

The Corporation of The Township of North Kawartha

By-Law #2019-057

Being a by-law prepared under the authority of Section 34 of the Planning Act R.S.O. 1990, Chap. P.13, as amended, to amend Zoning By-Law #26-2013 as amended, of the Corporation of the Township of North Kawartha, in the County of Peterborough.

Whereas Zoning By-Law #26-2013 as amended, was passed under the authority of Section 34 of the Planning Act, R.S.O. 1990, Chap. P. 13, as amended;

And Whereas the matters herein are in conformity with the provisions of the Official Plan of the County of Peterborough as approved by the Ministry of Municipal Affairs and Housing;

And Whereas the Council of the Corporation of the Township of North Kawartha conducted a public hearing in regard to this application, as required by Section 34(12) of the Planning Act, R.S. O. 1990, Chap. P. 13, as amended;

And Whereas the Council of the Corporation of the Township of North Kawartha deems it advisable to amend Zoning By-law 26-2013 as amended, and under the provisions of the Planning Act has the authority to do so;

Now Therefore the Council of the Corporation of the Township of North Kawartha do hereby enact as follows:

1. Delete reference to Townships of Burleigh and Anstruther on the second page of the Comprehensive Zoning By-law (unnumbered page) and replace with "Township of North Kawartha";
2. Amend Section 1.3h) – Zoning of Original Shore Road Allowance and Unopened Road Allowances to include "or shoreline crown reserves" after "Any original shore road allowance"
3. Amend Section 2.2 Definitions to remove "dwelling unit" and replace with "Dwelling House";
4. Section 2, Definitions is amended by adding the following new definition as Section 2.32 a):

"2.32 a) Cannabis Production, Commercial
"Cannabis Production, Commercial" refers to a building, structure or area of land used for growing, producing, testing, destroying, storing or distribution of cannabis or cannabis products";
5. Section 2, Definitions is amended by adding the following new definition as Section 2.168 a):

"2.168 a) Special Event
"Special Event" means an event, the duration of which is temporary in nature and which is limited to one or more of the following uses: an exhibition, a fair, a carnival, a religious or music festival or a recreational competition."
6. Amend Section 3.1(h) by deleting Section 3.1(h)(vi) and replacing with:
"notwithstanding items (i) and (iii), in no case shall a detached private garage having a height greater than 4.9 metres (16 feet) to a maximum of 7.3 metres (23.9 feet) and/or one and a half storeys have a minimum rear yard and side yard that is less than 4.5 metres (15 feet)".

7. Delete Section 3.3 – General Provisions Construction and replace with:
“(a) The following uses shall be permitted in any portion of the Zoned Area:
A building or structure incidental to construction such as a trailer, storage container, shipping container and/or tourist trailer, on the lot where such building or structure is situated, but only for as long as it is necessary for the work in progress and until the work is completed or abandoned; but in no case shall the length of time exceed 12 months. For the purpose of this provision, any trailer, storage container or tourist trailer shall comply with the setback requirements of this zoning by-law for a dwelling or principle use”.
8. Amend Section 6.1(b) – Shoreline Residential by deleting “a shed” and “a garage”;
9. Amend Section 6.2(h) by deleting “4 metres” and replacing with “4.5 metres”;
10. Delete Section 14.2(c) “Building Area” and replace with:
-Notwithstanding any provisions in this By-law where the main building/use is located within the 30 metre (100 feet) high water mark setback will be limited to a maximum of 15% of the land area on that property encompassed within the area that is the width of the property by the depth of the required setback 30 metres (100 feet);
11. In all other respects, the provisions and regulations as set out in By-law No. 26-2013 as amended shall continue to apply and be complied with.

That this by-law shall come into force and effect on the day it is passed by the Council of the Corporation of the Township of North Kawartha, subject to the applicable provisions of the Planning Act, Statutes of Ontario, 1990 Chap. P. 13, as amended.

Read a first, second and third time and passed in Open Council on the 4th day of June, 2019.



Carolyn Amyotte, Mayor



Connie Parent, Clerk