

THE CORPORATION OF THE TOWNSHIP OF HORTON

PUBLIC MEETING

RICHARD & NANCY WILSON, AND

GRANT A. CROZIER EXCAVATING LIMITED

ZONING AMENDMENTS

April 1, 2008

1. CALL TO ORDER
Mayor Johnston called the meeting to order at 7:00 p.m.
2. DECLARATION OF PECUNIARY INTEREST
There was no declaration of pecuniary interest.

RICHARD & NANCY WILSON ZONING AMENDMENT

3. CLERK'S REPORT ON NOTICE
The CAO/Clerk reported that as required by the Planning Act all property owners within 400 feet (120 metres) were mailed notice of the Public Meeting. This resulted in six property owners receiving notice and in addition six agencies were also sent a notice for their comments.

4. i) Purpose of Amendment
Mayor Johnston stated that the purpose of this zoning by-law amendment is to rezone 8 hectares (2.02 acres) of land in order to permit an automotive commercial garage with tire repairs to operate from the existing shop.

The effect of this zoning by-law amendment is to rezone the subject lands from Rural (RU) Zone to Rural – Exception Thirty Nine (RU-E39) Zone. The exception provision permits an automotive commercial garage, which includes tire repairs, to operate from the existing shop.

The lands affected by the amendment are described as part of Lot 15, Concession 5, in the Township of Horton and known municipally as 443 Mullins Road.

- ii) Reading of Written Comments
The CAO/Clerk reported that he had received a verbal comment in support.

- iii) Public Participation
 - a) Questions from Public
There were no questions from the public.
 - b) Comments in Support
One member of the public spoke in support.
 - c) Comments in Opposition
There were no comments in opposition.

5. INFORMATION
Information on who is entitled to appeal Council's decision to the Ontario Municipal Board under Sections 34(11) and (19) of O.Reg 545/06
The CAO/Clerk read the following:-
Section 34(11) – if council decides to refuse an application or refuses or neglects to make a decision on an application within 120 days of the municipal clerk receiving the application, the applicant or the Minister of Municipal Affairs and Housing, may appeal to the Ontario Municipal Board by filing an appeal with the clerk of the municipality

Section 34 (19) – Not later than 20 days after the giving of notice of passing of the by-law, the applicant, any person or public body who made oral submission at the public meeting or made written submission to the council, before the by-law passed or the Minister of Municipal Affairs and Housing, may appeal to the Ontario Municipal Board by filing an appeal with the clerk of the municipality.

6. COUNCIL MEMBERS COMMENTS

Councillor Bennett, on behalf of Council, thanked the Wilsons for coming forward to complete this zoning amendment.

GRANT A. CROZIER EXCAVATING LIMITED ZONING AMENDMENT

7. CLERK'S REPORT ON NOTICE

The CAO/Clerk reported that as required by the Planning Act all property owners, within 400 feet (120 metres) were mailed notice of the Public Meeting. This resulted in nineteen property owners receiving notice and in addition six agencies were also sent a notice for their comments.

8. i) Purpose of Amendment

Mayor Johnston stated that the purpose of this zoning by-law amendment is to rezone lands 7 hectares (17.29 acres) of land in order to permit the construction of a single detached dwelling on the property.

The effect of this zoning by-law amendment is to rezone the subject lands from rural (RU) to Rural – Exception thirty Eight (RU-E38). The exception provision requires that the minimum setback from the boundary of the licensed sand and gravel pit to a dwelling shall be 150 metres. All other provisions of the Zoning By-law shall apply to the subject lands. This Zoning By-law relates to Consent Application File No. B13/08.

The lands affected by the amendment are described as part of Lots 16 & 17, Concession 2, in the Township of Horton and known municipally as 127 Kasaboski Road.

ii) Reading of Written Comments

The CAO/Clerk reported that he had received a verbal comment in support, from Boyne Cotie.

iii) Public Participation

a) Questions from the Public

There were no questions from the public.

b) Comments in Support

There were no comments in support.

c) Comments in Opposition

There were no comments in opposition.

9. INFORMATION

Information on who is entitled to appeal Council's decision to the Ontario Municipal Board under Sections 434(11 and (19) of O.Reg 545/06

The CAO/Clerk read the following:-

Section 34(11) – If Council decided to refuse an application or refuses or neglects to make a decision on an application within 120 days of the municipal clerk receiving the application, the applicant or the Minister of Municipal Affairs and Housing, may appeal to the Ontario Municipal Board by filing an appeal with the clerk of the municipality.

Section 34 (1) – Not later than 20 days after the giving of notice of passing of the by-law, the applicant, any person or public body who made oral submission at the public meeting or made written submission to the council, before the by-law passed or the Minister of Municipal Board by filing an appeal with the clerk of the municipality.

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10. COUNCIL MEMBERS COMMENTS
Council Members had no comments

11. CLOSE MEETING

Moved by Dave Bennett, seconded by Bob Hall
That this meeting be closed at 7:08.

Resolution No. 08-136

Carried.

Mayor

CAO/VClerk