

THE CORPORATION OF THE MUNICIPALITY OF MAGNETAWAN

BY-LAW NO. 2021 - 04

Being a By-law to establish a Committee of Adjustment for the Municipality of Magnetawan for 2021

WHEREAS Section 44(1) of the Planning Act, R.S.O. 1990, Chapter P.13, authorizes a municipality to constitute and appoint a Committee of Adjustment;

AND WHEREAS Section 44(3) of the Planning Act, R.S.O. 1990, Chapter P.13, the members of the committee who are members of a municipal council shall be appointed annually;

AND WHEREAS Section 45 (1) The committee of adjustment, upon the application of the owner of any land, building or structure affected by any by-law that is passed under section 34 or 38, or a predecessor of such sections, or any person authorized in writing by the owner, may, despite any other Act, authorize such minor variance from the provisions of the by-law, in respect of the land, building or structure or the use thereof, as in its opinion is desirable for the appropriate development or use of the land, building or structure, if in the opinion of the committee the general intent and purpose of the by-law and of the official plan, if any, are maintained;

AND WHEREAS Section 45 (3) A council that has constituted a committee of adjustment may by by-law empower the committee of adjustment to grant minor variances from the provisions of any by-law of the municipality that implements an official plan, or from such by-laws of the municipality as are specified and that implement an official plan, and when a committee of adjustment is so empowered subsection (1) applies with necessary modifications. R.S.O. 1990, c. P.13, s. 45 (3);

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

1. **THAT** the following persons, all of whom are members of Council, are hereby appointed as its members for the 2021 calendar year:
 - Sam Dunnett
 - Tim Brunton
 - John Hetherington
 - Brad Kneller
 - Wayne Smith
2. **THAT** the Committee of Adjustment shall be hereby empowered with the authority to grant minor variances from the provisions of any by-law of the municipality that implements an Official Plan.
3. That the Clerk of the Municipality of Magnetawan is hereby appointed as the Secretary-Treasurer of the Committee of Adjustment. The Clerk may delegate to any employee of the Municipality of Magnetawan all, or a portion of, the duties of Secretary-Treasurer of the Committee of Adjustment.
4. **THAT** this By-law shall come into force and effect on January 01, 2021.

READ A FIRST, SECOND AND THIRD TIME, passed, signed and the Seal of the Corporation affixed hereto, this 13th..... day of Jan....., 2021.

THE CORPORATION OF THE
MUNICIPALITY OF MAGNETAWAN



Mayor



CAO/Clerk