

July 30, 2009



**CITY COUNCIL  
COUNCIL REPORT**

**TO: Property & Planning Committee**

**FR: Planning Department**

**RE: Deeming of Lots – Frances**

**BACKGROUND:**

David Frances, owners of Lots 14 and 15 on Plan of Subdivision 23M-904 (1 & 3 Sunset Place), has submitted a request to deem the two lots he owns. Mr. Frances proposes to construct a deck on the south side of residence, on Lot 15. The deck would project into lot 14. In order to accomplish this, Lots 15 and 14 are required to be deemed not to be lots within a plan of subdivision.

Once the deeming by-law is passed and registered on title, Mr. Frances can apply for a building permit and be able to comply with the Zoning By-law.

**BUDGET:** To be paid for by Applicant

**COMMUNICATION PLAN/Notice By-law Requirements:**

Per Notice By-law

**RECOMMENDATION:**

**THAT**

1. All the lands contained within the boundaries of Lots 14 and 15, on Registered Plan of Subdivision M. 904, in the City of Kenora, formerly the Town of Keewatin, in the District of Jaffray Melick are hereby deemed not to be lands described in accordance with a registered plan of subdivision for the purposes of Section 50(3) of the Planning Act, RSO 1990.
2. In accordance with the provisions of the Planning Act, this by-law shall come into force and take effect on the final passing thereof by the Council of the Corporation of the City of Kenora and upon registration of this by-law in the Land Titles office for the District of Kenora.
3. THAT the Applicant shall be responsible for all costs associated with such registration.
4. THAT the Mayor and Clerk be and are hereby authorized to execute any and all documents required to complete this transaction.