

The Corporation of the Town of Minto

By-Law Number 09-07

Being a by-law to designate the whole of the town as a site plan control area.

WHEREAS Subsection 41 (2) of *the Planning Act, R.S.O. 1990, c. P.13* provides that the Council of a local municipality may, where in an official plan an area is shown or described as a proposed site plan control area, designate the whole or any part of such area as a site plan control area;

AND WHEREAS the official plan for the areas comprising the Corporation of the Town of Minto collectively describes as a proposed site plan control areas;

AND WHEREAS Subsection 41 (11) of *the Planning Act, R.S.O. 1990, c. P.13* provides that Section 446 of the *Municipal Act, 2001* applies to any requirement made under clauses (7)(a) and (b) and to any requirements made under an agreement entered into under clause (7)(c) or (c.1);

NOW THEREFORE BE IT ENACTED AS FOLLOWS:

1. The entire Town of Minto is hereby designated as a site plan control area.
2. The Mayor and the Clerk of the Corporation of the Town of Minto are hereby authorized to execute all agreements (generally referred to as Site Plan Agreements) required by the municipality under Subsection 41 (7)(c) of the said Act and to affix the seal of the corporation thereto.
3. In default of any matter or thing done as required under clauses (7)(a) and (b) or any agreement made under clause (7)(c) of Section 41 of the said *Planning Act* by the person required to do it, such matter or thing shall be done at the person's expense, and the Corporation of The Town of Minto may recover the expense incurred in doing it by action, or the same may be recovered in like manner as municipal taxes or as otherwise provided in Section 326 of the said *Municipal Act*.
4. Pursuant to Section 41(13)(a) the following types of development are exempt from the requirements of Section 41(4) and Section 41(5) of *the Planning Act R.S.O. 1990* as amended.
 - i. Residential development containing less than three units unless the purpose of site plan control is for grading and drainage;
 - ii. Agricultural buildings and structures, but not including farm related commercial or industrial uses, with a floor area of 6,000 square feet or greater.
 - iii. Urban Industrial and Commercial structures and additions less than 3,000 square feet unless the purpose of Site Plan Control is for grading and drainage.
 - iv. Licensed sand and gravel extraction operation pit and quarries.
 - v. Any agreement entered into under clause (7) (c) or (c.1) or under clause (8) (b) may be registered against the land to which it applies and the municipality is entitled to enforce the provisions thereof against the owner and, subject to the provisions of the Registry Act and the Land Titles Act, any and all subsequent owners of the land.

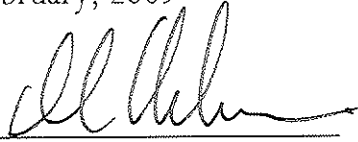
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By-law No. 09-07

Page 2 of 2

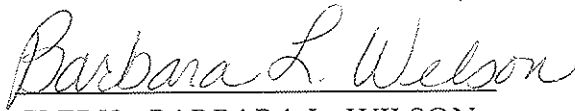
5. That Town of Minto By-law No. 01-87 is hereby repealed and replaced with this By-law.

READ a FIRST and SECOND time this 18th day of February, 2009



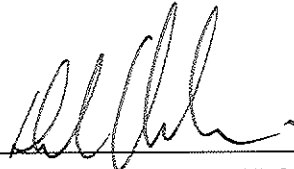
MAYOR - DAVID ANDERSON

SEAL



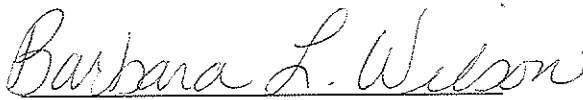
CLERK - BARBARA L. WILSON

Read a third and final time and finally passed this 18th day of February, 2009



MAYOR - DAVID ANDERSON

SEAL



CLERK - BARBARA L. WILSON