

The Corporation of the Township of Huron-Kinloss



BY-LAW No.

2023 - 14

BEING A BY-LAW TO AMEND BY-LAW NO. 2018 – 98, BEING THE COMPREHENSIVE ZONING BY-LAW OF THE TOWNSHIP OF HURON-KINLOSS Lucknow Kinsmen

CON 1 S PT LOTS 55 & 56 SUBJ; TO EASEMENT OVER RP 3R4526; PART
2; and PLAN 101 21 TO 30 39 TO 47; 66 TO 101 LOT 105 PT LOT 102; TO
104 AND 106 (Kinloss), Roll Numbers 410711000101500; 410711000102300

WHEREAS Section 34 of the Planning Act, R.S.O. 1990, Chapter 13 authorizes the Councils of Municipalities to enact and amend zoning by-laws which comply with an approved official plan;

AND WHEREAS the Council of The Corporation of the Township of Huron-Kinloss has enacted By-law 2018-98; a zoning by-law enacted under Section 34 of the said Planning Act;

AND WHEREAS the Council of The Corporation of the Township of Huron-Kinloss desires to amend By-law 2018-98;

NOW THEREFORE BE IT RESOLVED THAT the Council of The Corporation of the Township of Huron-Kinloss **ENACTS** as follows;

1. THAT By-law No. 2018-98, as amended, is hereby further amended by deleting subsections to Section 25, 25.123 and 25.124 and replacing them as follows:

25.123

Notwithstanding the provisions of the Open Space zone, the lands identified with Special Provision OS-H-25.123 shall only be used in compliance with the following:

Permitted Uses shall be limited to the following

‘Special Event’ as defined below

‘Camping’ as defined below

‘Private Club’ as defined below

‘Banquet Hall’ as defined below

‘Outdoor Recreation’ but not including a ‘Golf Course’

Community events such as fireworks, outdoor movie screenings, special occasion events such as ‘egg hunt’, ‘Halloween haunted house’, etc.

‘Special Event’ means an outdoor activity, festival, concert, event, exhibition or function of any nature or kind, including those done outside but under a tent or other non-permanent building or structure, held one a maximum of four (4) times per calendar year during the month of August only for a period not exceeding one hundred and twenty (120) ninety-six (96) consecutive and cumulative hours at which more than 200 people are anticipated to be, or are in, attendance. A Special Event may include camping for no more than 1,550 campsites total within the 25.123 and 25.124 zones and ancillary uses such as food and craft vendors and alcohol sales.

'Camping' shall mean a lot or lands used for the parking and use of motor homes, travel trailers, tent-trailers, tents or similar transportable accommodation. Off-season storage of travel trailers, tent trailers, motor homes or similar transportable accommodations shall not be permitted.

'Private Club' shall mean a group of buildings or structures owned or chartered by an organization, a non-profit organization, or a public body and designed and built for seasonal or periodic use.

"Banquet Hall" shall mean a building or part thereof, used for gathering together no more than 199 persons for specific functions including the consumption of food and drink. Full kitchen facilities shall be provided on the premises.

i) 'Temporary Fencing', shall be erected, when requested by an abutting property owner. 'Snow fencing' or a similar equivalent shall be considered to be 'Temporary Fencing';

Provisions applicable to all 'OS-25.123' Permitted Uses:

Minimum setback to ALL property lines for ALL Buildings and Structures (permanent and non-permanent), portable generators, and vehicles of any type including tour buses and transports: 10 metres

Maximum building height for ALL Buildings and Structures (permanent and non-permanent): 10 metres

Minimum setback between ALL Non-Permanent buildings and structures, portable generators, vehicles of any type including tour buses and transports and a 'Dwelling' as it existed as of July 10, 2017: 20 metres

Maximum number of PERMANENT Buildings or Structures 3

Minimum setback between 'camping' and a dwelling existing as of July 10, 2017: 20 metres

Minimum setback between 'camping' and Walter Street or Washington Street' :10 metres

Minimum Internal private roadway width (metres): 7.0

iv) Section 5.1 'Parking, Stacking & Loading Regulations' shall not apply; 'Outdoor Storage' as per Section 4.22 shall not be permitted.

No camping or comparable accommodation is permitted within the areas zoned OS 25.124 (f) flood hazard.

Mitigation measures to prevent negative impacts to the areas of the property zoned Environmental Protection (EP) and OS 25.124(f) shall be implemented to the satisfaction of the Township of Huron-Kinloss.

The 'H Holding' zone provision shall be applied as follows:

No permanent buildings or structures shall be permitted until receipt by the Zoning Administrator of an Archaeological Assessment that has been:

Conducted by an archaeologist licensed in the Province of Ontario; and,

Confirmation from the appropriate Ministry that the Assessment has been accepted into the Ontario Public Register of Archaeological Reports and,

Confirmation to the satisfaction of the Zoning Administrator that the recommendations (if any) of the Assessment have been implemented.

The 'Private Club' and/or 'Banquet Hall' shall not be permitted until clause (v(a)) regarding the completion of an Archaeological Assessment has been satisfied AND full municipal services including electrical, water and sewer service are available at the property line. (By-law No. 2017-88)

25.124

Notwithstanding the Open Space zone, the lands identified with Special Provision 25.124, shall only be used in compliance with the following:

Permitted Uses shall be limited to the following:

- Camping for no more than 1,550 campsites total within the 25.123 and 25.124 zones in accordance with the provisions of the 25.123 zone and only during a 'Special Event' as defined below;
- No camping or comparable accommodation is permitted within the areas zoned OS 25.124 (f) flood hazard
- A Tractor Pull track and a dance area only during a "Special Event" as defined below in accordance with the provisions of the 25.124 zone;
- 'Outdoor Recreation' but not including a 'Golf Course'

'Special Event' means an outdoor activity, festival, concert, event, exhibition or function of any nature or kind, including those done outside but under a tent or other non-permanent building or structure, held a maximum of four (4) times per calendar year only for a period not exceeding one hundred and twenty (120) consecutive and cumulative hours at which more than 200 people are anticipated to be, or are in, attendance. A Special Event may include camping for no more than 1,550 campsites total within the 25.123 and 25.124 zones and ancillary uses such as food and craft vendors and alcohol sales.

2. That this by-law takes effect subject to Local Official Plan Amendment #3 By-law No. 2023- 14, coming into force and effect, and subject to the provisions of the Planning Act, R.S.O. 1990, as amended.
3. That this by-law may be cited as the "Zoning Amendment By-law – Z 2022-064- Lucknow Kinsmen" By-law

READ a FIRST and SECOND TIME this 21st day of February, 2023.

READ a THIRD TIME and FINALLY PASSED this 21st day of February 2023.

Mayor

Clerk