

THE CORPORATION OF THE MUNICIPALITY OF MAGNETAWAN
BY- LAW NO. 2013-11

Being a By-law to amend By-law No. 2001-26 as amended, the Zoning By-law for the Municipality of Magnetawan with respect to lands located on Part of Lots 16 and 17, Concession VIII and Part lots 16 and 17 Concession IX , in the former geographic Township of Croft, now in the Municipality of Magnetawan.

WHEREAS the Council of the Corporation of the Municipality of Magnetawan is empowered to pass By-laws to regulate the use of land pursuant to Section 34 of the Planning Act, R.S.O. 1990.

AND WHEREAS the Municipality has identified an error in the mapping of the zoning of the subject lands;

AND WHEREAS the Council of the Corporation of the Municipality of Magnetawan deems it advisable to amend By-Law 2001-26 as amended to correct the mapping error;

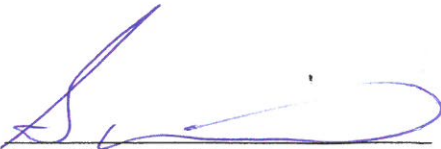
NOW THEREFORE the Council of the Corporation of the Municipality of Magnetawan hereby enacts as follows:

1. THAT Schedule 'A-1', to Zoning By-law No. 2001-26, is hereby amended by zoning a portion of lands legally described as Part of Lots 16 and 17, Concession 8 and Part of Lots 16 and 17 Concession IX in the former geographic Township of Croft, now in the Municipality of Magnetawan from Shoreline Residential (RS) to the Tourist Commercial (CT) Zone as shown on Schedule 'A-1' attached hereto and forming part of this By-law.
2. In all other respects the provisions of By-law, as amended, shall apply.

This By-law shall come into effect upon the date of passage hereof, subject to the provisions of Section 34 (30) and (31) of the Planning Act (Ontario).

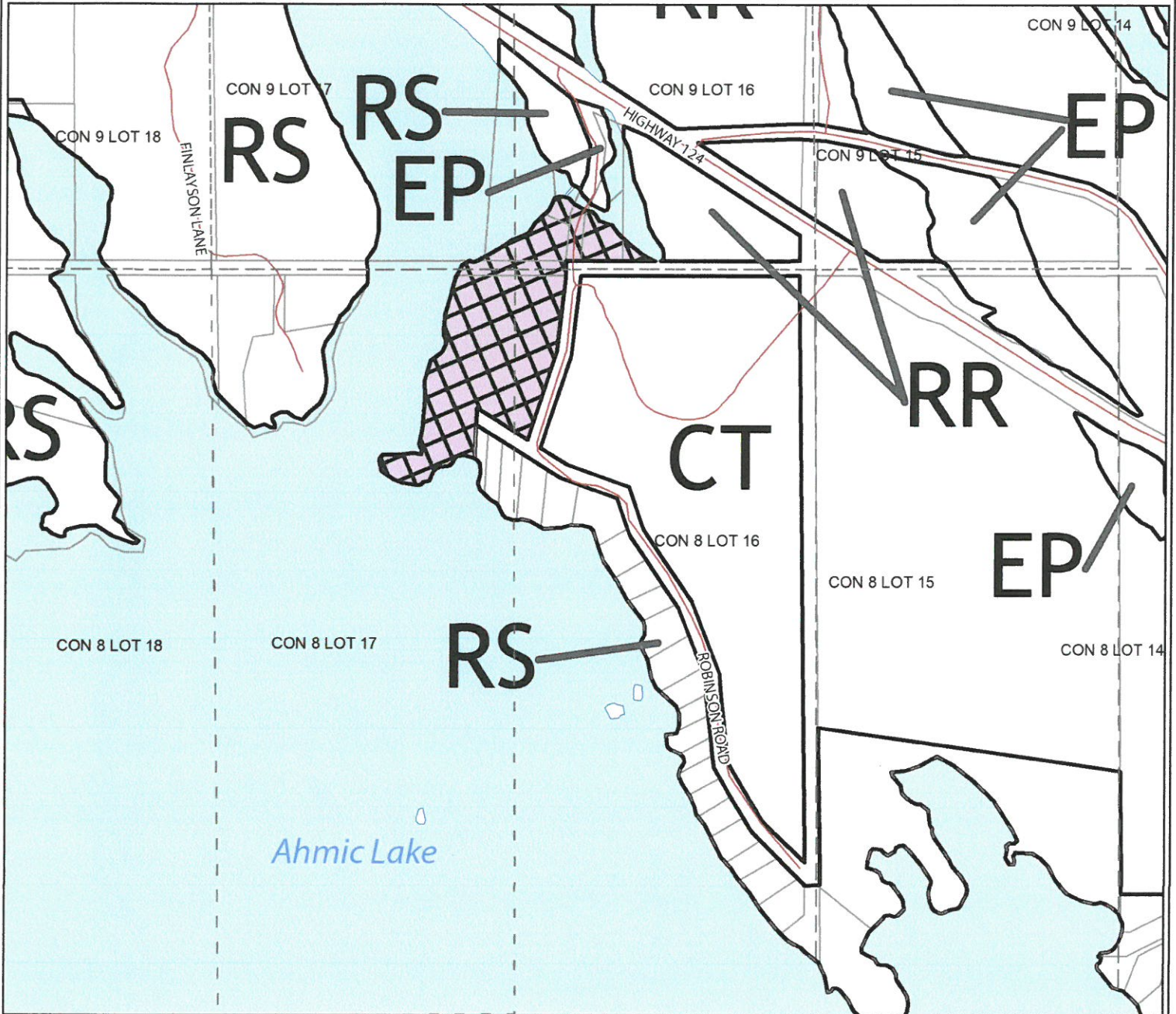
READ A FIRST AND SECOND TIME on the 22 day of May 2013.

READ A THIRD TIME and finally passed this 22 day of May 2013.


Sam Dunnett, Mayor


Roger Labelle, Clerk

Schedule A-1
to Zoning By-law 11-2013
Part Lots 16 & 17, Concession VIII and
Part Lots 16 & 17, Concession IX
GEOGRAPHIC TOWNSHIP OF CROFT
Municipality of Magnetawan



 Lands to be rezoned from the Shoreline Residential (RS) Zone to the Tourist Commercial (CT) Zone

This is Schedule A-1 to Zoning By-law 11-2013
Passed this 22 day of May, 2013


Mayor


Clerk

MEMO

KITCHENER
WOODBRIDGE
LONDON
KINGSTON
BARRIE

To:	Roger Labelle, Clerk Administrator, Municipality of Magnetawan
Copy	Brian Dumas, CBO
From:	Jim Dymment
Date:	April 30, 2013
File:	12153C
Subject:	Swiss Country House Restaurant Zoning

I have reviewed the history of zoning on the Swiss Country House property and agree that the RS Zoning on that portion of the lands fronting on to Ahmic Lake is a mapping error. I am aware that the lands have historically been used as a tourist resort and should have been zoned CT in the Municipality's most recent By-law. The zoning of the lands in 2001 appears somewhat uncertain, as the zoning line has picked up on the roadway through the property. This has caused difficulty in interpreting the proper zoning on the lands.

To correct this problem the Municipality needs to pass an Amending By-law to place the CT zoning properly on the lands. The Official Plan recognizes that the Municipality may pass By-laws to correct mapping errors and there is no need for public notice of such a By-law. To expedite the correction of this matter I have attached an Amending Zoning By-law and would recommend that Council adopt it at its next meeting.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely



Jim Dymment, BES, MCIP, RPP

JD/jrw

Enc.

MEMORANDUM

Date: April 26, 2013

To: Jim Dymont Planner, MHBC

From: Roger Labelle, Clerk-Administrator

Re: Zoning - The Swiss Country House Restaurant

This week, the owner of the above commercial establishment, Patrick Knotz came to the office to check the zoning of his property. He asked why some of it is RS zoning. The property had business operations for over 100 years. Croft Township was unorganized, therefore, CT zoning should have been reflected in 2001 for the entire property in his opinion.

Speaking with the Mayor and staff they agreed with Mr. Knotz, and that the present zoning is incorrect. It is believed that, in error, the change took place upon adoption of the Comprehensive Zoning By-Law in 2001. After the amalgamation that is.

Mayor Dunnett requested that you be advised of this new information for the next housekeeping Zoning By-Law update. We trust that this error will not impede with the issuance of a building permit by the CBO. An application for a building permit prompted the owner to check the zoning status with the office.

The owner wants to expand his business operations this summer, and is anxious to proceed. Attached is some documentation relevant to the property.

Could you please provide a planning opinion at your earliest convenience. Call if any questions.



c.c. Mayor
CBO, Brian Dumas



*Knowing our heritage
we will build our future.*