT Table 7 of Section 6 entitled “Permitted Use Exceptions” of Zoning By-law 034-2014, as amended, is hereby further amended by deleting the struck-out text:

Zone	#	By-law #	Address	Additional Permitted Uses	Sole Permitted Uses	Excluded Uses
A2	29	015-2015	Pt. Lot 15, Con. 5			Dwellings
A2	30	036-2015	Pt. Lot 12, Con. 5			Dwellings
A2	34	001-2016	Pt. Lot 12, Con. 1			Dwellings
A2	58	052-2016	Pt. Lot 4, Con. 2			Dwellings

22. THAT Table 8 of Section 6 entitled “Lot and Building and Structure Exceptions” of Zoning By-law 034-2014, as amended, is hereby further amended by adding the following text:

Zone	#	By-Law #	Address	Description of Special Provision
A1	24	001-2016 002-2023	Pt. Lot 12, Con. 1	The M.D.S. requirements shall not apply.
A1	25	001-2016 002-2023	Pt. Lot 12, Con. 1	Minimum Lot Area: 11.25 hectares Minimum Lot Frontage: 158.496m
A1	26	014-2014 002-2023	Pt. Lot 29, Con. 6	Minimum Lot Area: 9.815 hectares

A2	58	015-2015 002-2023	Pt. Lot 15, Con. 5	Minimum Lot Frontage: 26.76m The M.D.S. requirements shall not apply.
A2	59	036-2015 002-2023	Pt. Lot 12, Con. 5	The M.D.S. requirements shall not apply.
A2	60	036-2015 002-2023	Pt. Lot 12, Con. 5	Minimum Lot Area: 28.29 hectares
A2	61	058-2015 002-2023	Pt. Lot 24, Con. 3	The M.D.S. requirements shall not apply.
A2	62	052-2016 002-2023	Pt. Lot 4, Con. 2	Minimum Lot Area: 22.9 hectares
A2	63	034-2014 002-2023	Pt. Lot 28 & 29, Con. 5	Minimum Lot Area: 22.63 hectares
A2	73	015-2012 002-2023	Pt. Lot 35, Con. 5	Minimum Lot Area: 8.3 hectares
A2	74	014-2014 002-2023	Pt. Lot 29, Con. 6	Minimum Lot Area: 15.86 hectares
A2	75	014-2014 002-2023	Pt. Lot 29, Con. 6	The M.D.S. requirements shall not apply.
A2	76	029-2014 002-2023	Pt. Lots 14 & 15, Con. 2	The M.D.S. requirements shall not apply. Maximum Number of Livestock Units: 8
A2	77	024-2018 002-2023	Pt. Lots 50 & 51, Con. 7	Minimum Lot Area: 19.9 hectares

23. THAT Table 8 of Section 6 entitled "Lot and Building and Structure Exceptions" of Zoning By-law 034-2014, as amended, is hereby further amended by deleting the struck-out text and adding the underlined text:

Zone	#	By-Law #	Address	Description of Special Provision
A2	4	058-2015	Pt. Lot 24, Con. 3	The M.D.S. requirements shall not apply.
A2	29	015-2015	Pt. Lot 15, Con. 5	Minimum Lot Frontage: 26.76m The M.D.S. requirements shall not apply.
A2	30	036-2015	Pt. Lot 12, Con. 5	Minimum Lot Area: 28.29 hectares The M.D.S. requirements shall not apply.
A2	31	001-2016	Pt. Lot 12, Con. 4	Minimum Lot Area: 11.25 hectares Minimum Lot Frontage: 158.496m The M.D.S. requirements shall not apply.
A2	46	037-2012 037-2010	Pt. Lot 37, Con. 4	Maximum lot coverage for accessory buildings: 285 sq.m.
A2	58	052-2016	Pt. Lot 4, Con. 2	Minimum Lot Area: 22.9 hectares
A2	59	024-2018	Pt. Lot 50 & 51, Con. 7	Minimum Lot Area: 19.9 hectares
A2	66	034-2017	Pt. Lot 28 & 29, Con. 5	Minimum Lot Area: 22.63 hectares

24. THAT pursuant to Section 34(17) of the Planning Act, as amended, no further public meeting is required.

25. THAT this By-law shall come into force, take effect and be passed on the final reading hereof subject to the provisions of Section 34 of the Planning Act.

BY-LAW READ AND PASSED THIS 10TH DAY OF JANUARY, 2023.

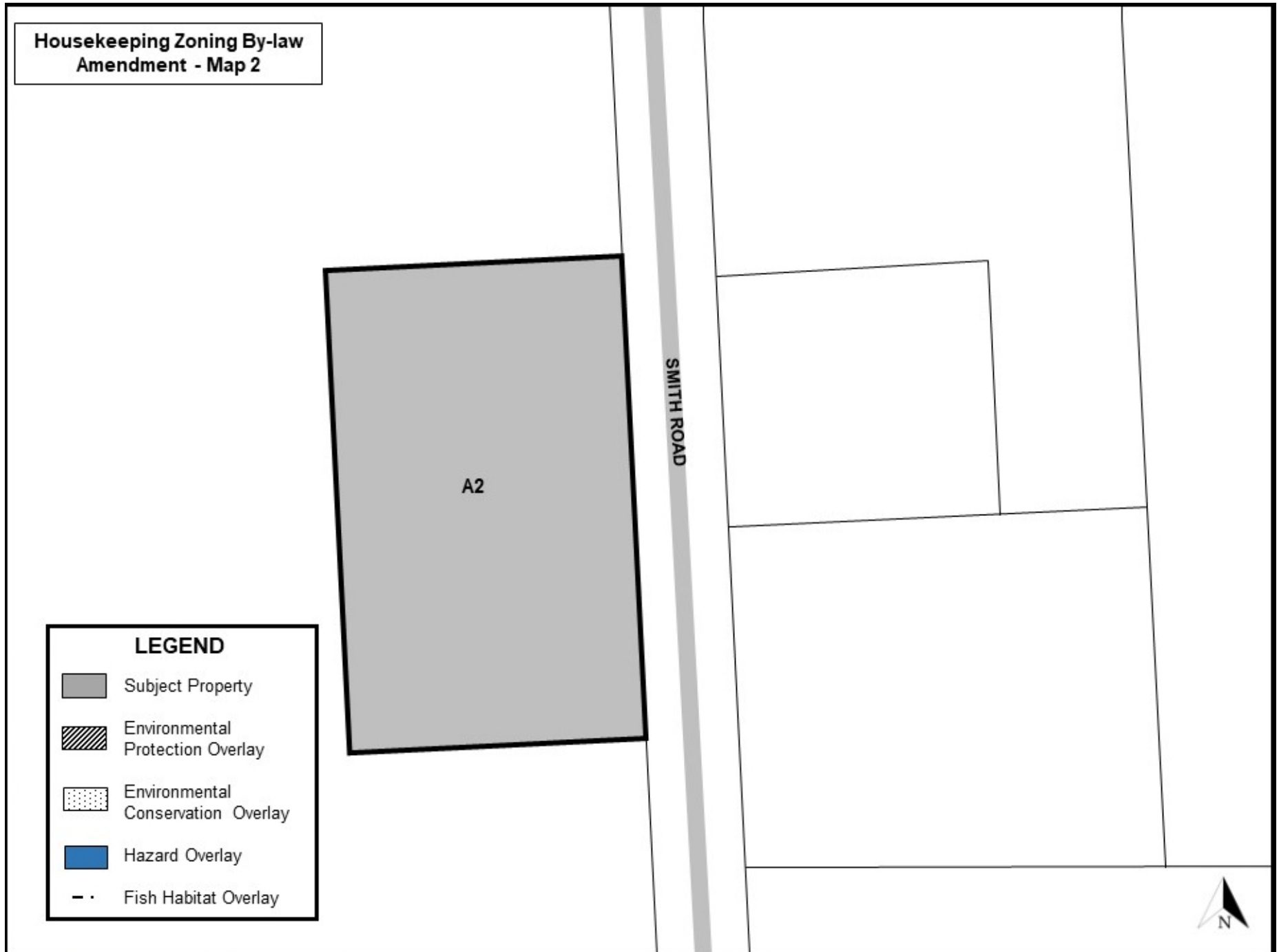
B. Grant, MAYOR

M. Kirkham, DEPUTY CLERK

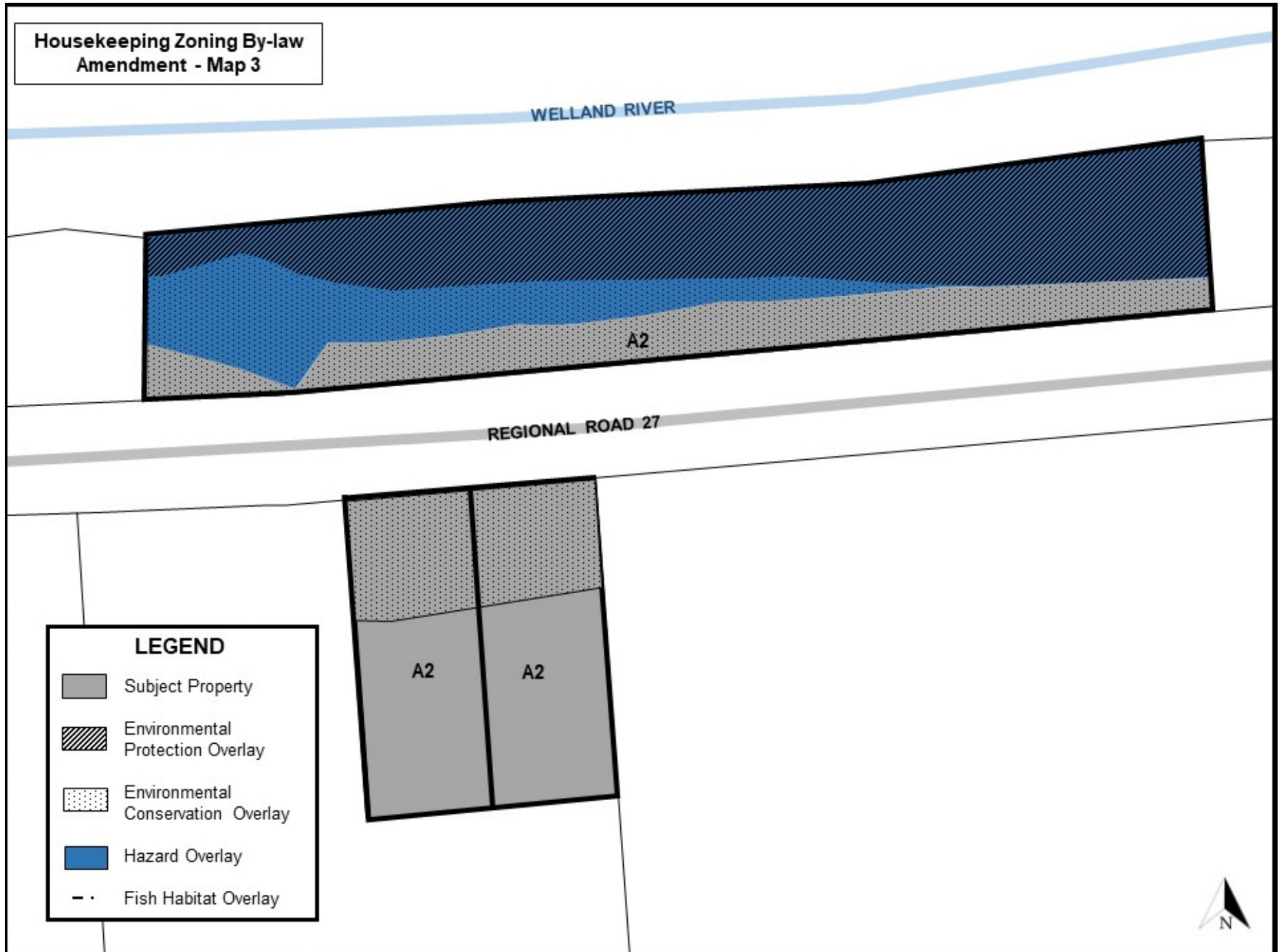
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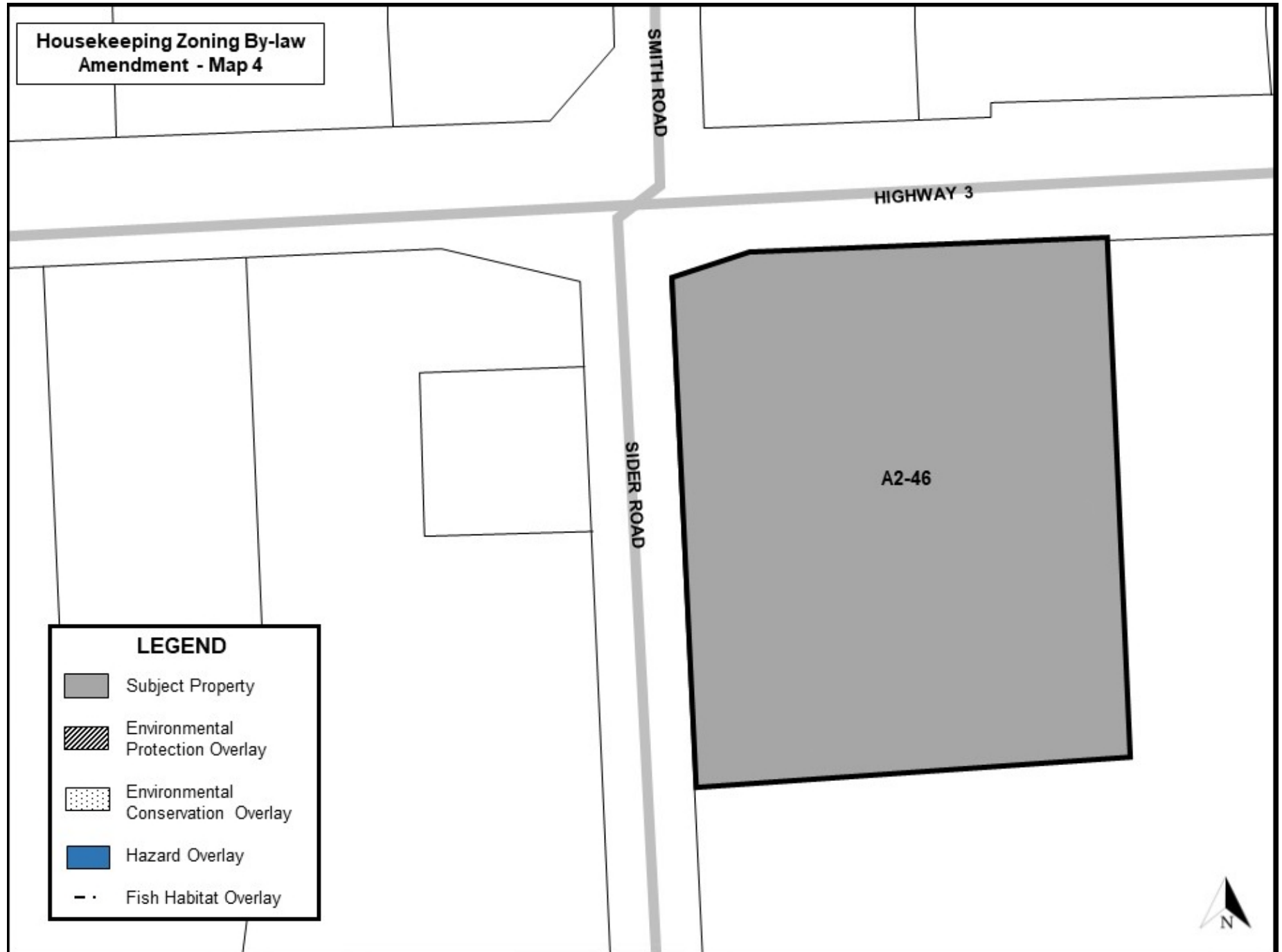
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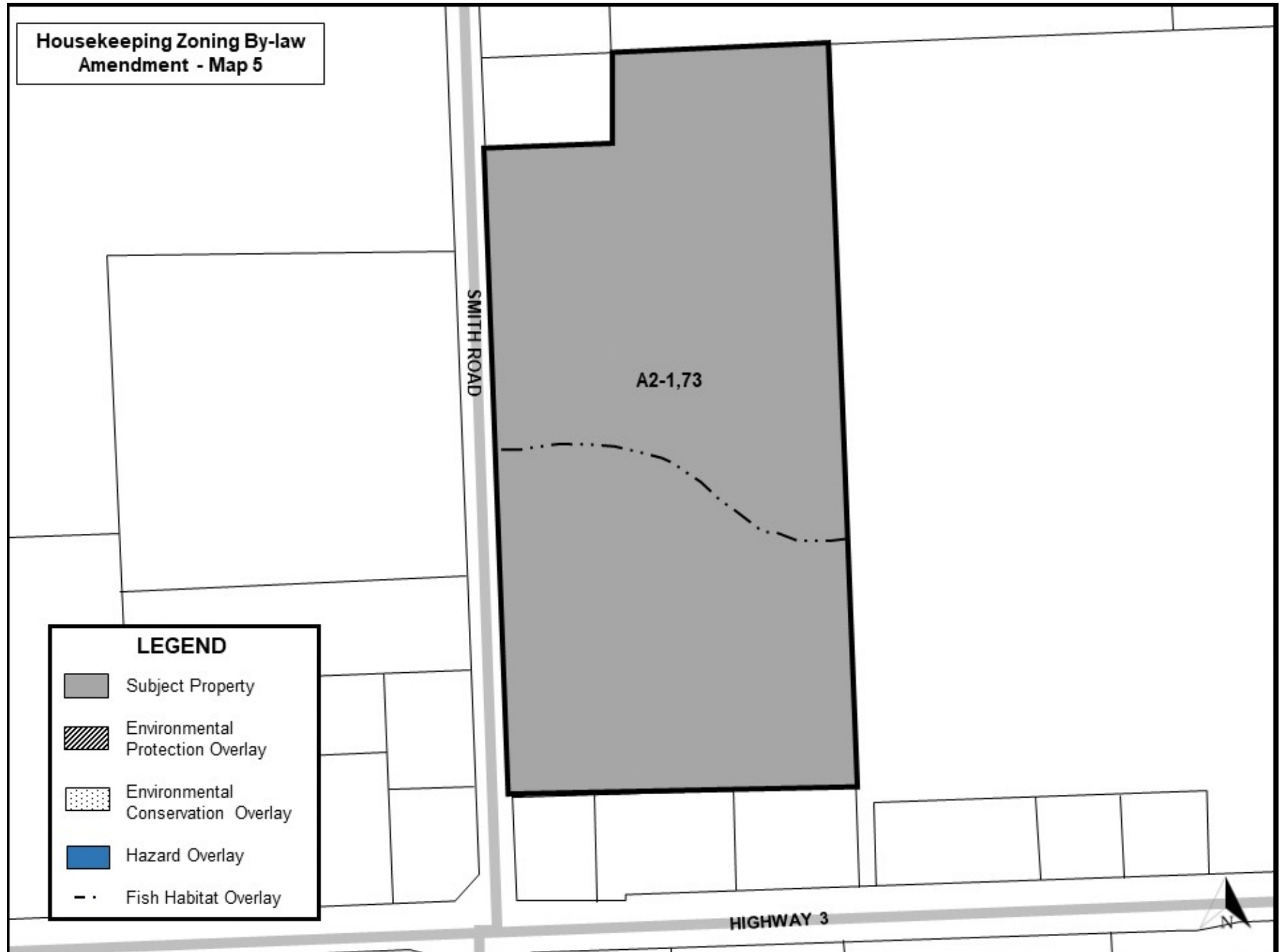
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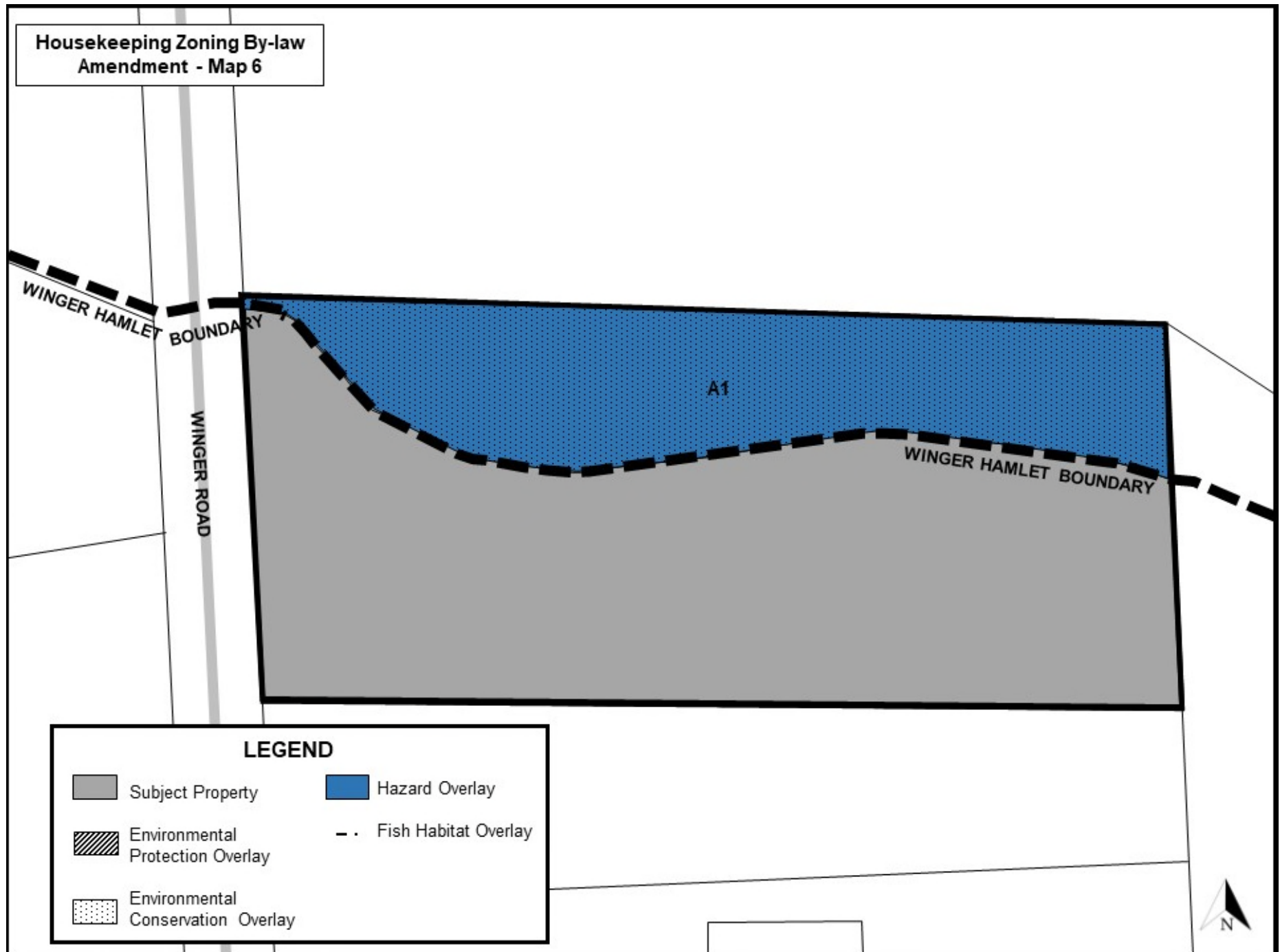
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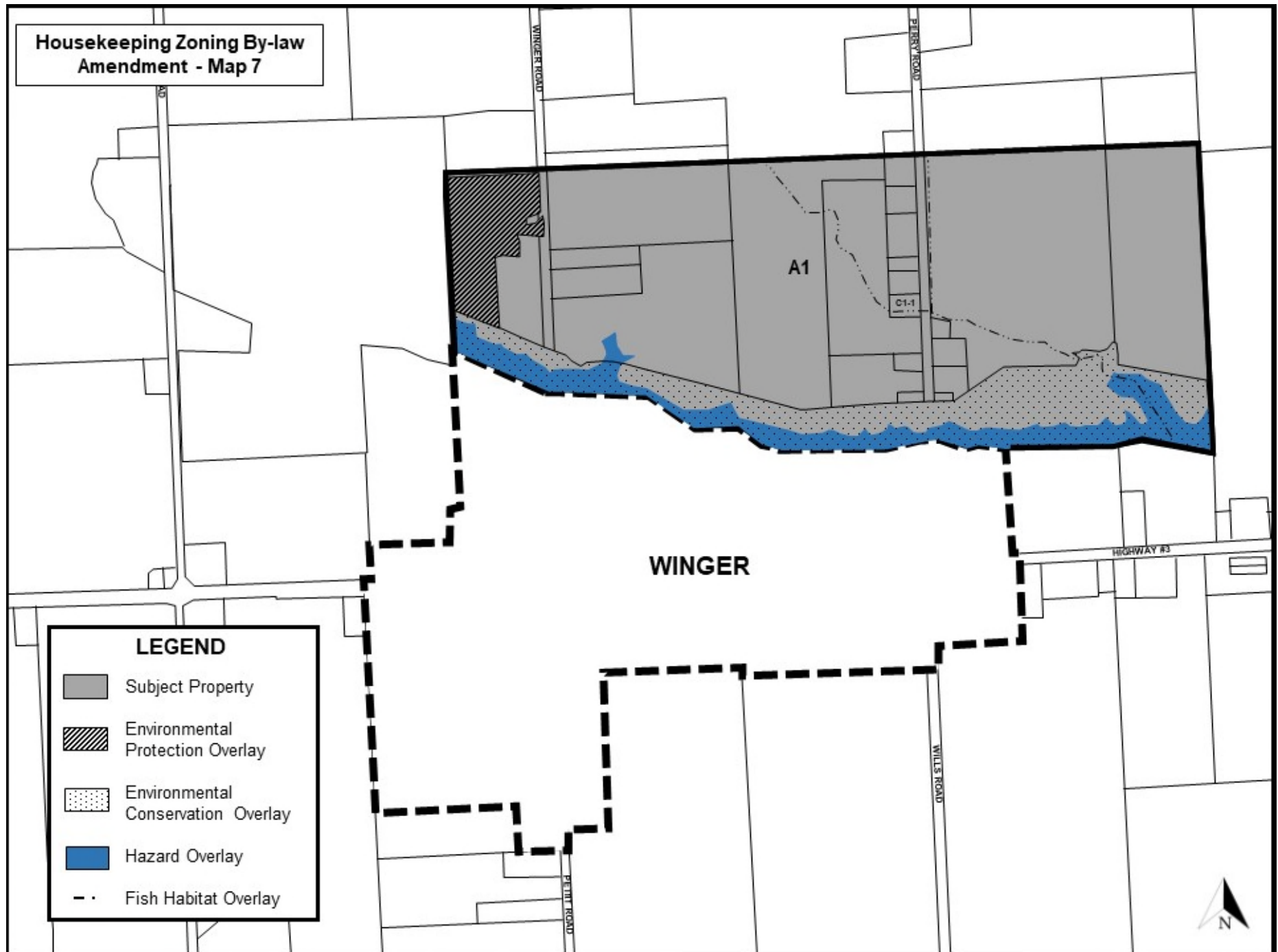
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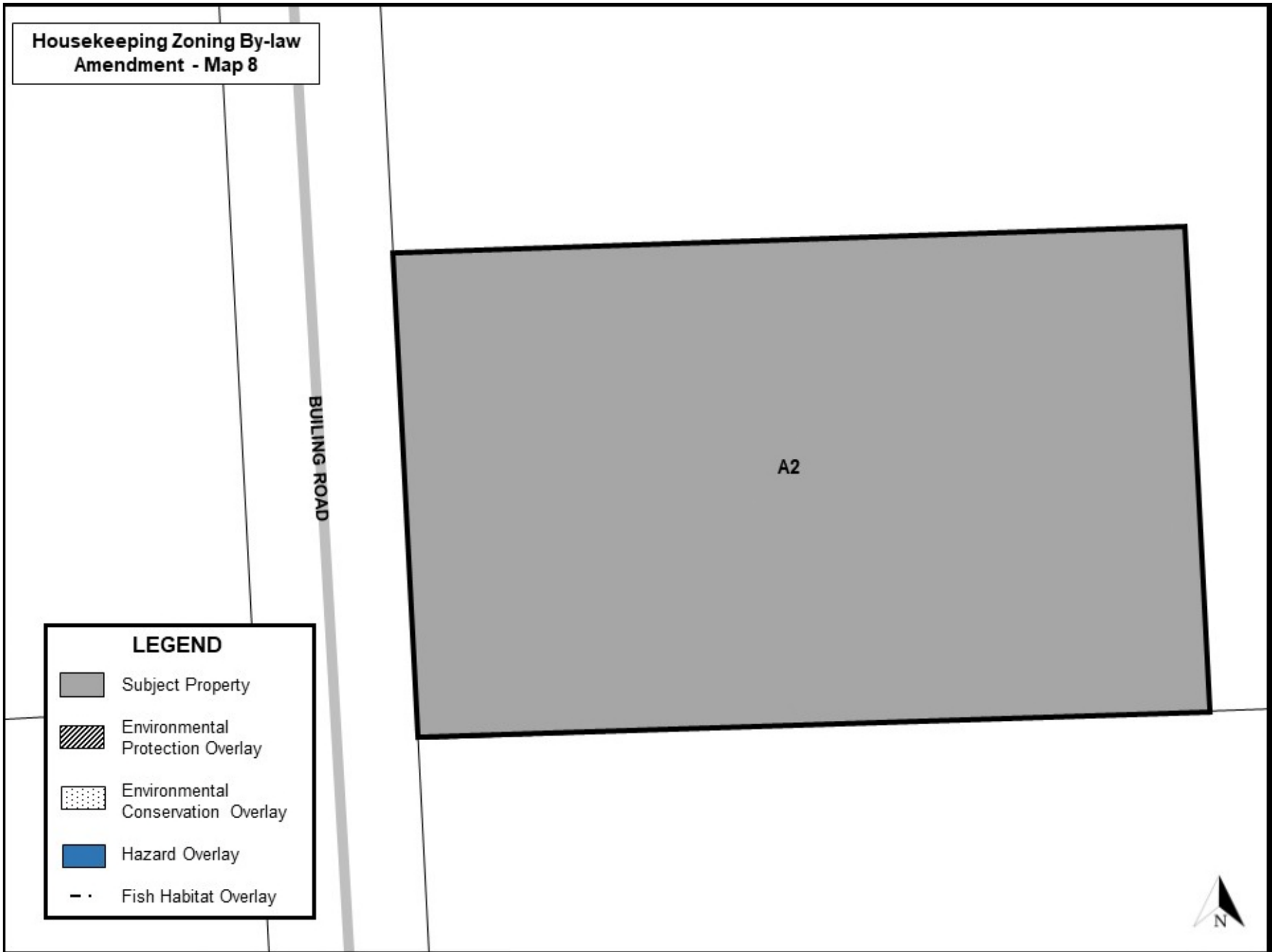
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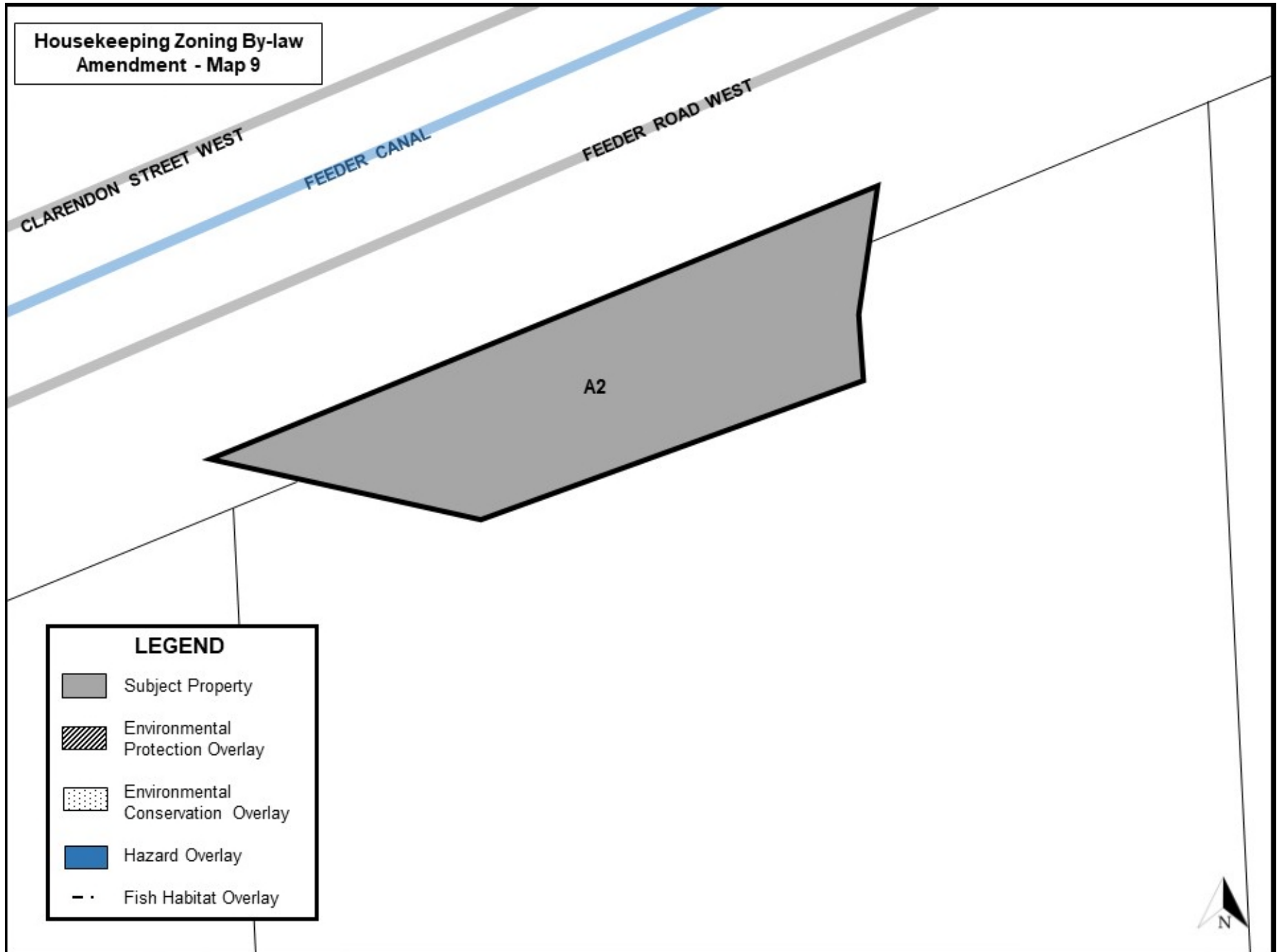
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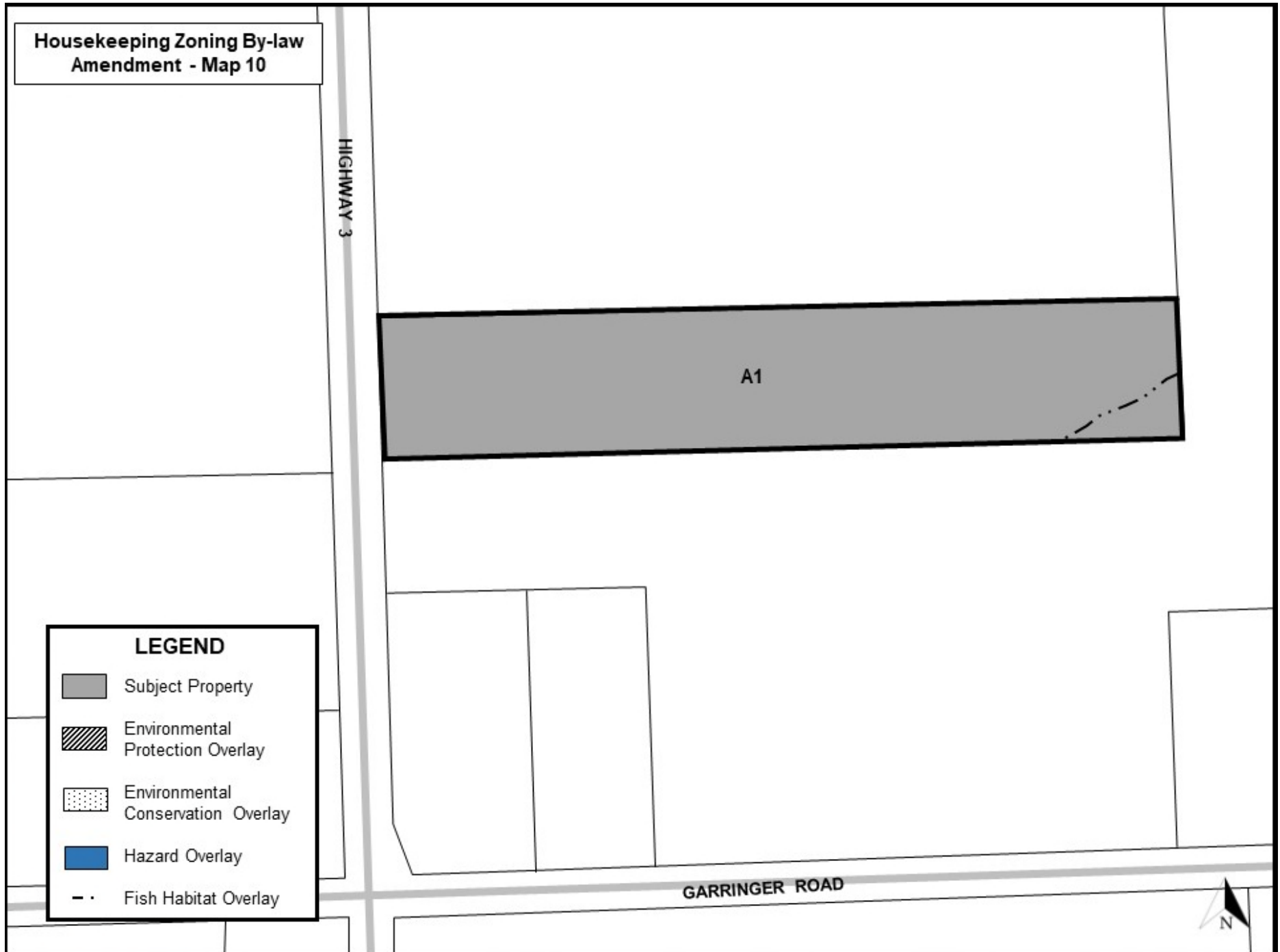
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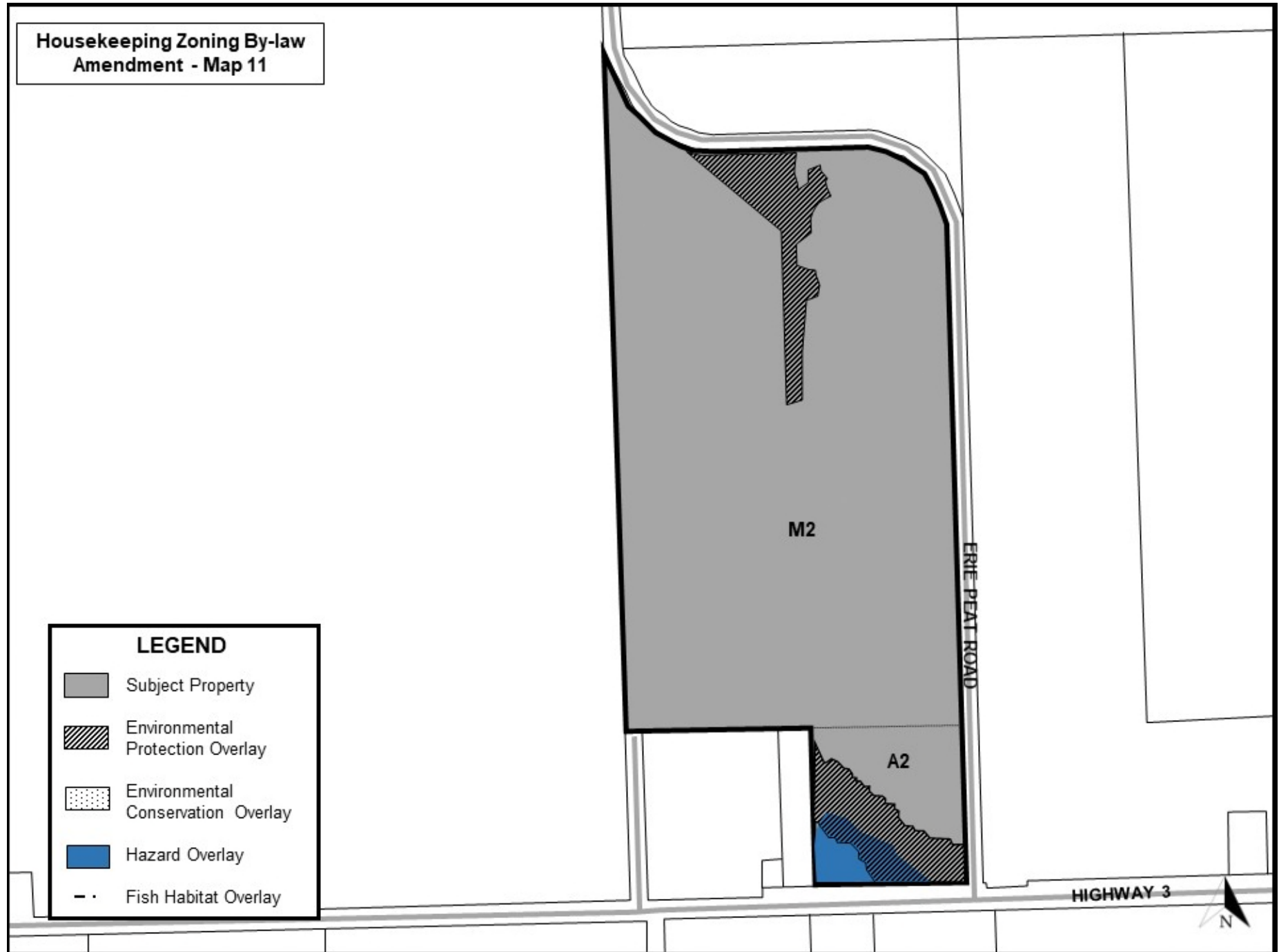
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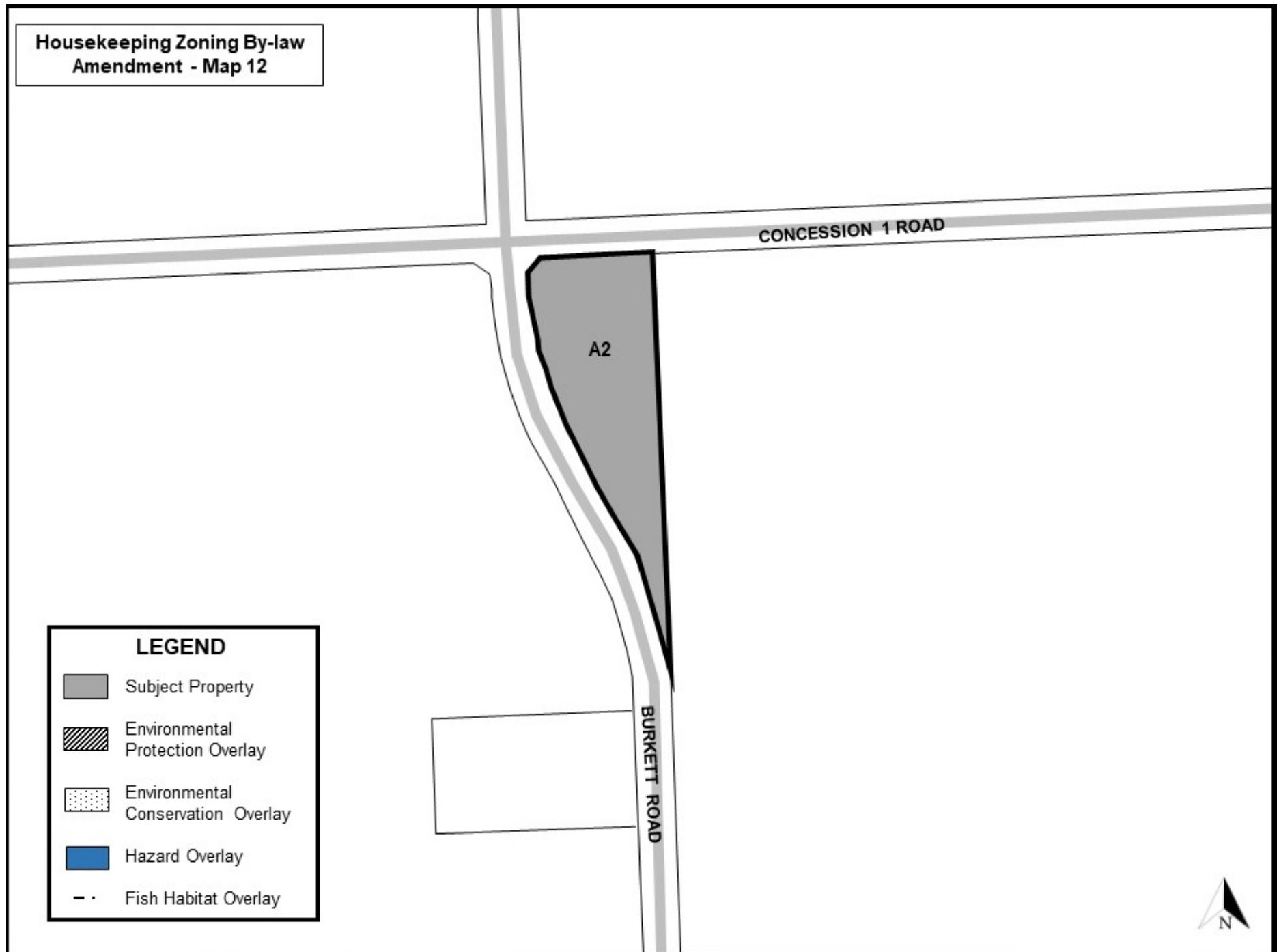
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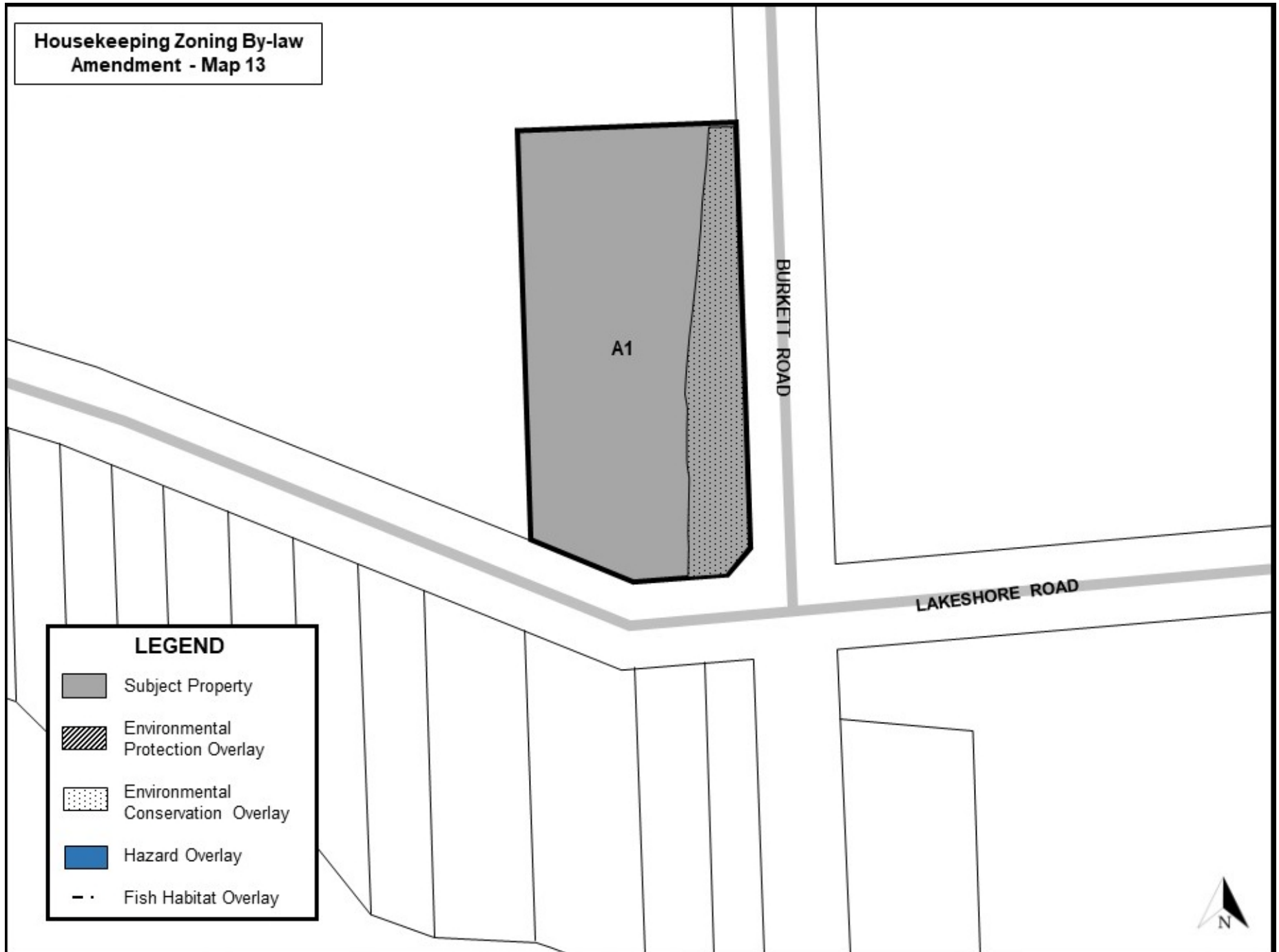
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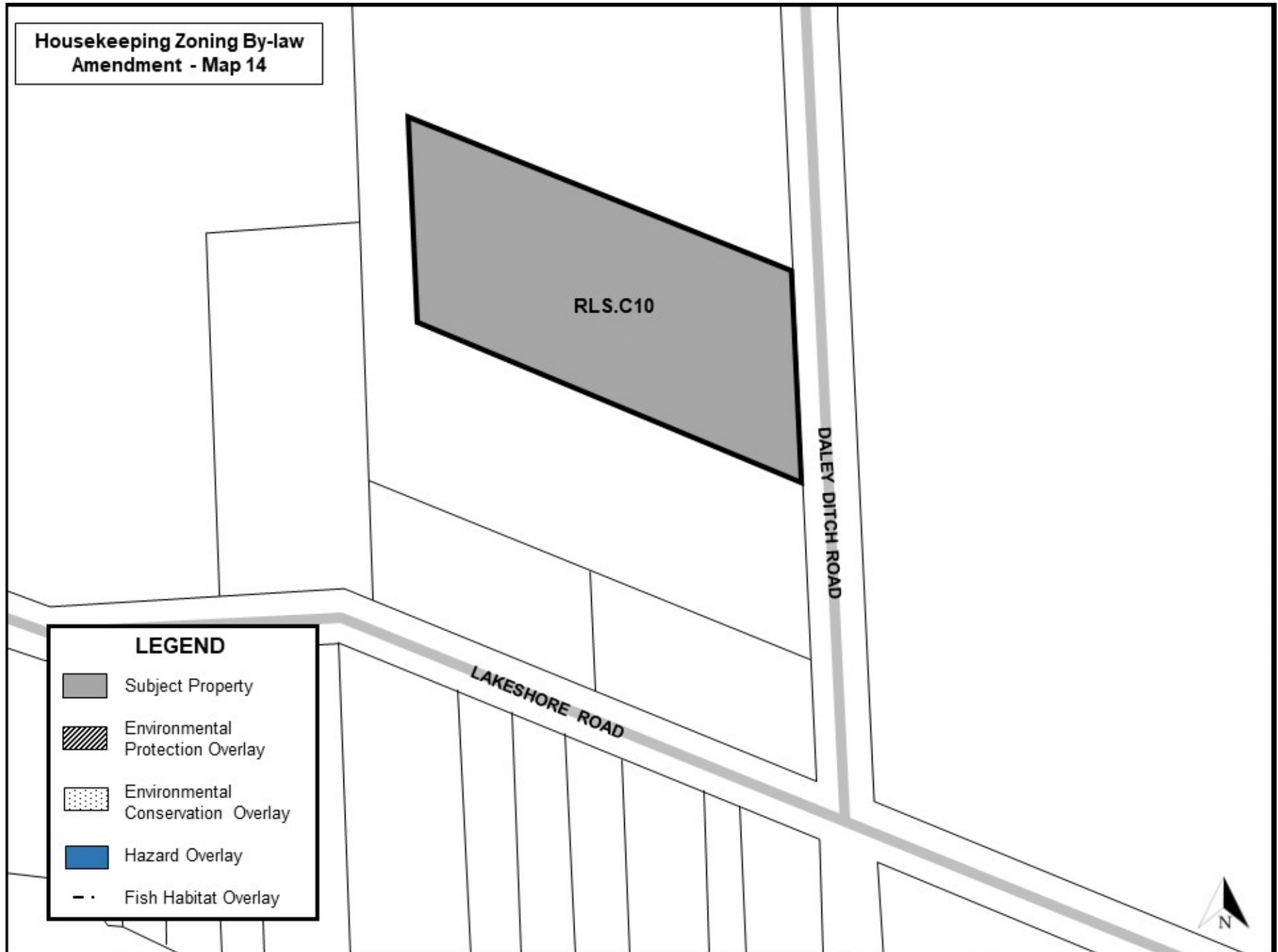
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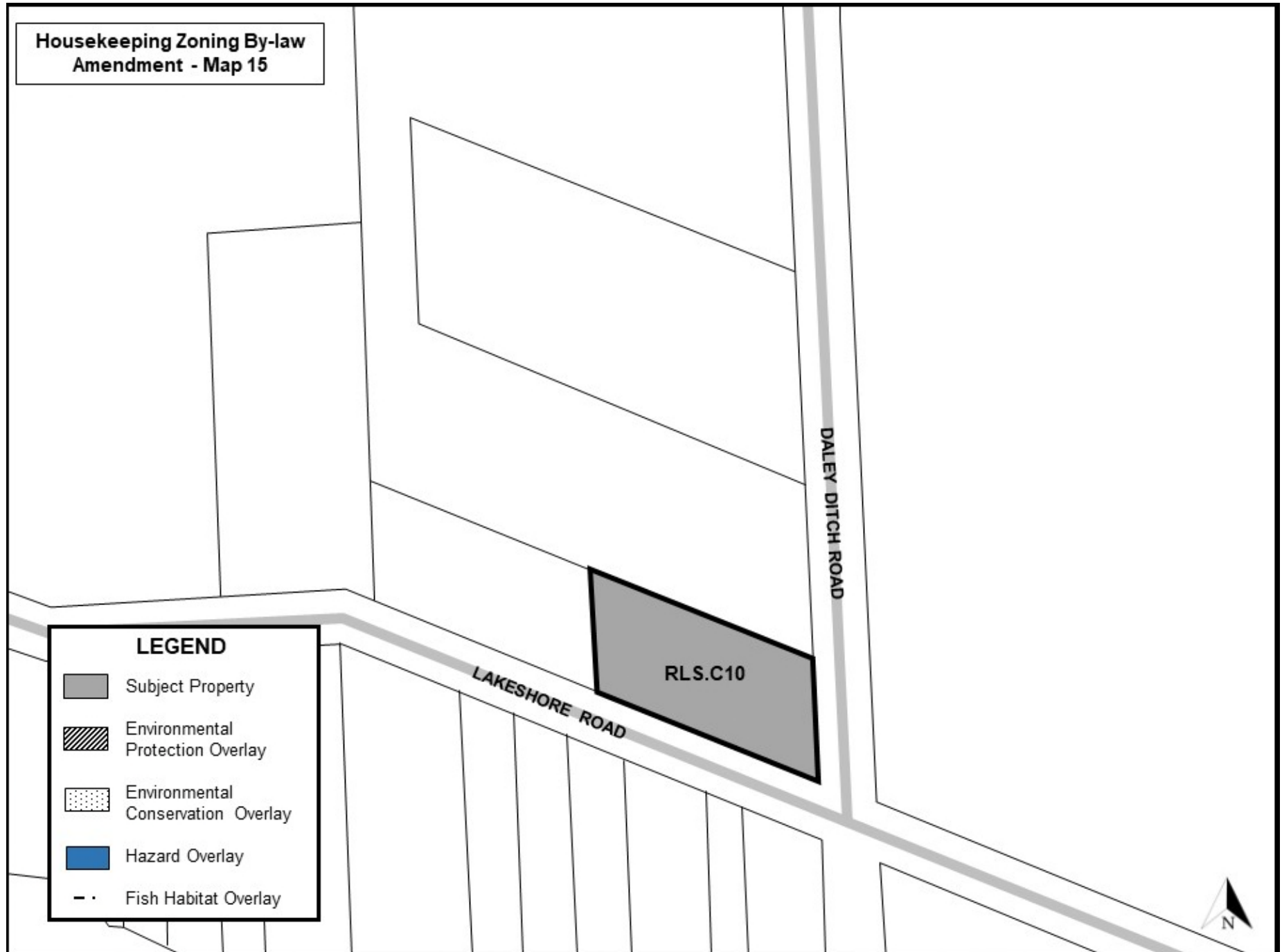
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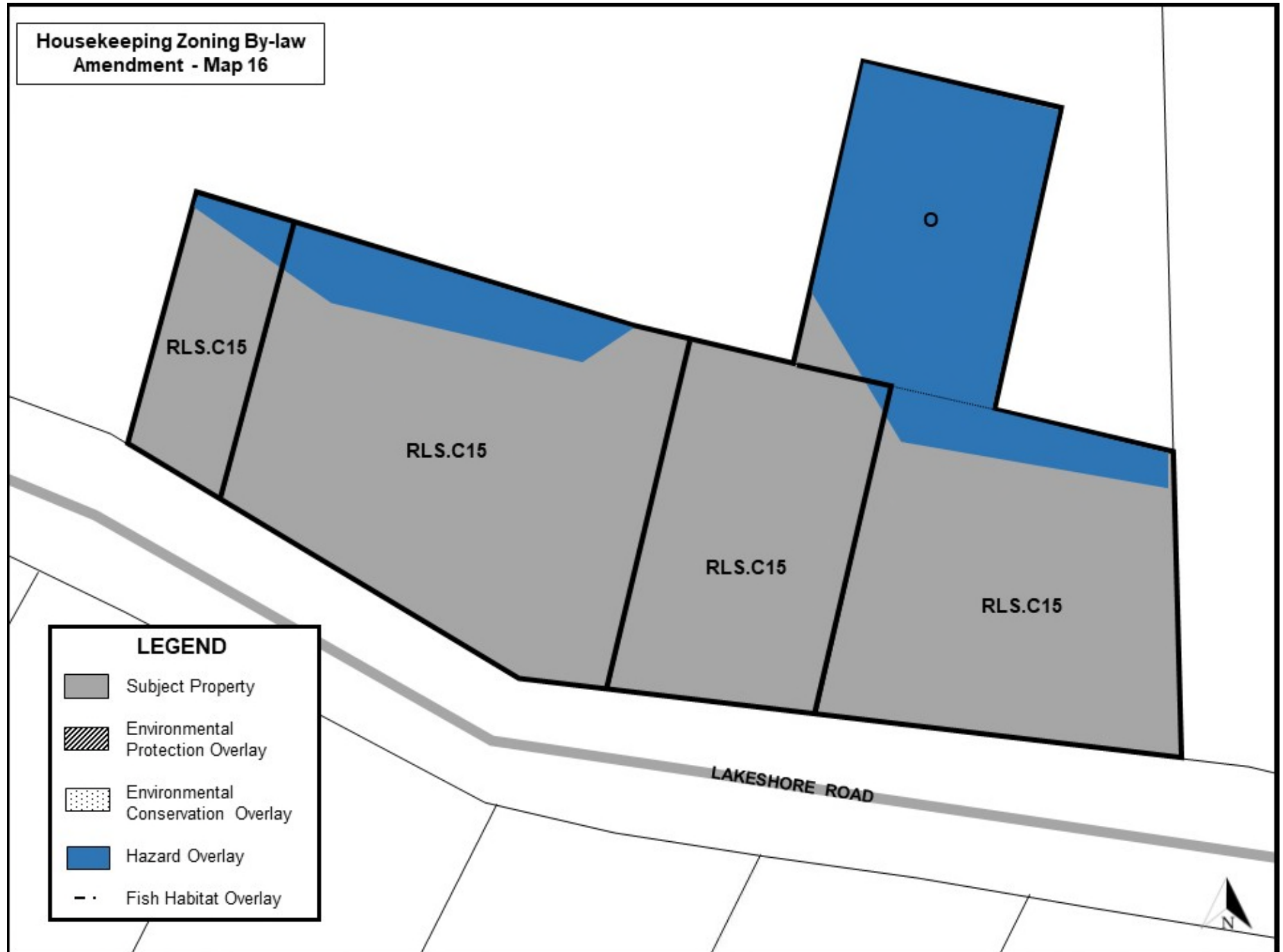
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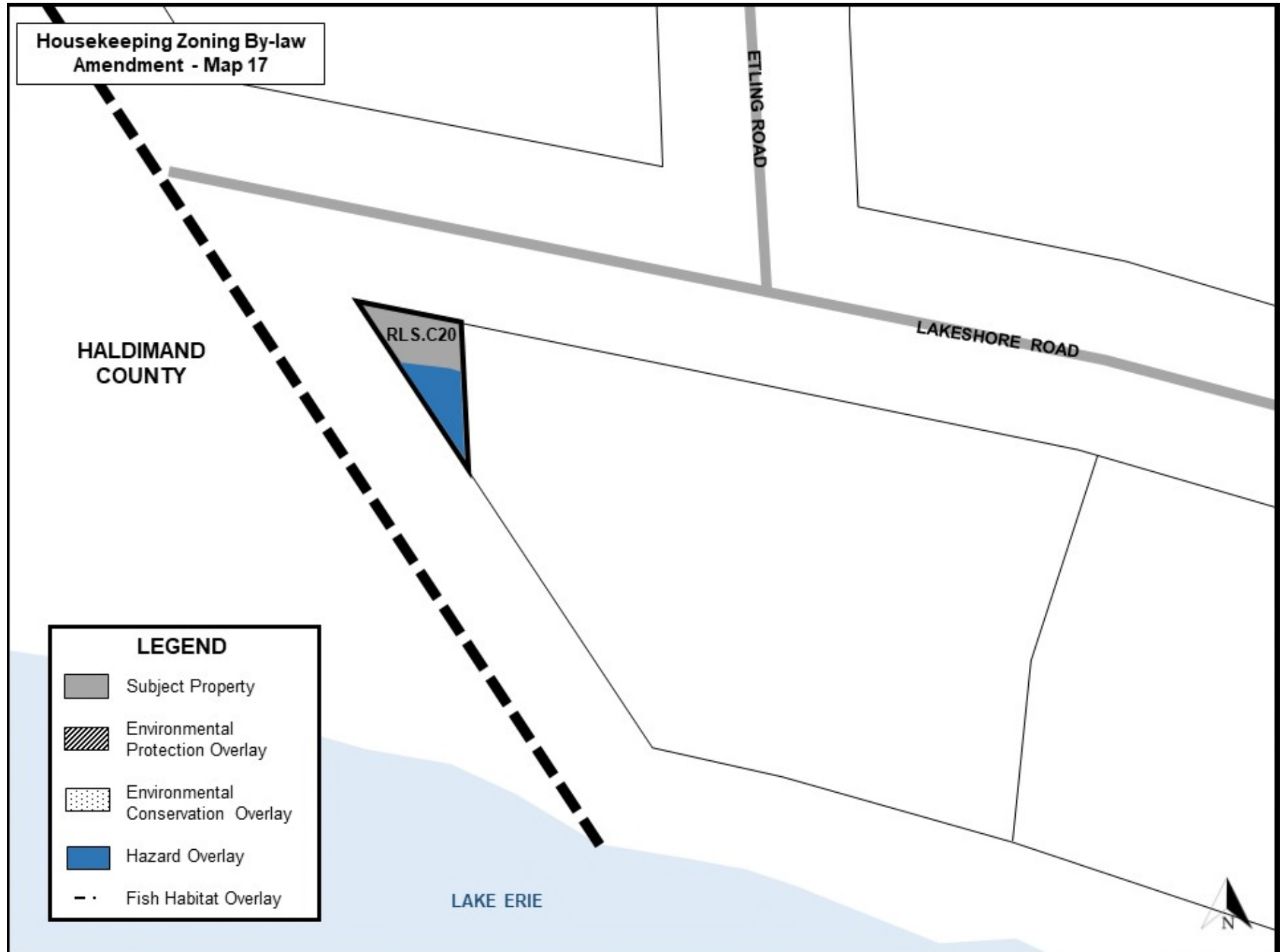
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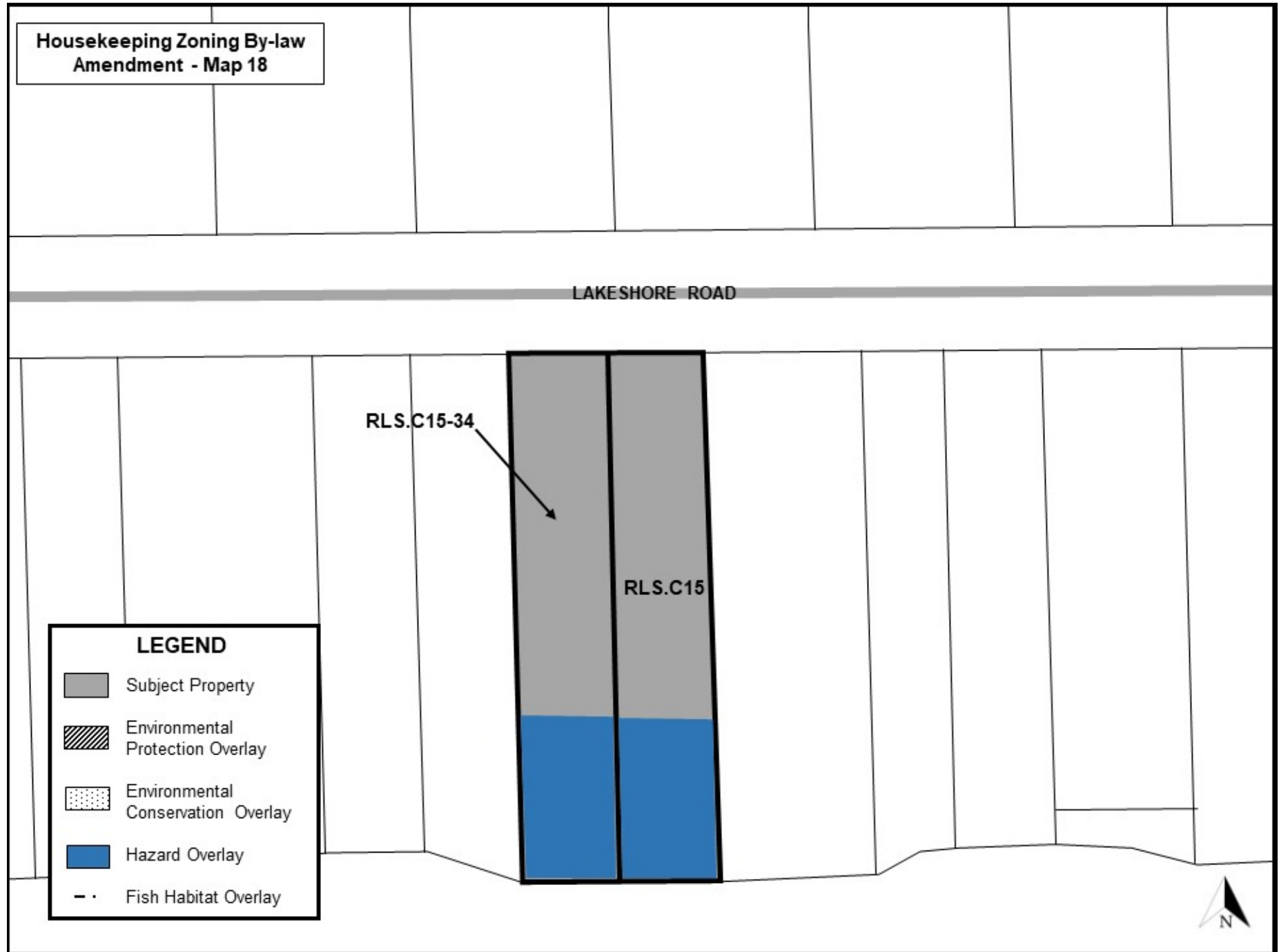
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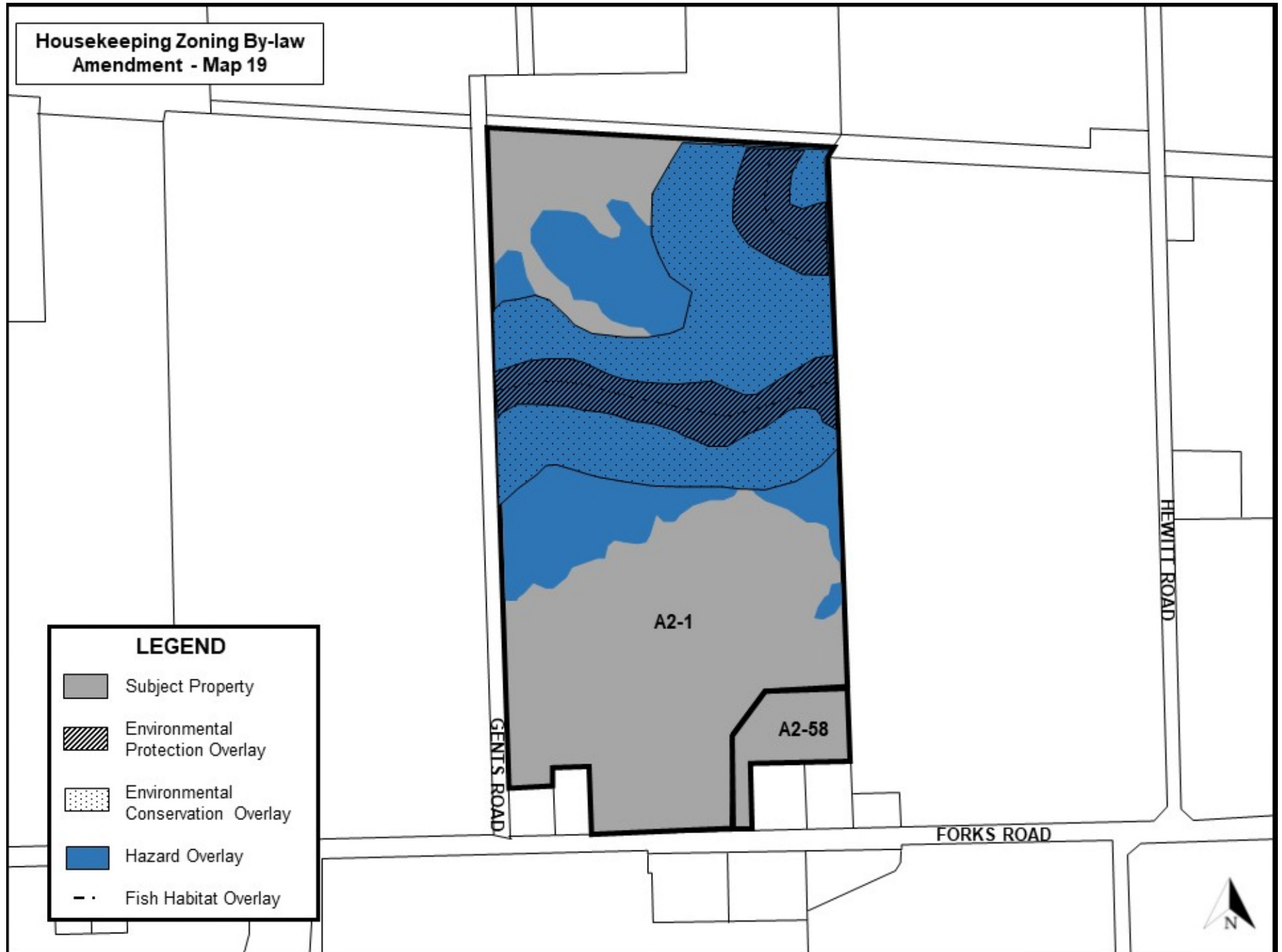
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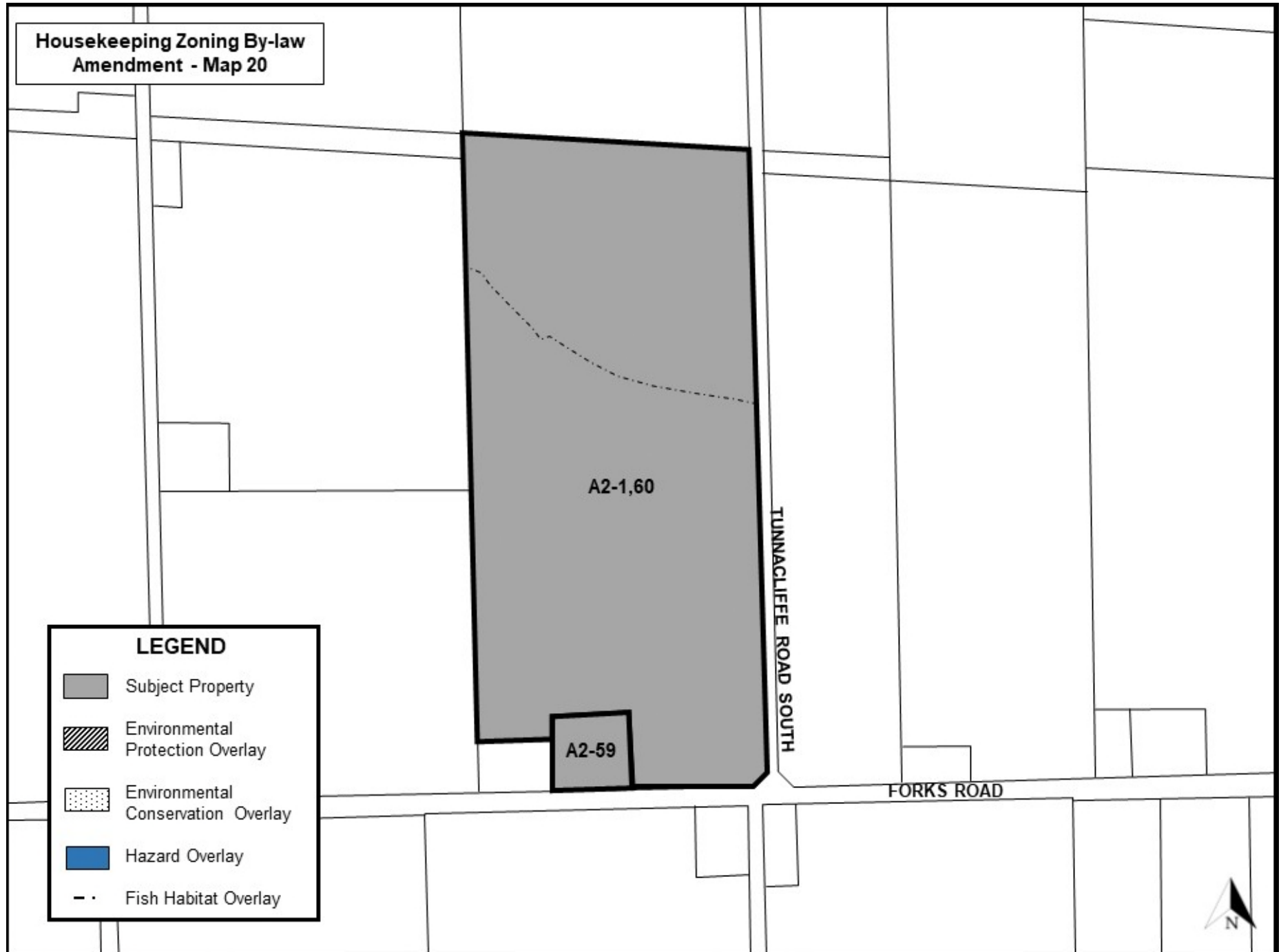
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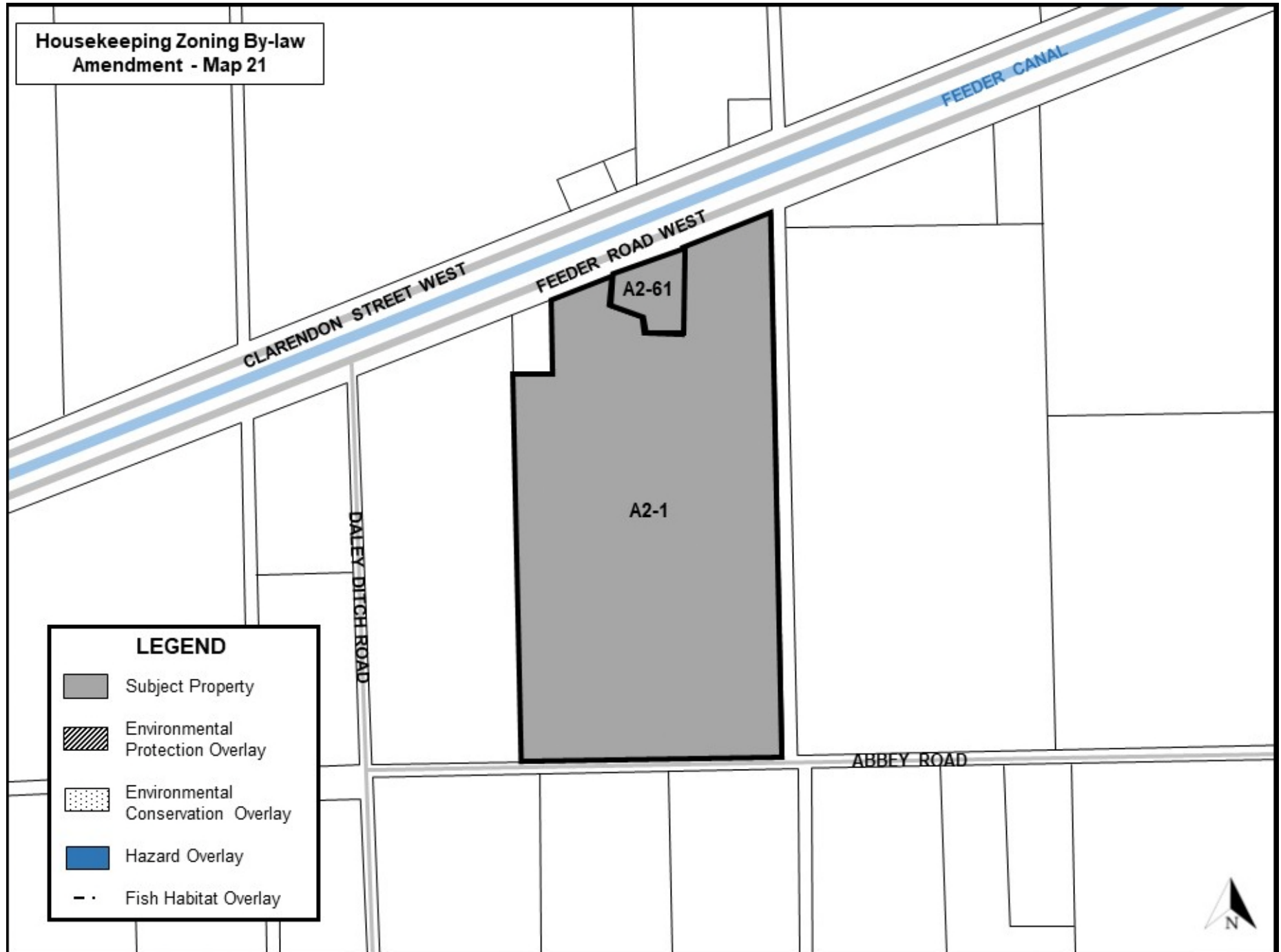
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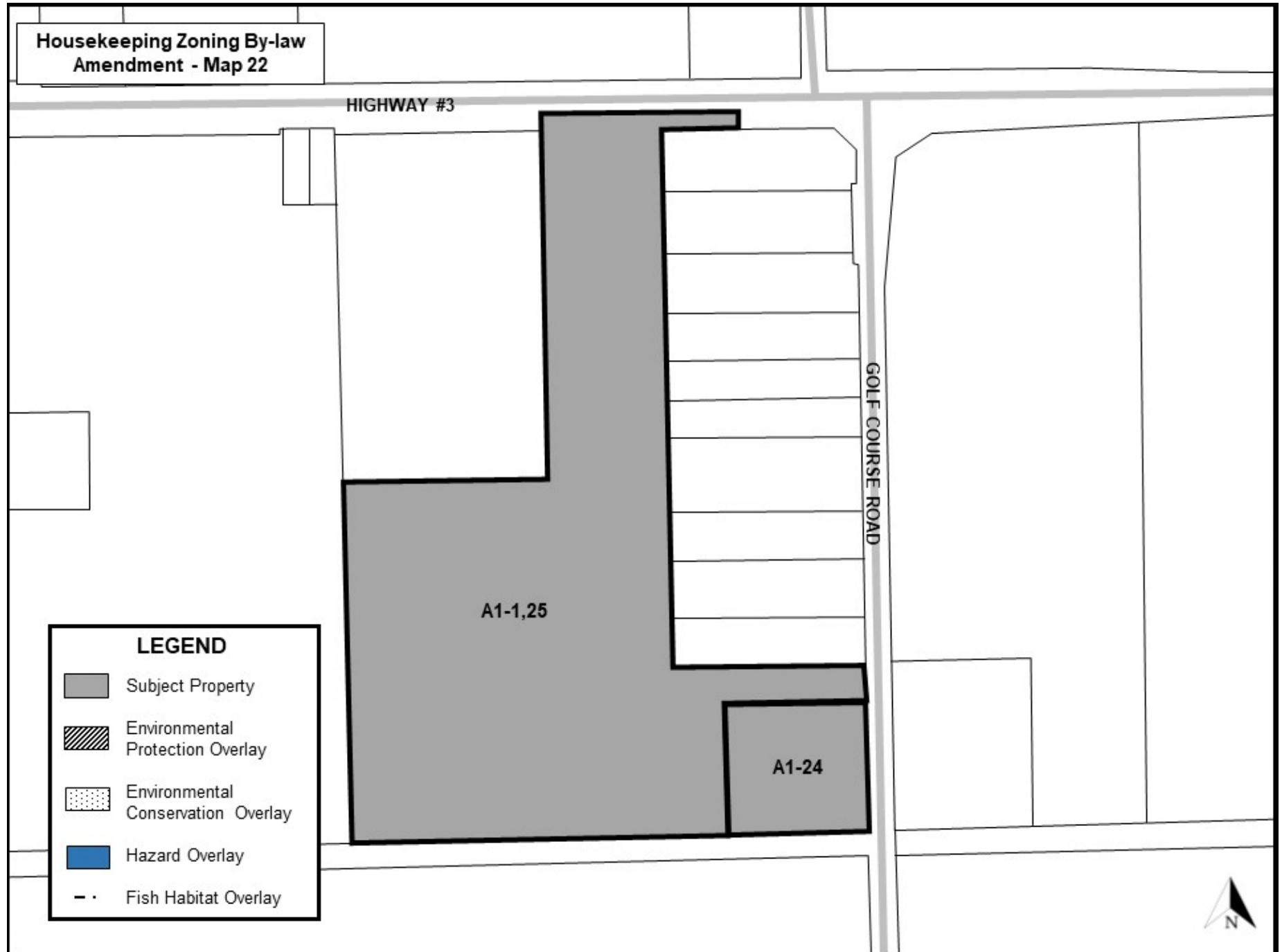
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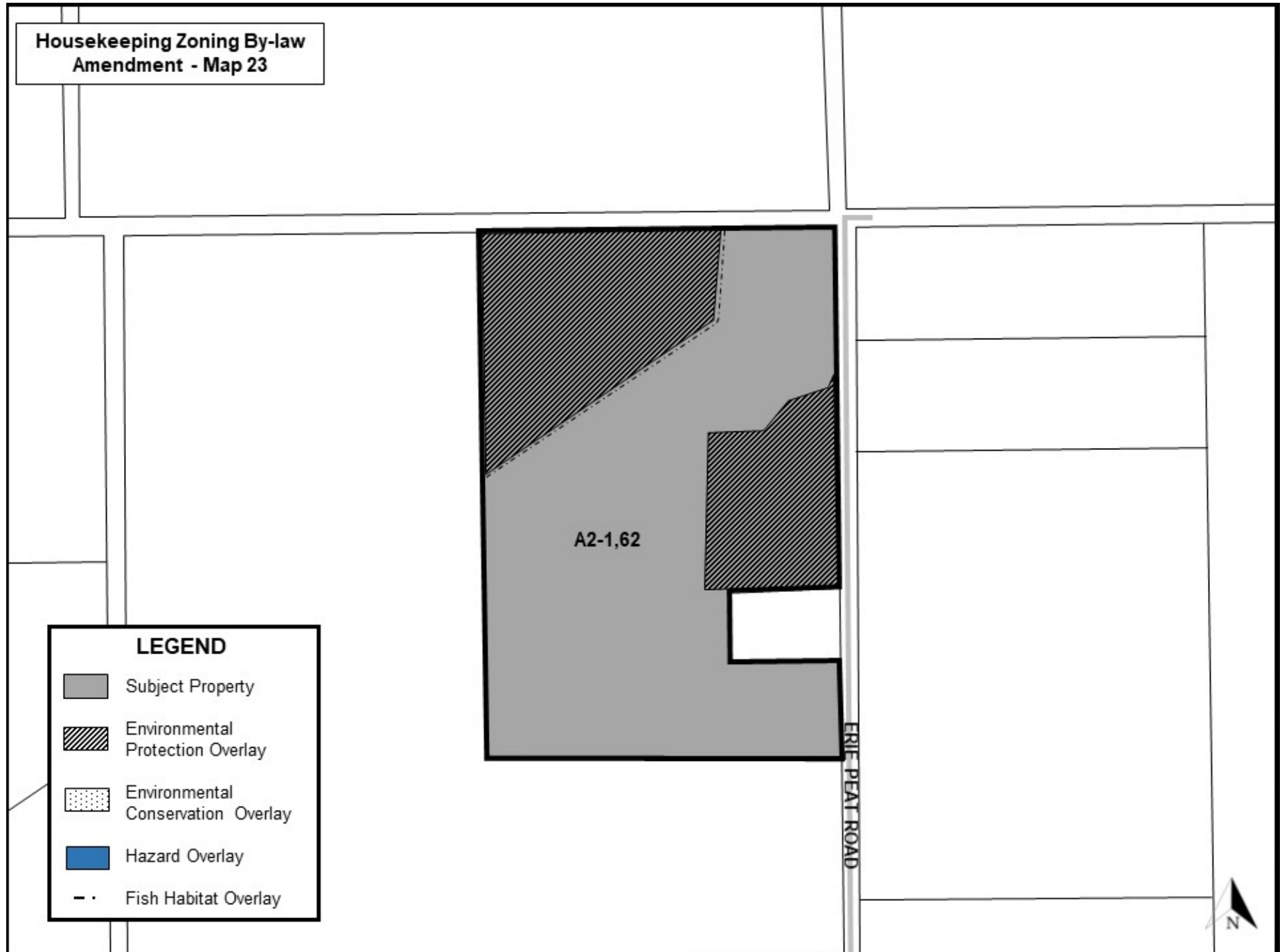
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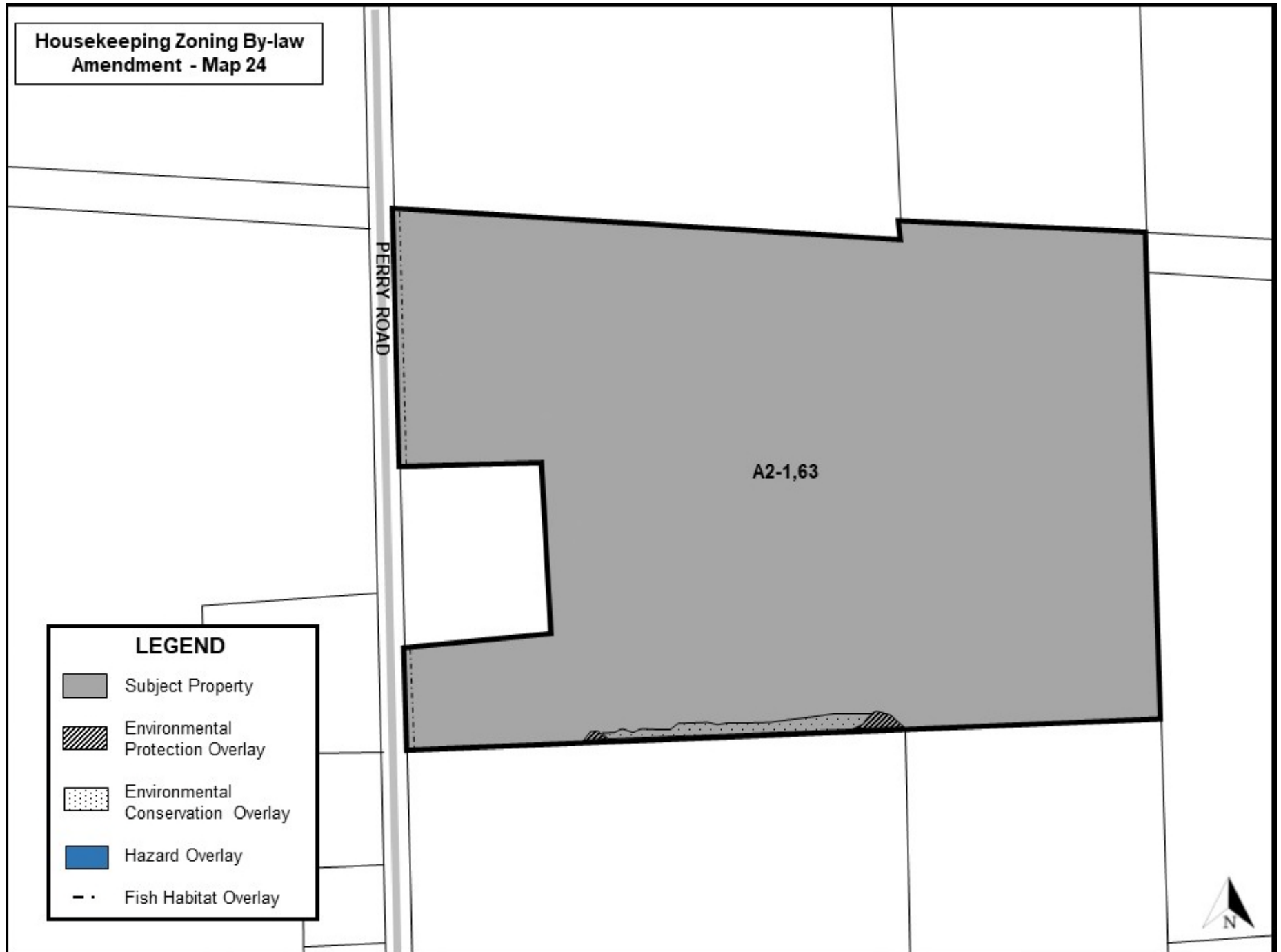
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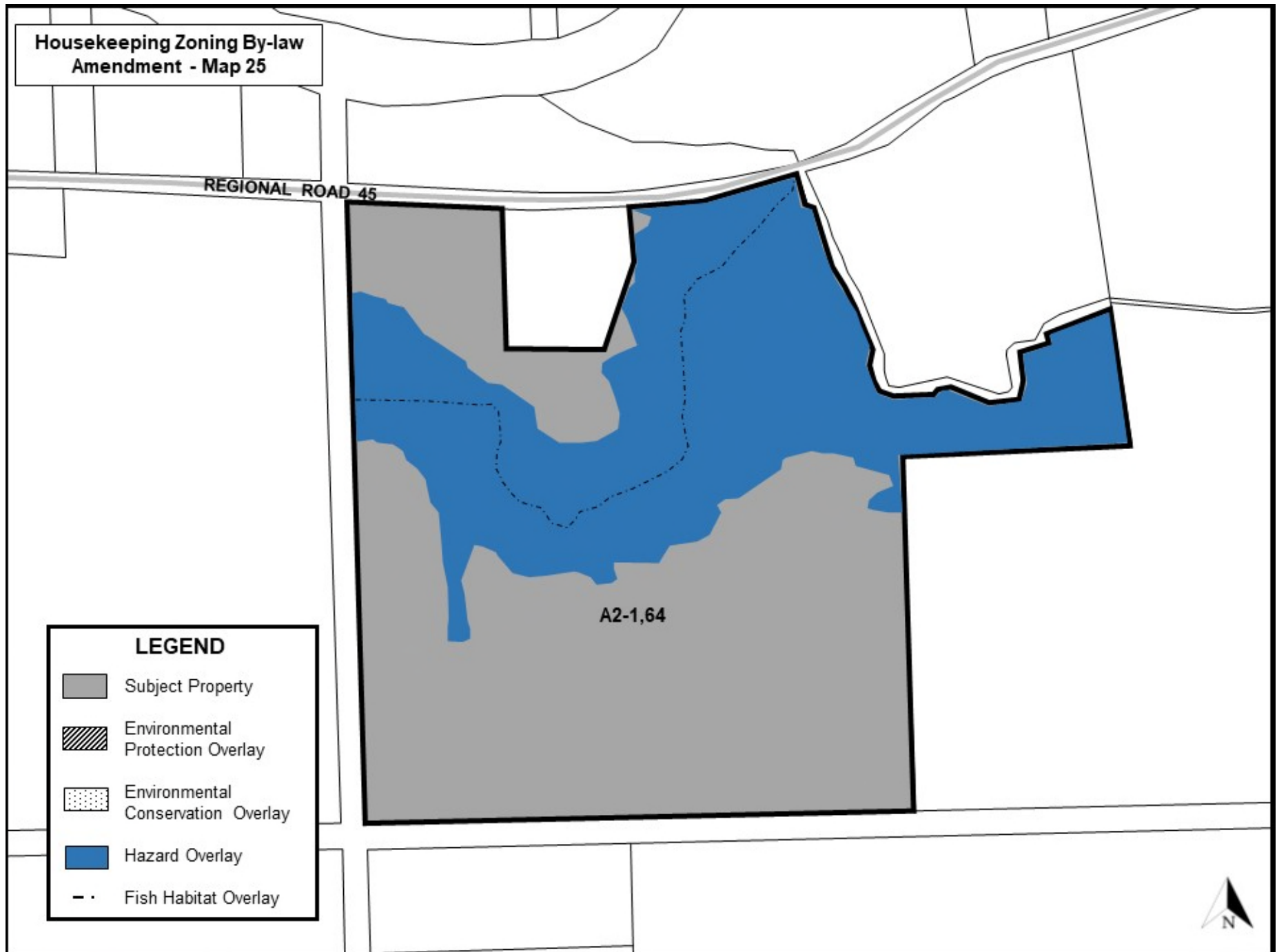
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SCHEDULE "A24" TO BY-LAW 002-2023



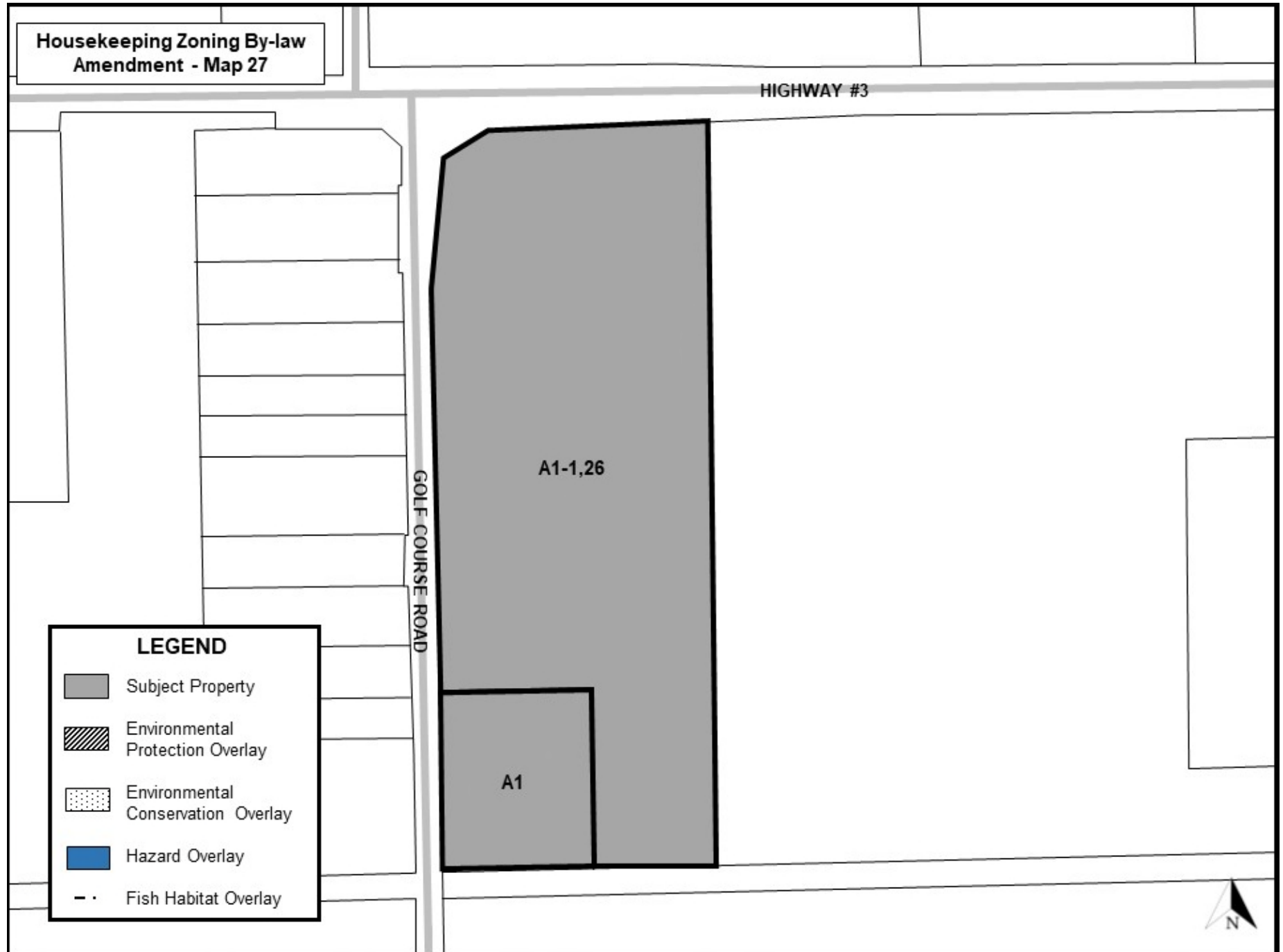
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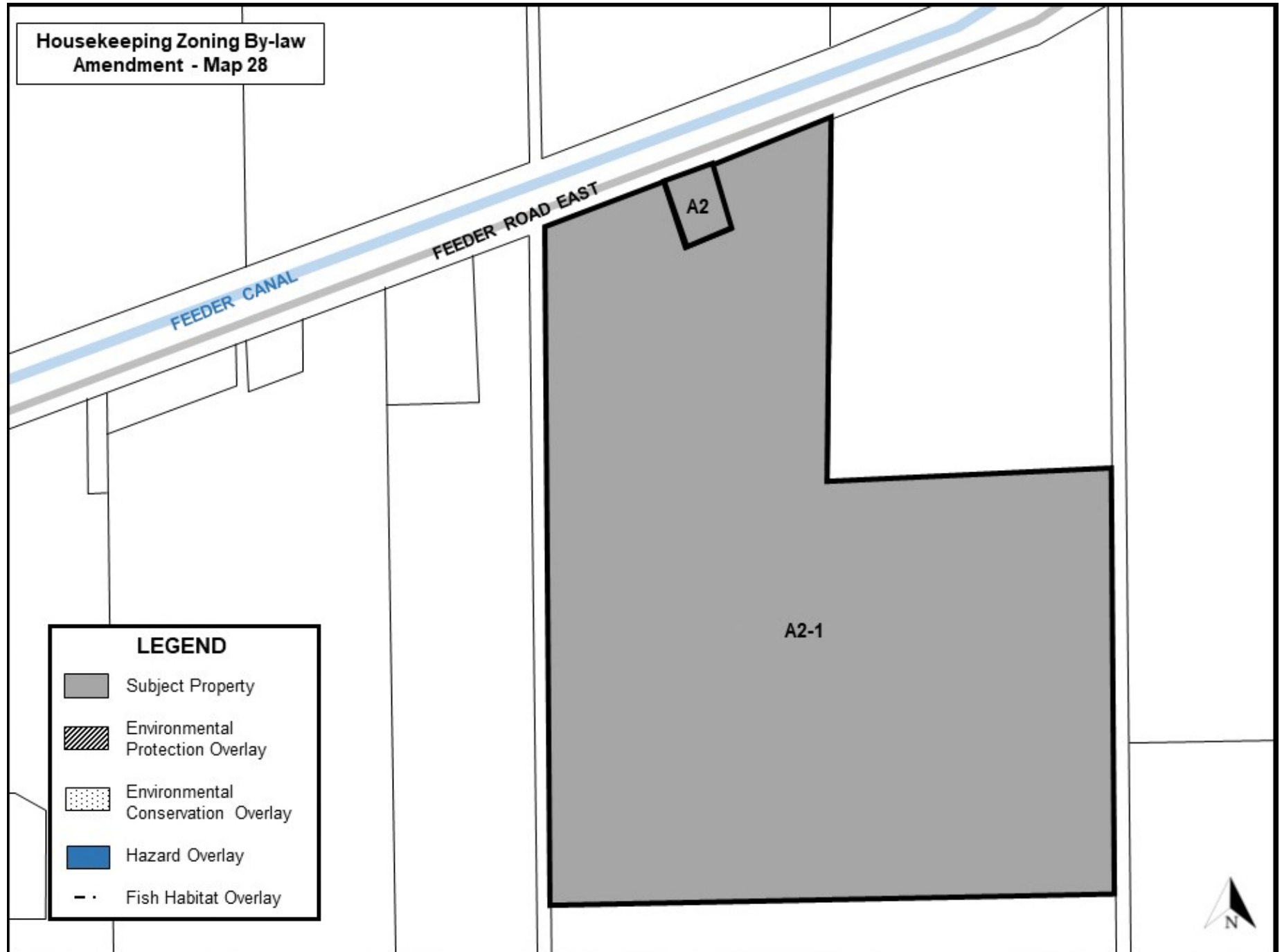
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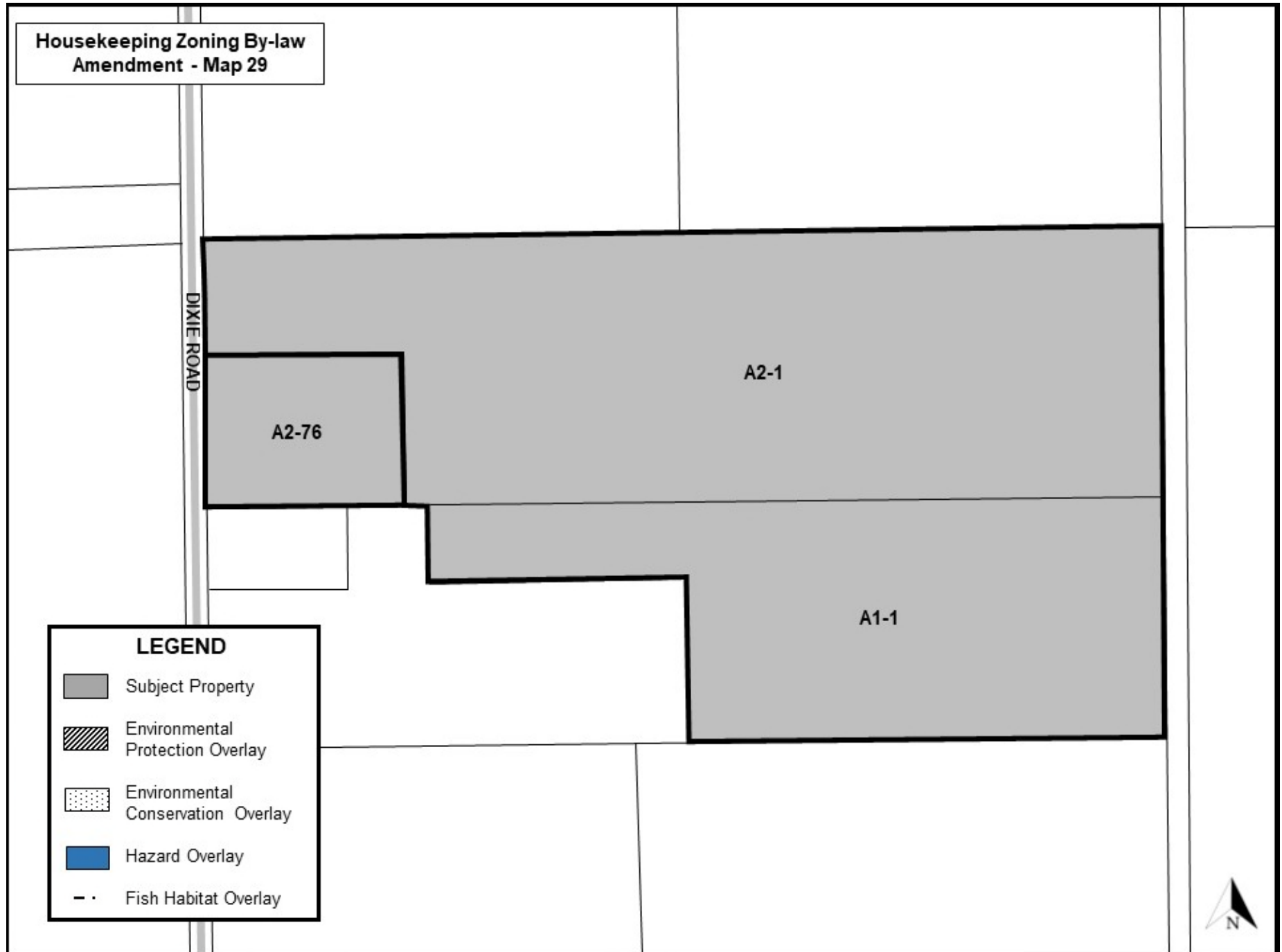
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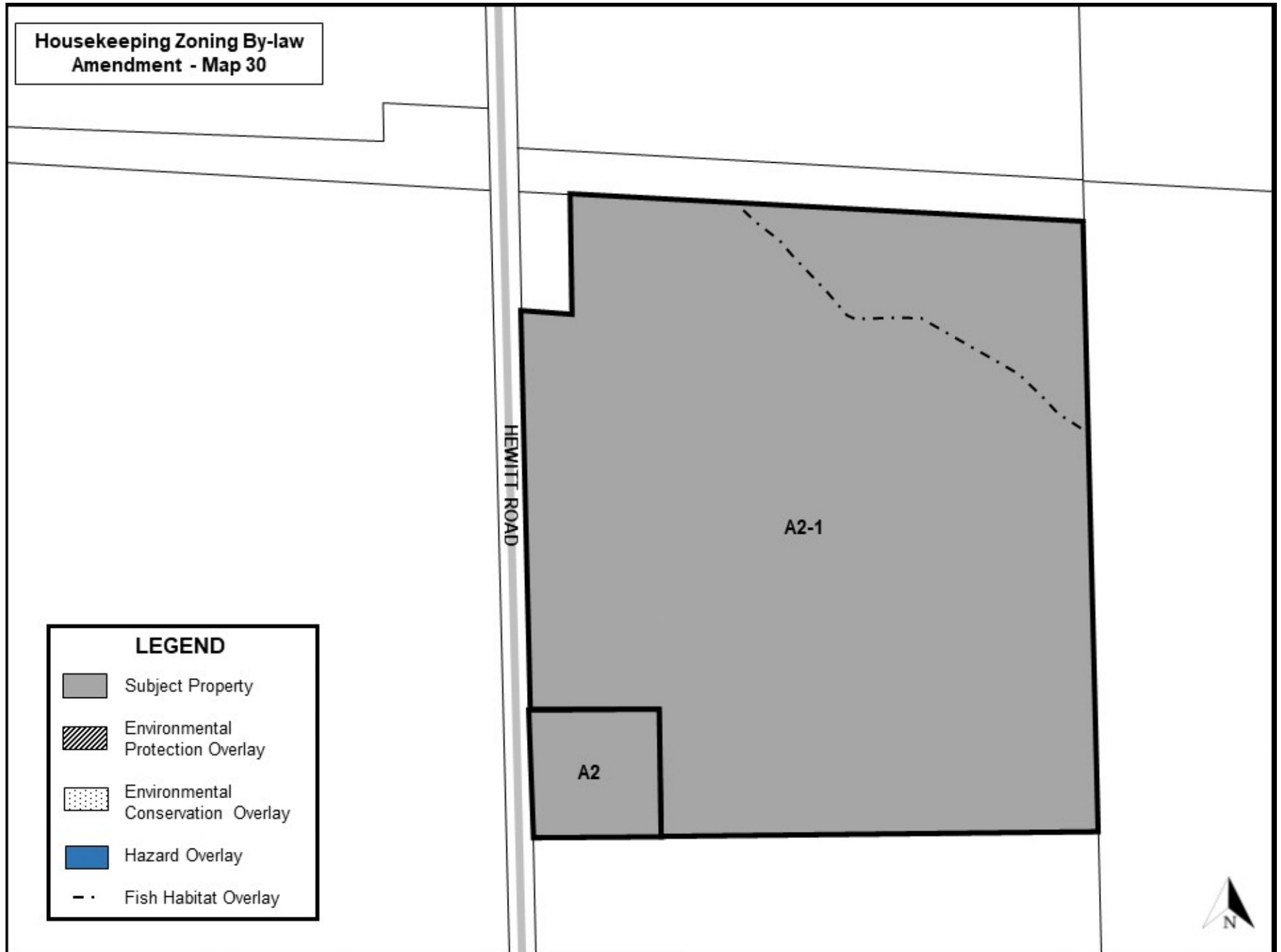
SCHEDULE "A28" TO BY-LAW 002-2023



SCHEDULE "A29" TO BY-LAW 002-2023



SCHEDULE "A30" TO BY-LAW 002-2023



CORPORATION OF THE TOWNSHIP OF WAINFLEET
BY-LAW NO. 003-2023

Being a by-law pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 to amend Zoning By-law No. 581-78 and Zoning By-law No. 034-2014 of the Corporation of the Township of Wainfleet with respect to all lands within the Township of Wainfleet.

WHEREAS the Corporation of the Township of Wainfleet has reviewed Zoning By-law No. 581-78 and Zoning By-law No. 034-2014 and deems it advisable to amend same:

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

THAT Section 12.2 Residential – R1 zone “Regulations for Dwellings – Conforming Lots” subsection (c) Maximum Lot Coverage of Zoning By-law 581-78, as amended, be further amended by deleting 7% and adding 10%;

THAT Table 10 of Section 7 entitled “Regulations applying to Residential Zones” Maximum Lot Coverage for all uses permitted in the Residential Hamlet – RH zone of Zoning By-law 034-2014, as amended, be further amended by deleting 7% and adding 10%;

THAT this By-law shall come into force, take effect and be passed on the final reading hereof subject to the provisions of Section 34 of the Planning Act.

BY-LAW READ AND PASSED THIS 10TH DAY OF JANUARY, 2023.

B. Grant, MAYOR

M. Kirkham, DEPUTY CLERK

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 004-2023

Being a by-law to adopt, ratify and confirm the proceedings of the Council of the Corporation of the Township of Wainfleet at its regular meeting held January 10, 2023.

WHEREAS Subsection 5 (1) of the *Municipal Act, 2001*, S.O. 2001, Chapter M.25, as amended, provides that the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS section 5 (3) of the *Municipal Act 2001*, S.O. 2001, Chapter M.25, as amended, provides that, except if otherwise authorized, the powers of Council shall be exercised by by-law;

AND WHEREAS it is deemed desirable and expedient that the actions of the Council as herein set forth be adopted, ratified and confirmed by by-law;

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. (a) The actions of the Council at its regular meeting held January 10, 2023, including all resolutions or motions approved, are hereby adopted, ratified and confirmed as if they were expressly embodied in this by-law.

(b) The above-mentioned actions shall not include:
 - (i) any actions required by law to be taken by resolution, or
 - (ii) any actions for which prior Ontario Municipal Board approval is required, until such approval is obtained.
2. The Mayor and proper officials of the Corporation of the Township of Wainfleet are hereby authorized and directed to do all things necessary to give effect to the above-mentioned actions and to obtain approvals where required.
3. Unless otherwise provided, the Mayor and Clerk are hereby authorized and directed to execute and the Clerk to affix the seal of the corporation of the Township of Wainfleet to all documents necessary to give effect to the above-mentioned actions.
4. This by-law shall come into force on the day upon which it is passed.

BY-LAW READ AND PASSED THIS 10th DAY OF JANUARY, 2023

B. Grant, MAYOR

M. Kirkham, DEPUTY CLERK