

**THE CORPORATION OF THE CITY OF KENORA**

**BY-LAW NUMBER 67 - 2003**

**A BY-LAW TO APPLY SITE PLAN CONTROL TO CERTAIN AREAS OF THE CITY**  
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**WHEREAS** Subsection 41(12) of The Planning Act, R.S.O., 1990, c.P.13 provides that a Council of a local municipality may, where in an official plan an area is shown or described as a proposed site plan control area, designate the whole or any part of such area as a site plan control area; and

**WHEREAS** the areas covered by this by-law are included in an area shown or described as a proposed site plan control area in an official plan; and

**WHEREAS** subsection 41(11) of the Planning Act provides that Section 326 of the Municipal Act R.S.O. 1990, c.M.45 applies to any requirements made under clauses 7(a) and (b) and to any requirements made under an agreement entered into under clause 7(c) of the said Section 41.

**NOW THEREFORE BE IT RESOLVED THAT** the Council of the Corporation of the City of Kenora enacts as follows:


1. Those areas in the City of Kenora in any commercial or industrial zone, under a zoning by-law passed under Section 34 of the Act are hereby designated as a site plan control area, and form part of this by-law;
2. The Council of the Corporation of the City of Kenora hereby delegates the City Planner the powers or authority of the Council under section 41 of the Act with respect to the approval of plans or drawings under subsection 41(4);
3. In default of any matter or thing being done as required under classes 7(a) and (b) or any agreement made under clause 7(c) of Section 41 of the Act by the person required to do it, such matter or thing shall be done at the person's expense incurred in doing it by action or the same may be recovered in like manner as municipal taxes or as otherwise provided in Section 326 of the Municipal Act;
4. THAT City of Kenora By-law No. 5-2003 is hereby repealed; and,
5. THAT this By-law shall take effect and come into force upon third and final reading thereof.

**By-law read a First and Second Time this 14 day of April, 2003**

**By-law read a Third and Final Time this 14 day of April, 2003**

**THE CORPORATION OF THE CITY OF KENORA**

..........**David Canfield, MAYOR**

..........**Joanne L. McMillin, CLERK**