THE CORPORATION OF THE CITY OF KENORA

BY-LAW NUMBER 9-2009

A BY-LAW TO AUTHORIZE ENTERING INTO A SITE PLAN AGREEMENT BETWEEN THE CORPORATION OF THE CITY OF KENORA AND BRUCE KRAWICKI LIMITED

WHEREAS section 41(2) of the *Planning Act* enables a municipality Where in an official plan an area is shown or described as a proposed site plan control area, the council of the local municipality in which the proposed area is situate may, by by-law, designate the whole or any part of such area as a site plan control area; and

WHEREAS section 41(4)(e) enables a municipality to approve plans for the sustainable design elements on any adjoining highway under a municipality's jurisdiction, including without limitation trees, shrubs, hedges, plantings or other ground cover, permeable paving materials, street furniture, curb ramps, waste and recycling containers and bicycle parking facilities, if an official plan and a by-law passed under subsection (2) are in effect in the municipality; and

WHEREAS the lands shown and described on Schedule A, are designated pursuant to the City of Kenora Official Plan as being subject to site plan control; and

WHEREAS Bruce Krawicki Limited has submitted to the City of Kenora site plan for those lands described in Schedule A and the City of Kenora has approved such plan subject to entering into a Site Plan Agreement.

NOW THEREFORE The Corporation of the City of Kenora enacts as follows:

1. **THAT** the Mayor and the Clerk be and they are hereby empowered to execute the Agreement attached.

2. **THAT** this By-Law shall come into force and be in effect from and after the final passing thereof.

BY-LAW read a First and Second Time this 19 day of January, 2009.
BY-LAW read a Third and Final Time this 19 day of January, 2009.

THE CORPORATION OF THE CITY OF KENORA:-

_____ **MAYOR**
Leonard P. Compton

_____ **CITY CLERK**
Joanne L. McMillin