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NOTICE OF PASSING OF A ZONING BY-LAW AMENDMENT

TAKE NOTICE the Council of the Corporation of the Town of Kingsville passed **By-law 33-2019** on the 25th day of March, 2019 under Section 34 of the *Planning Act*, R.S.O. 1990, c.P.13. By-law 33-2019 was adopted as an amendment to the Comprehensive Zoning By-law 1-2014 for the Town of Kingsville for lands known as 1270 Road 3 E, in Part of Lot 8, Concession 3 ED. Please refer to attached map.

EFFECT OF PUBLIC INPUT: There was public input regarding odour control, general development details of the site and impact on property values specific to the application. The approved zoning addresses odour and site plan approval will address design specifics. Property values impact potential was noted but is unknown until development occurs. These items were acknowledged by Council in its decision.

THE APPEAL PROCESS

Any person of public body who, before the by-law was passed, made oral submissions at a public meeting or written submissions to Council may appeal to the Local Planning Appeal Tribunal (LPAT) in respect of these By-laws by filing with the Municipal Clerk of the Town of Kingsville not later than 4:30 pm EST, on April 16th, 2019, A Notice of Appeal must set out the reasons for the appeal using LPAT Appellant Form "A1" (available on-line at <http://elto.gov.on.ca/tribunals/lpat/forms/appellant-applicant-forms/>) or at the municipal office). Such notice must be accompanied by the filing fee of \$300.00 for each application appealed, made payable to the Minister of Finance by certified cheque or money order only, as required by the LPAT. For additional LPAT fees please see the LPAT Fee Schedule.

Only individuals, corporations and public bodies may appeal a by-law to the Local Planning Appeal Tribunal. A notice of appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association of the group on its behalf.

No person of public body shall be added as a party to the hearing of the appeal unless, before the by-law was passed, the person or public body made oral submissions at a public meeting or written submission to the Council of the Town of Kingsville or, in the opinion of the Tribunal, there are reasonable grounds to add the person or public body as a party.

An explanation of the purpose and effect of the By-law(s) is attached. The complete By-law and associated information is available for inspection during regular office hours.

**DATED AT
THE TOWN OF KINGSVILLE
THIS 27th DAY OF March, 2019.**

**Robert Brown, H. Ba, MCIP, RPP
Manager, Planning Services
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EXPLANATORY NOTE TO BY-LAW NO. 33-2019

By-law No. 33-2019 of the Corporation of the Town of Kingsville is an amendment to the Comprehensive Zoning By-law No. 1-2014 for the Town of Kingsville and affects property in the Town known municipally as 1270 Road 3 E, in Part of Lot 8, Concession 3, ED.

The approved zoning for the 10.1 ha (25 ac. site will permit a medical marihuana production facility as an additional permitted use. Relief from certain provisions of the Medical Marihuana Production Facility regulations of Section 4.46 in the Kingsville Zoning By-law are also required as follows:

- i) Item c) is deleted and replaced as follows: A residential use accessory to or supportive of the agricultural uses on-site, including a MMPF is permitted;
- ii) Items d), e) and i) are not applicable to lands zoned A1-74, and

Odour control provisions are added outlining the details of the specific system requirements including maintenance.

Schedule "A" of By-law No. 33-2019 shows the location and approved zoning of the subject property.

