

# **The Corporation of the City of Kenora**

## **By-law Number 118 – 2017**

### **A By-law to Enter into a Site Plan Agreement between the Corporation of the City of Kenora and Fairway Investments Group Ltd. (Bridge Road Construction Ltd.)**

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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 By-laws 189-2010 designated lands subject to Site Plan Control and 79-2016 provides policy for implementation of Site Plan Control; and

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

Whereas Fairway Investments Group Ltd. (Bridge Road Construction Ltd.) submitted to the City of Kenora (Drawings dated September 14, 2017 for A101- Site Topography, A102 – Landscaping, and A103 – Details) to a site plan for those lands described in Schedule A, and the City of Kenora has approved such plans 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 of the Corporation of the City of Kenora are hereby authorized to execute a Site Plan Agreement between the City of Kenora and Fairway Investments Group Ltd. (Bridge Road Construction Group Ltd.) in accordance with the terms and conditions outlined in the agreement attached hereto and forming part of this by-law and to affix the Corporate Seal thereto.
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 & Second Time this 20<sup>th</sup> day of September, 2017**

**By-law read a Third & Final Time this 20<sup>th</sup> day of September, 2017**

**THE CORPORATION OF THE CITY OF KENORA**

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**Sharon Smith, Deputy Mayor**

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**Heather Lajeunesse, Deputy Clerk**