

NOTICE OF THE PASSING OF ZONING BY-LAW AMENDMENT BY THE MUNICIPALITY OF THAMES CENTRE

TAKE NOTICE that the Council of the Corporation of the Municipality of Thames

Centre passed By-law No. 40-2023 on the 24th day of April 2023, under Section 34 of the

Planning Act, R.S.O. 1990, c. P.13, as amended. Council considered all written and oral

submissions received on this application, the effect of which helped Council to make an

informed decision.

AND TAKE NOTICE a notice of appeal must be submitted to the Clerk of the Municipality

of Thames Centre via email to clerk@thamescentre.on.ca or by mail to the municipal

office not later than the 18th day of May 2023. The notice of appeal must set out the

objection to the By-law, the reasons in support of the objection, and must be accompanied

by the fee required by the Ontario Land Tribunal. The appeal must be also be submitted

on an "Appellant Form" available on the Tribunal's website (https://olt.gov.on.ca/appeals-

process/forms/).

ONLY INDIVIDUALS, CORPORATIONS AND PUBLIC BODIES may appeal a Zoning

By-law to the Ontario Land Tribunal. A notice of appeal may not be filed by an

unincorporated association or group. However, a notice of appeal may be filed in the

name of an individual who is a member of the association or the group on its behalf.

NO PERSON OR PUBLIC BODY shall be added as a party to the hearing of the appeal

unless, before the by-law was passed, the person or public body made oral submissions

at a public meeting or written submissions to the council or, in the opinion of the Tribunal,

there are reasonable grounds to add the person or public body as a party.

AN EXPLANATION of the purpose and effect of the By-law, and a description of the lands

to which the By-law applies, is attached. The complete By-law is available for inspection

in the Clerk's Office during regular office hours.

DATED at the **MUNICIPALITY OF THAMES CENTRE** this 28th day of April, 2023.

Municipality of Thames Centre 4305 Hamilton Road Dorchester, ON N0L 1G3

Phone: (519) 268-7334 ext. 239

Fax: (519) 268-3928

PURPOSE AND EFFECT BY-LAW NO. 40-2023 MUNICIPALITY OF THAMES CENTRE

DESCRIPTION OF SUBJECT LANDS:

This Amendment applies to all lands in the Municipality.

PURPOSE & EFFECT:

The purpose and effect of this Amendment is to update certain provisions, regulations and zone maps to correct errors and provide clarifications resulting in a more efficient administration of the By-law. Text changes include:

- 1. Amending the Kennel definition to be consistent with the Animal Control By-law to include the boarding of dogs, which is currently not permitted.
- 2. Revising the Kennel minimum setback requirement from a dwelling located on a separate lot being 300 metres with a reduction to 180 metres and delete the minimum setbacks of 30 metres and 60 metres, respectively from a side lot line and from a road allowance.
- 3. Deleting all setbacks requirements for livestock barns and manure storage facilities and rely solely on the Minimum Distance Separation II Formula (MDS II) consistent with the direction provided by the Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA).
- 4. Revise parking standards to ensure compliance with the <u>Accessibility for Ontarians</u> with <u>Disabilities Act</u>.
- 5. All references to Personal Service Shop to be deleted and replaced with Personal Service Establishment to ensure consistency.

Zone map changes include:

- 6. Throughout the Municipality, there are a significant number of properties in whole or in part (and primarily farms) zoned Environmental Protection (EP) and/or Wetland (W) that do not contain natural heritage features (i.e. woodlots and wetlands) and should be rezoned to reflect their current land use and consistent with the Middlesex Natural Heritage Systems Study (2014).
- 7. Remove the "h" holding from lands known municipally 16615 Thorndale Road and zoned M2-17.
- 8. Change the zoning of the lands known municipally as 17459 Evelyn Drive from Highway Commercial (HC) to Agricultural (A) to reflect the current residential use.
- 9. Change the zoning of lands known municipally as 5606 Dundas Street from site-specific Rural Industrial (M2-4) to Agricultural (A) to reflect the current residential use.
- Change the zoning of lands known municipally as 16592 Robin's Hill Road from Agricultural (A) and Open Space (OS) to Agricultural (A) to reflect the current residential use.
- 11. Change the zoning of lands known municipally as 16703 Elginfield Road from Rural Industrial (M2) to Agricultural (A) to reflect the current residential use and to Extractive Industrial (M3) to reflect the active gravel pit.
- 12. Change the zoning of lands known municipally as 202 Main Street and 206 Main Street from site-specific Residential First Density (R1-8) to site-specific Residential Second Density (R2-4) to reflect the current residential uses.

- 13. Change the zoning of lands known municipally as 210 Main Street from site-specific Residential Second Density (R2-4) to site-specific Residential First Density (R1-8) to correct a zoning error.
- 14. Change the zoning of lands known municipally as Units 1-7 (inclusive) 200 Agnes Street, Thorndale from Mobile Home Park (MHP) and Open Space (OS) to Mobile Home Park (MHP) to reflect the current mobile home park use.
- 15. Change the zoning of lands known municipally as 17163 Thorndale Road from Residential (R1) and Residential Holding (R1-h) to Institutional (I) to reflect the Thorndale municipal water wellfield property.
- 16. Change the zoning of lands known municipally as 2768 Catherine Street from Agricultural (A) to Rural Industrial (M2) to reflect the current industrial use.
- 17. Change the zoning of lands known municipally as 3378 Putnam Road from Highway Commercial (HC) to Rural Industrial (M2) to reflect the current industrial use.
- 18. Change the zoning of lands known municipally as 3998 Gladstone Drive from site-specific Agricultural (A-38) to Agricultural (A) to reflect the current farm use.
- 19. Change the zoning of lands known municipally as 5571 Dundas Street from site-specific Agricultural (A-45) to Agricultural (A) to reflect the current residential use.

The Municipality as a whole is also subject to Amendment No. 27 (OPA 27) to the Thames Centre Official Plan which would implement the latest 5-year Official Plan review as mandated by the <u>Planning Act</u>. OPA 27 was adopted by Thames Centre Council on August 8, 2022 and is pending final approval by the County of Middlesex.

The Municipality as a whole is also subject to Amendment No. 29 (OPA 29) to the Thames Centre Official Plan which would implement revised complete application policies and to provide policy direction to delegate the passing of minor zoning by-law amendments consistent with recent changes to the <u>Planning Act</u>. OPA 29 was adopted by Thames Centre Council on March 6, 2023 and is pending final approval by the County of Middlesex.

Distribution: Owner/Applicant by email

County of Middlesex/Planner akertesz@middlesex.ca
Secretary-Treasurer, UTRCA planning@thamesriver.on.ca
MMAH David.Stubbs @Ontario.ca
MPAC lpuconsents@mpac.ca

Planning Application File: Z3/23

THE CORPORATION OF THE MUNICIPALITY OF THAMES CENTRE

BY-LAW NO. 40-2023

Being a Zoning By-law to amend the Thames Centre Comprehensive Zoning By-law No. 75-2006 with respect to all lands located within the limits of the Municipality of Thames Centre

(All Lands within the Municipality of Thames Centre)

WHEREAS the Council of The Corporation of the Municipality of Thames Centre deems it advisable to amend the Thames Centre Comprehensive Zoning By-law No. 75-2006:

AND WHEREAS this By-law is consistent with the 2020 Provincial Policy Statement and in conformity with the Municipality of Thames Centre Official Plan;

NOW THEREFORE the Council of The Corporation of the Municipality of Thames Centre hereby enacts as follows:

- 1. **THAT** Schedule 'A', Maps No. 2, 3, 4, 9, 13, 14, 15, 16, 17, 18, 19, 20, 21, 24, 25, 27, 29, 30, 31, 32, 33, 34, 35, 39, 41, 44, 45, 46, 48, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63 and 64 to the Thames Centre Comprehensive Zoning By-law No. 75-2006, are hereby amended by deleting them and replacing them with Schedule 'A', Maps No. 2, 3, 4, 9, 13, 14, 15, 16, 17, 18, 19, 20, 21, 24, 25, 27, 29, 30, 31, 32, 33, 34, 35, 39, 41, 44, 45, 46, 48, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63 and 64 attached hereto and forming part of this By-law.
- 2. **THAT** Schedule 'A', Map No. 1 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the Agricultural (A) Zone and the Rural Industrial (M2) Zone to the Agricultural (A) Zone and the Extractive Industrial (M3) Zone, those lands as outlined in heavy solid lines and described as "A" and "M3" on Schedule 'B' attached hereto and forming a part of this By-law, and being Part of Lot 35 and 36, Concession 2 (geographic Township of West Nissouri), now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 16703 Elginfield Road.
- 3. **THAT** Schedule 'A', Map No. 22 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the Open Space (OS) Zone and the Agricultural (A) Zone to the Agricultural (A) Zone, those lands as outlined in heavy solid lines and described as "A" on Schedule 'C' attached hereto and forming a part of this By-law, and being Part of Lot 7, Concession 2 (geographic Township of West Nissouri), designated as Parts 1 and 2 on Plan 33R-17555, now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 16592 Robin Hill Road.
- 4. **THAT** Schedule 'A', Map No. 28 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the Highway Commercial (HC) Zone to the Agricultural (A) Zone, those lands as outlined in heavy solid lines and described as "A" on Schedule 'D' attached hereto and forming a part of this By-law, and being Part of Lot 5, Concession 5 (geographic Township of West Nissouri), now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 17459 Evelyn Drive.
- 5. **THAT** Schedule 'A', Map No. 28 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the site-specific Rural Industrial (M2-4) Zone to the Agricultural (A) Zone, those lands as outlined in heavy solid lines and described as "A" on Schedule 'D' attached hereto and forming a part of this By-law, and being Part of Lot 1, Concession 6 (geographic Township of West Nissouri), now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 5606 Dundas Street.

- 6. **THAT** Schedule 'A', Map No. 3-1 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the Open Space (OS) Zone and the Mobile Home Park (MHP) Zone to the Mobile Home Park (MHP) Zone, those lands as outlined in heavy solid lines and described as "MHP" on Schedule 'E' attached hereto and forming a part of this By-law, and being Part of Lot 15, Concession 3 (geographic Township of West Nissouri), now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 200 Agnes Street, Units 1-7.
- 7. **THAT** Schedule 'A', Map No. 3-1 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the site-specific Residential First Density (R1-8) to the site-specific Residential Second Density (R2-4), those lands as outlined in heavy solid lines and described as "R2-4" on Schedule 'E' attached hereto and forming a part of this By-law, and being Part of Lots 3, 4 and 5, N/S Main Street on Plan 359 and designated as Parts 2 and 3 on Plan 33R-19527 (geographic Township of West Nissouri), now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 202 and 206 Main Street.
- 8. **THAT** Schedule 'A', Map No. 3-1 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the site-specific Residential Second Density (R2-4) to the site-specific Residential First Density (R1-8), those lands as outlined in heavy solid lines and described as "R1-8" on Schedule 'E' attached hereto and forming a part of this By-law, and being Part of Lot 5, N/S Main Street on Plan 359 and designated as Part 4 on Plan 33R-19527 (geographic Township of West Nissouri), now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 210 Main Street.
- 9. **THAT** Schedule 'A', Map No. 3-2 to Comprehensive Zoning By-law No. 75-2006, is hereby amended by changing from the Residential First Density (R1) Zone and the Residential First Density-Holding (R1-H) Zone to the Institutional (I) Zone, those lands as outlined in heavy solid lines and described as "I" on Schedule 'F' attached hereto and forming a part of this By-law, and being Part of Lot 15, Concession 4 (geographic Township of West Nissouri), designated as Parts 1, 2 3 and 4 on Plan 33R-1540 and Part 1 on Plan 33R-20736, now in the Municipality of Thames Centre, in the County of Middlesex, and known municipally as 17163 Thorndale Road.
- 10. **THAT** Section 2 being the "Definitions" of the Comprehensive Zoning By-law 75-2006 is hereby amended by deleting Section 2.209 and replacing it with the following:

"2.209 KENNEL

Kennel, means the use of land, buildings or structures where four (4) or more dogs are kept as pets for show, boarding and/or breeding. A Kennel is also not a building or structure used for human habitation."

11. **THAT** Section 4 being the "General Provisions" of the Comprehensive Zoning By-law 75-2006 is hereby amended by deleting Section 4.11 "Kennels" and replacing it with the following:

"4.11 KENNELS

Notwithstanding the setbacks of any Zone where a Kennel is a permitted use, no kennel shall be erected or used closer than:

- (1) One hundred and eighty (180) metres from a dwelling located on a separate lot;
- (2) Three hundred (300) metres from an Institutional (I) Zone or any Residential Zone;
- (3) Three hundred (300) metres from another Kennel."
- 12. **THAT** Section 4 being the "General Provisions" of the Comprehensive Zoning Bylaw 75-2006 is hereby amended by deleting Section 4.21.4 "Parking for People with a Disability" and replacing it with the following:

"4.21.4 ACCESSIBLE PARKING SPACES

Accessible parking spaces shall be provided adjacent and accessible to the building and clearly marked as accessible parking spaces. The number of such spaces required shall be part of the total parking requirement in accordance with the following:

Required Spaces	Required Number of Spaces for Accessible Parking		
	Type A Space	Type B Space	
1-50	1	1	
51-75	1	2	
76-100	2	2	
101-150	3	3	
150-300	4	4	
300-400	5	5	
400-500	6	6"	

- 13. **THAT** Section 4 being the "General Provisions" of the Comprehensive Zoning Bylaw 75-2006 is hereby amended by revising Section 4.21.7 "Parking Space Dimensions" by deleting item (2) in its entirety and replacing it with the following:
 - "(2) Type A spaces shall have a minimum width of 3.4 metres. Type A spaces are intended to accommodate a vehicle with a mechanical lift and/or wheelchair ramp.
 - (3) Type B spaces shall have a minimum width of 2.4 metres. Type B spaces are intended to accommodate a vehicle that does not require additional space to accommodate a lift and/or ramp.
 - (4) To facilitate access to a vehicle, every accessible parking space (either Type A or Type B) shall have an aisle at least 1.5 metres wide extending the full length of the parking space which aisle may be shared by two accessible parking spaces."
- 14. **THAT** Section 5.4 being the "Special Use Regulations" of the Agricultural (A) Zone of the Comprehensive Zoning By-law 75-2006 is hereby amended by deleting Section 5.4.1 "Additional Setbacks for Livestock Buildings and Structures and Manure Storage Areas" in its entirety and that the remaining subsections be renumbered accordingly.
- 15. **THAT** Section 5.5 being the "Special Provisions" of the Agricultural (A) Zone of the Comprehensive Zoning By-law 75-2006 is hereby amended by deleting Section 5.5.38 in its entirety.
- 16. **THAT** Section 6.4 being the "Special Use Regulations" of the Agricultural Restrictive (AR) Zone of the Comprehensive Zoning By-law 75-2006 is hereby amended by deleting Section 6.4.1 "Additional Setbacks for Livestock Buildings and Structures" in its entirety and that the remaining subsections be renumbered accordingly.
- 17. **THAT** Section 20.4 being the "Special Provisions" of the Rural Industrial (M2) Zone of the Comprehensive Zoning By-law 75-2006 is hereby amended by deleting Section 20.4.4 in its entirety.
- 18. **THAT** all references to "Personal Service Shop" throughout Comprehensive Zoning By-law 75-2006 be deleted and replaced with "Personal Service Establishment".

By-law No. 40-2023 Page 4

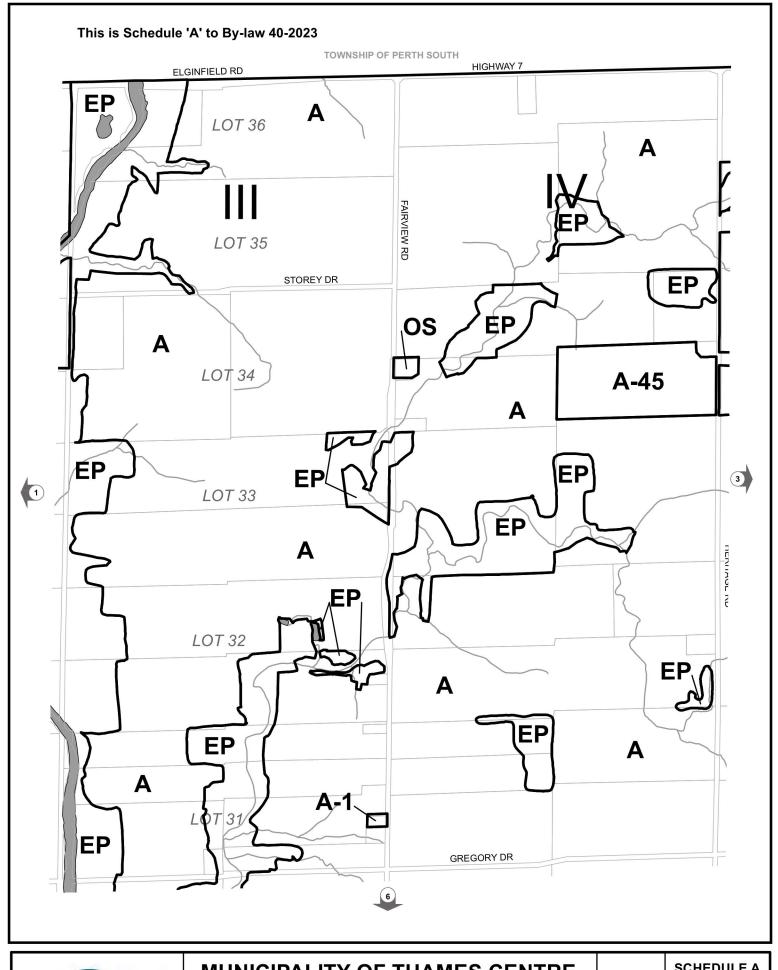
19. **THAT** this by-law comes into force and takes effect upon the day of passing in accordance with the provisions of Section 34 of the Planning Act, R.S.O 1990, c. P.13.

READ a **FIRST** and **SECOND** time, this 24th day of April, 2023.

READ a THIRD time and FINALLY PASSED this 24th day of April, 2023.

Mayor, M. McMillan

Deputy Clerk, S. Henshaw

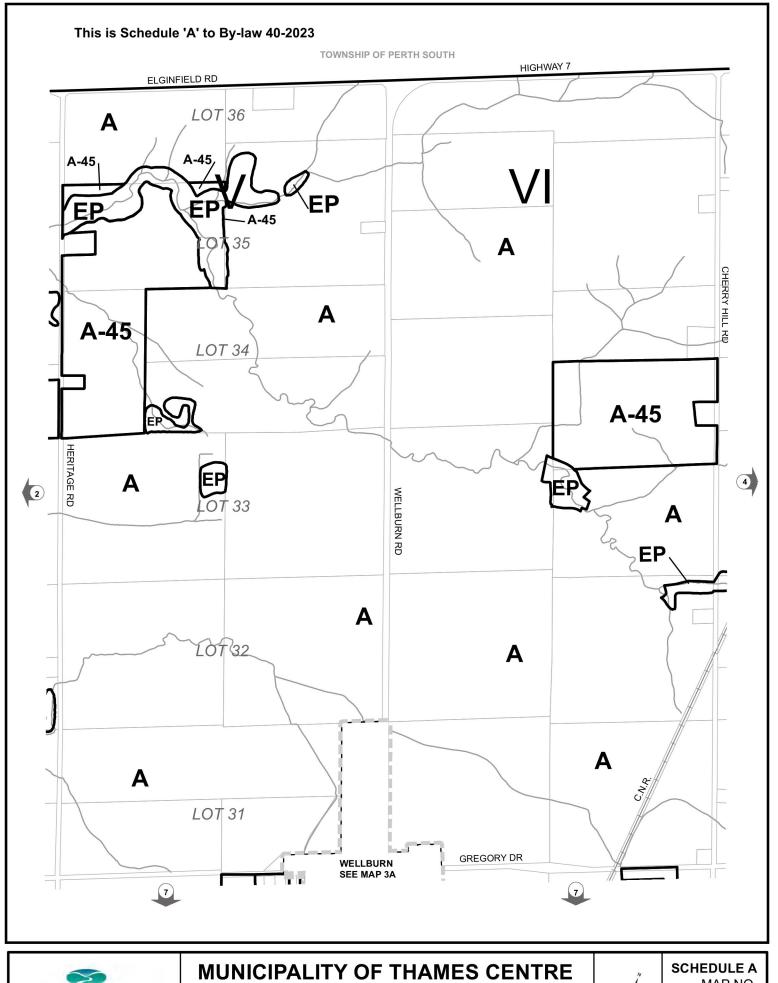




ZONING BY-LAW NO. 75-2006

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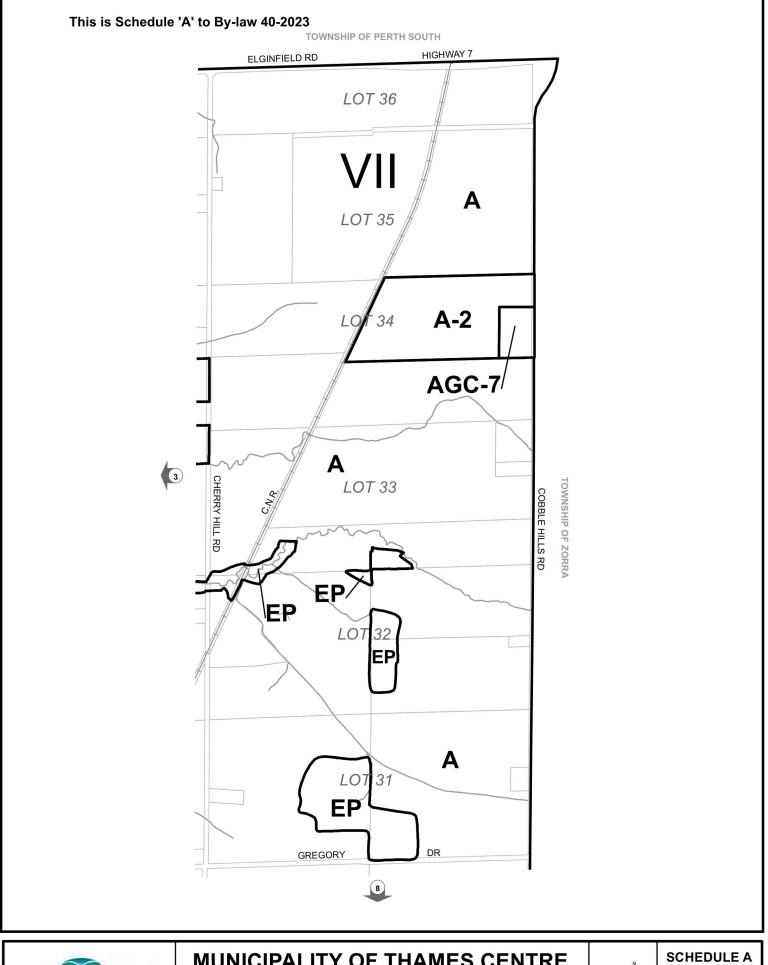




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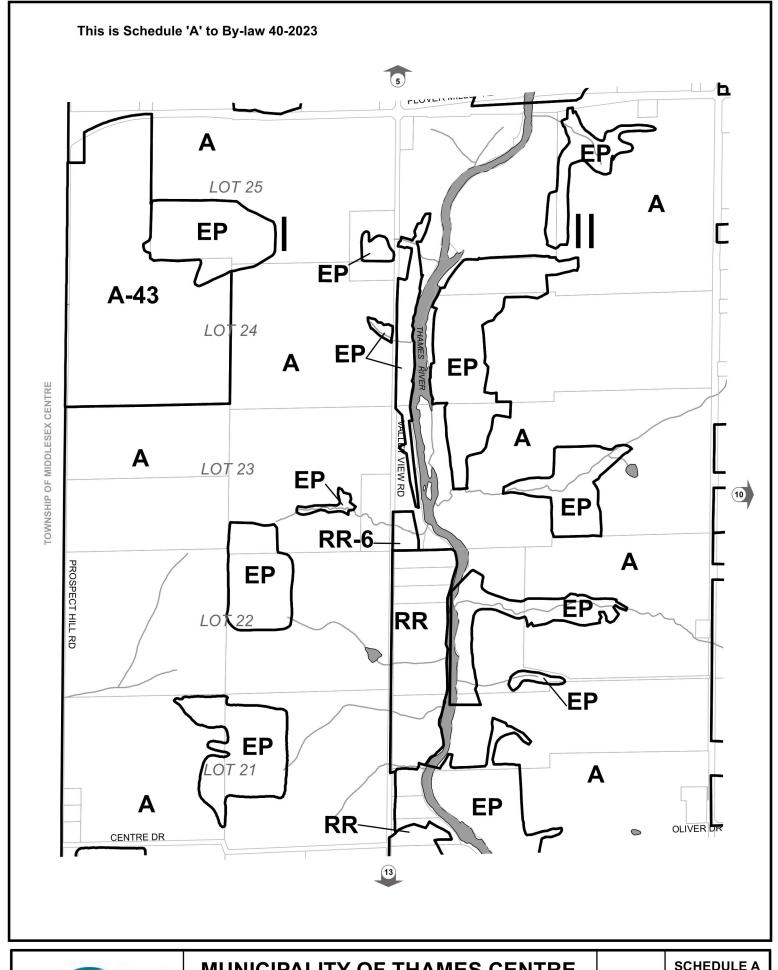




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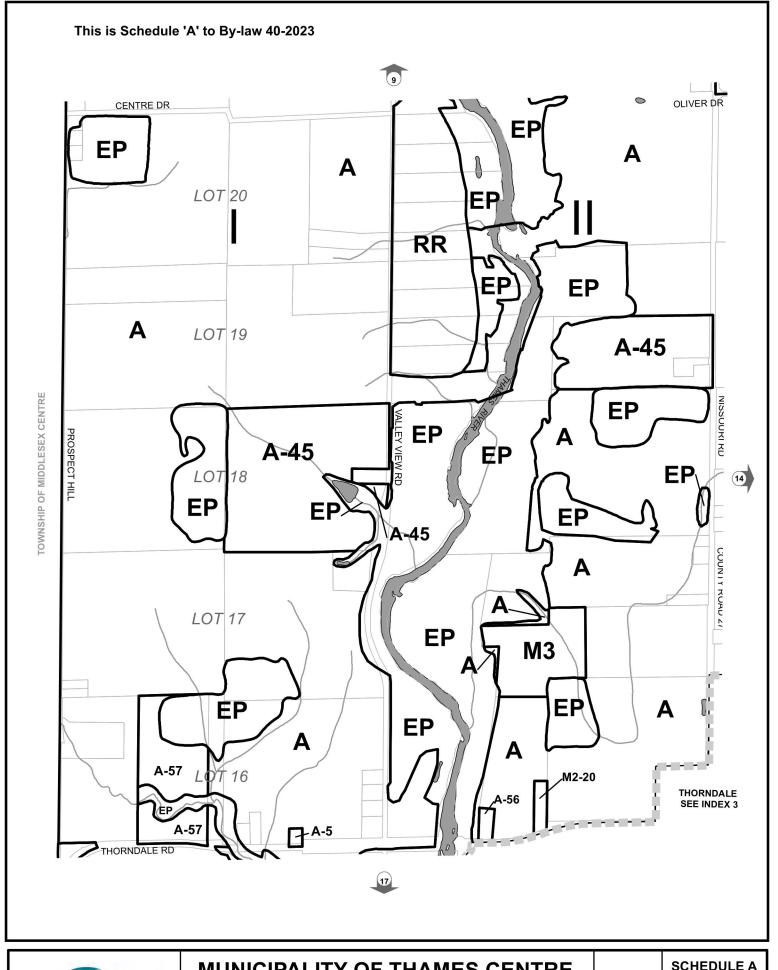




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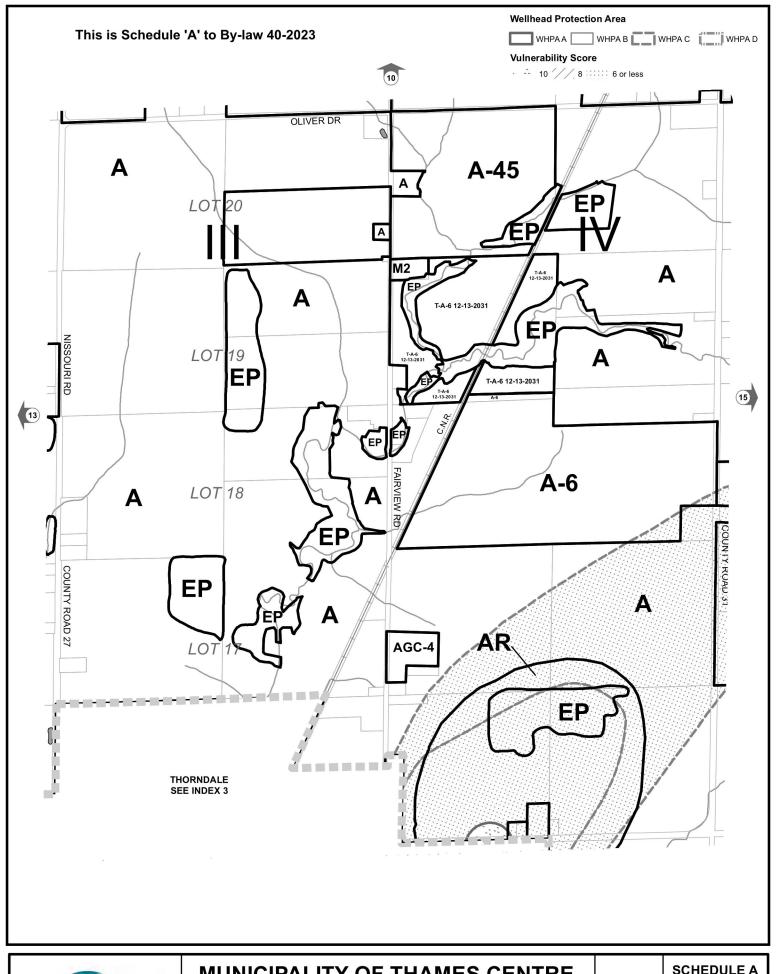




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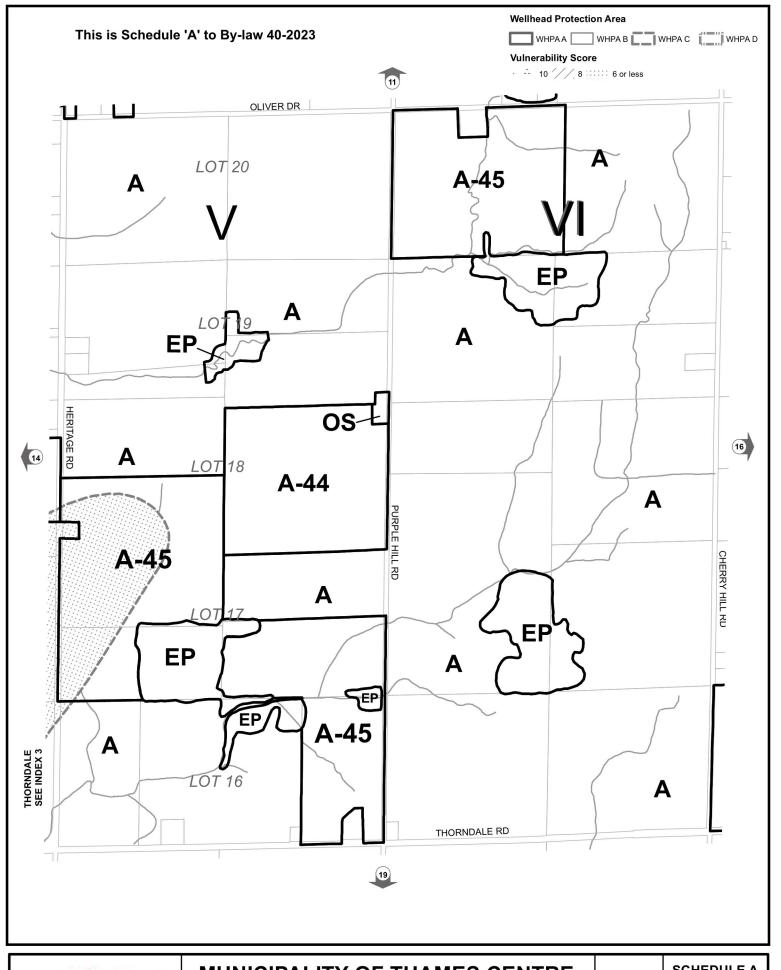




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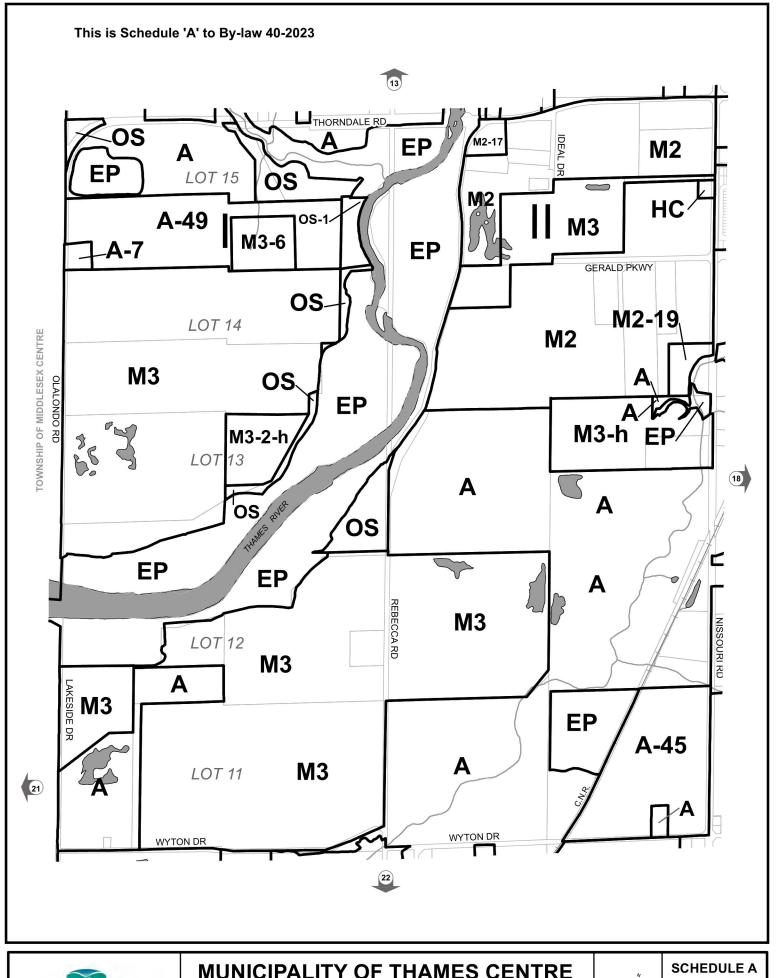
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This is Schedule 'A' to By-law 40-2023 OLIVER DR LOT 20 A LOT 19 TOWNSHIP OF ZORRA COBBLE HILLS RD LOT 18 15 Α ĘP CHERRY HILL RD LOT 17 A-45 LOT 16 THORNDALE RD 20 SCHEDULE A **MUNICIPALITY OF THAMES CENTRE**



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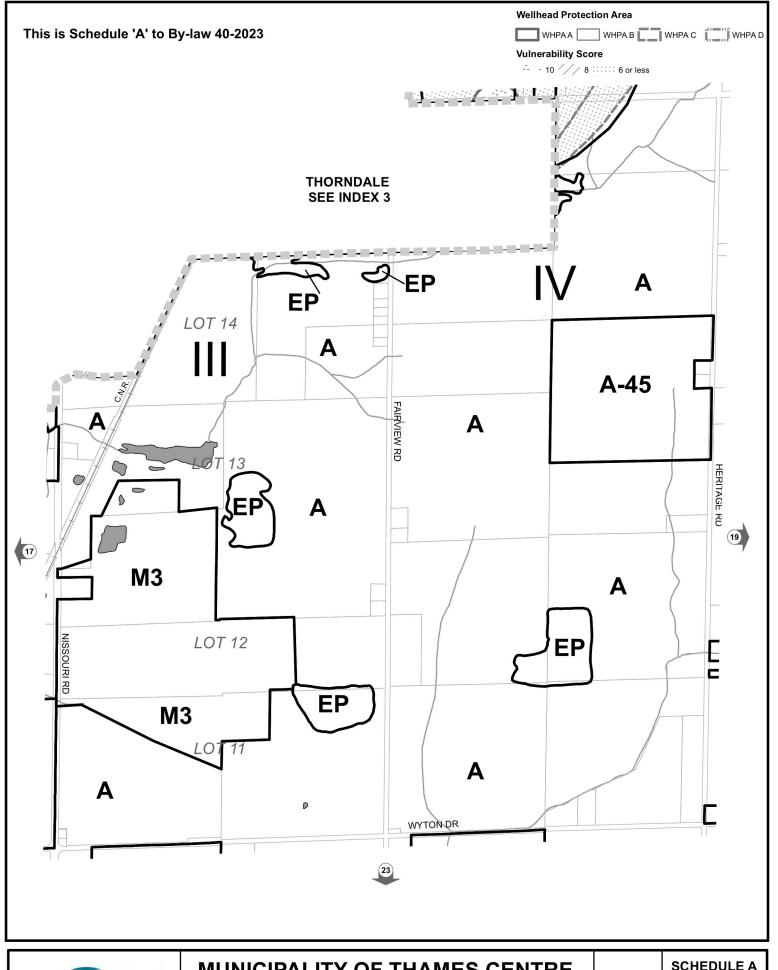
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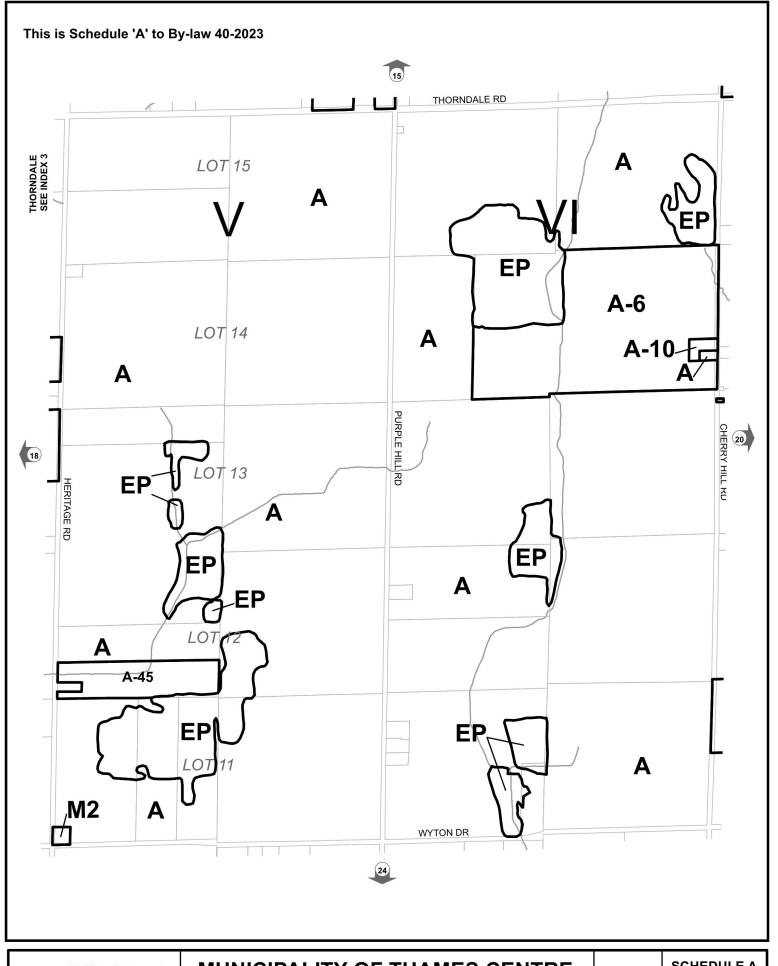
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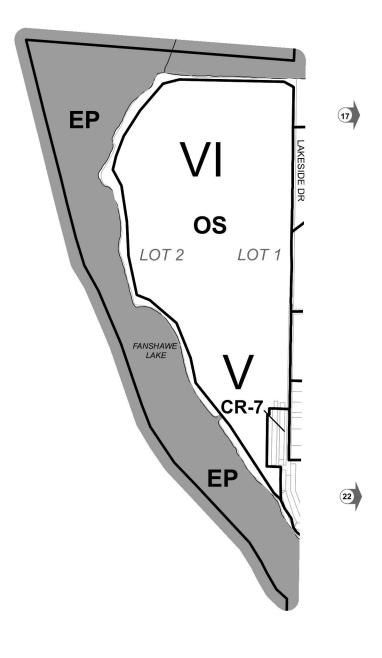
This is Schedule 'A' to By-law 40-2023 16 THORNDALE RD A-45 Α **EP** EP LOT 14 OS Α CHERRY HILL RD 19 LOT 13 TOWNSHIP OF ZORRA Α ĘΡ LOT/12 EP T-A-4 T-A-4 04-26-2024 04-26-2024 A WYTON DR 25 **SCHEDULE A**



MUNICIPALITY OF THAMES CENTRE

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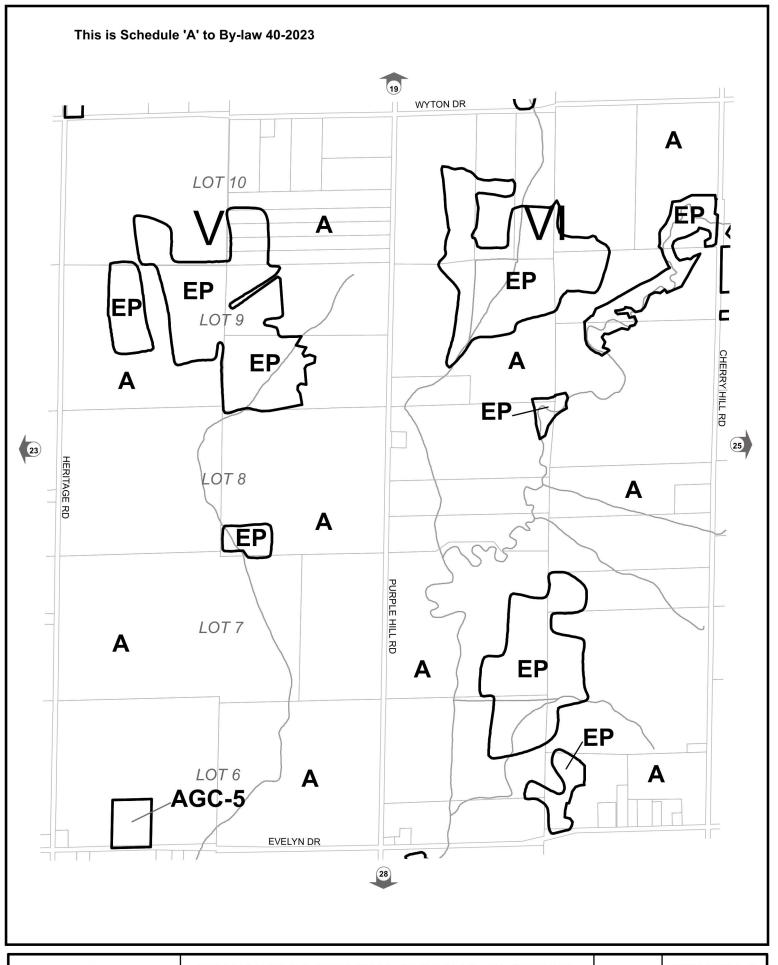




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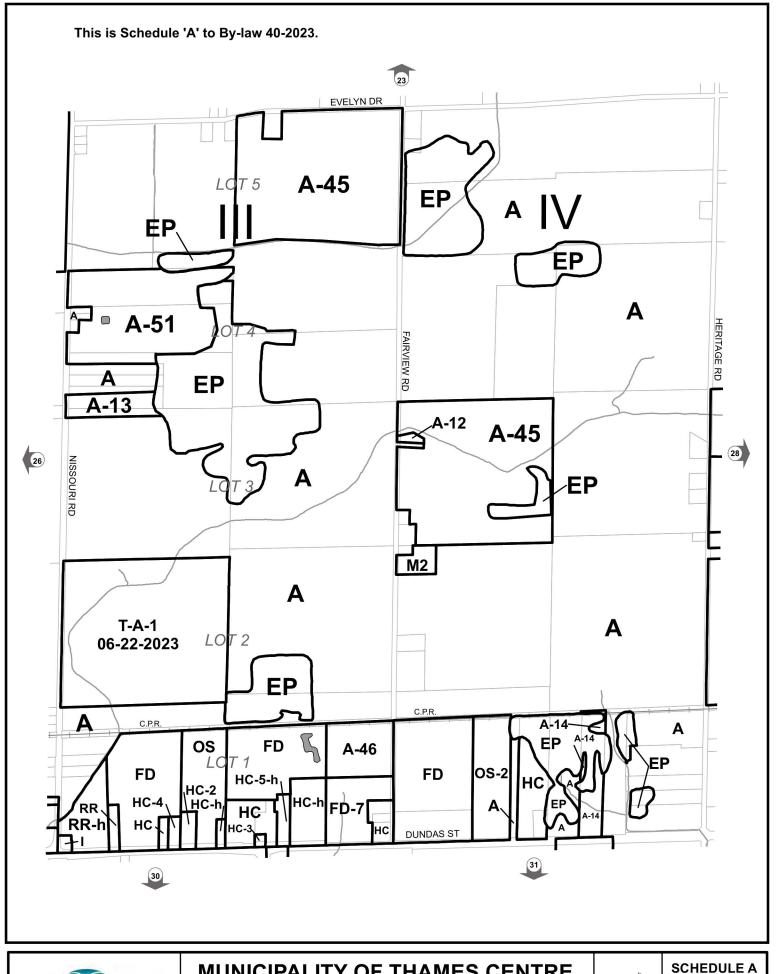
MAP NO.

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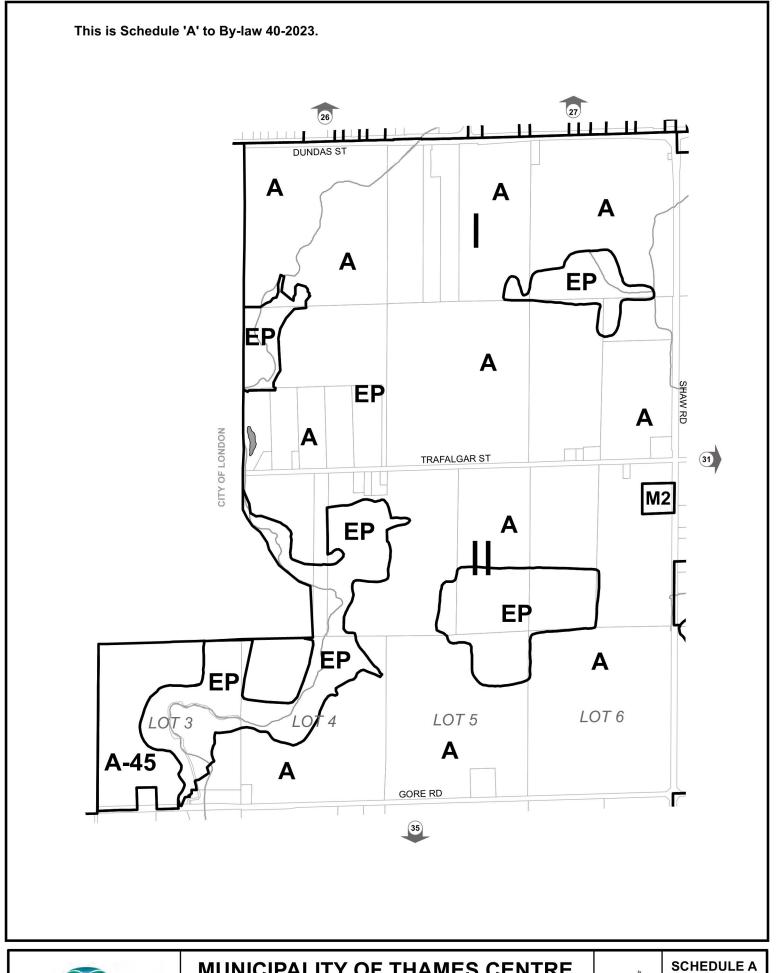
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MUNICIPALITY OF THAMES CENTRE

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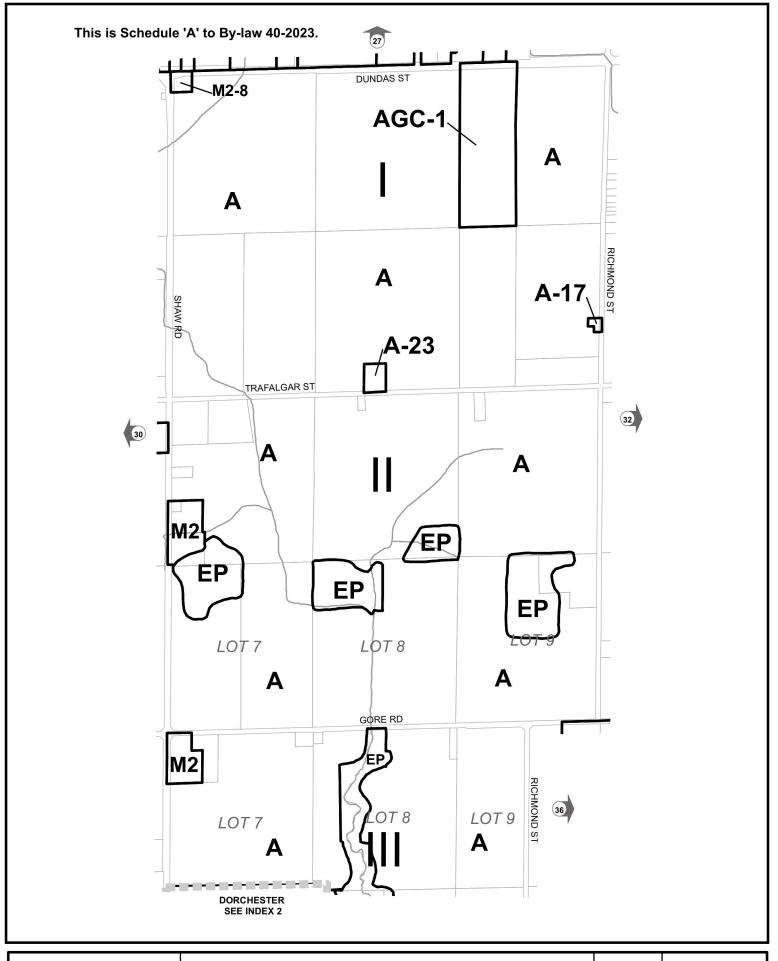




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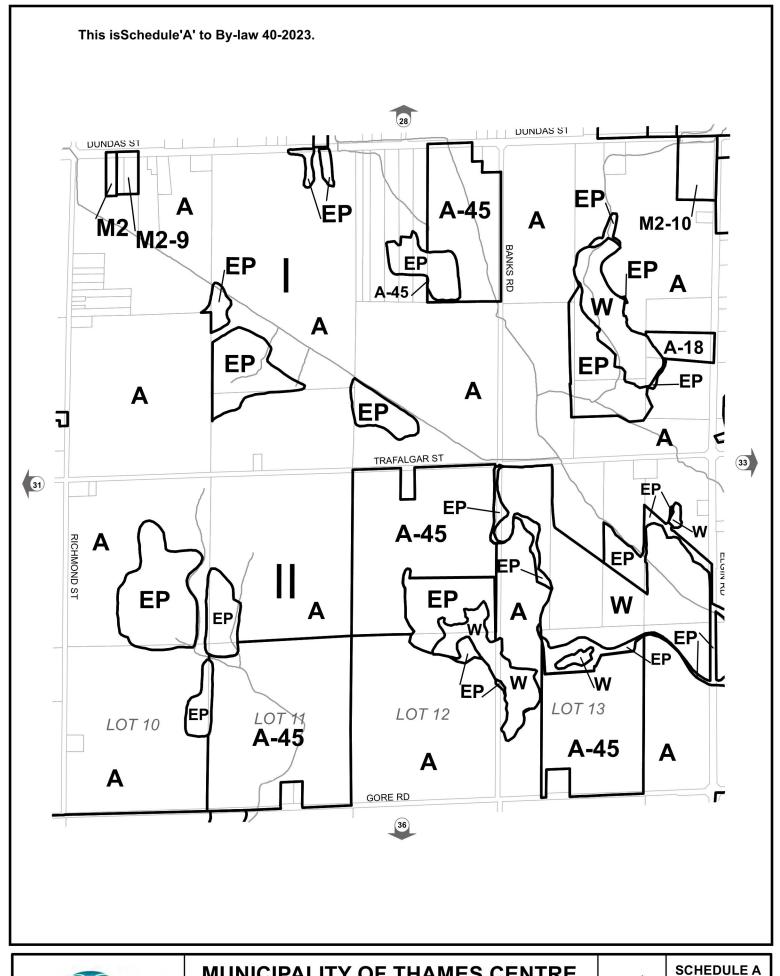




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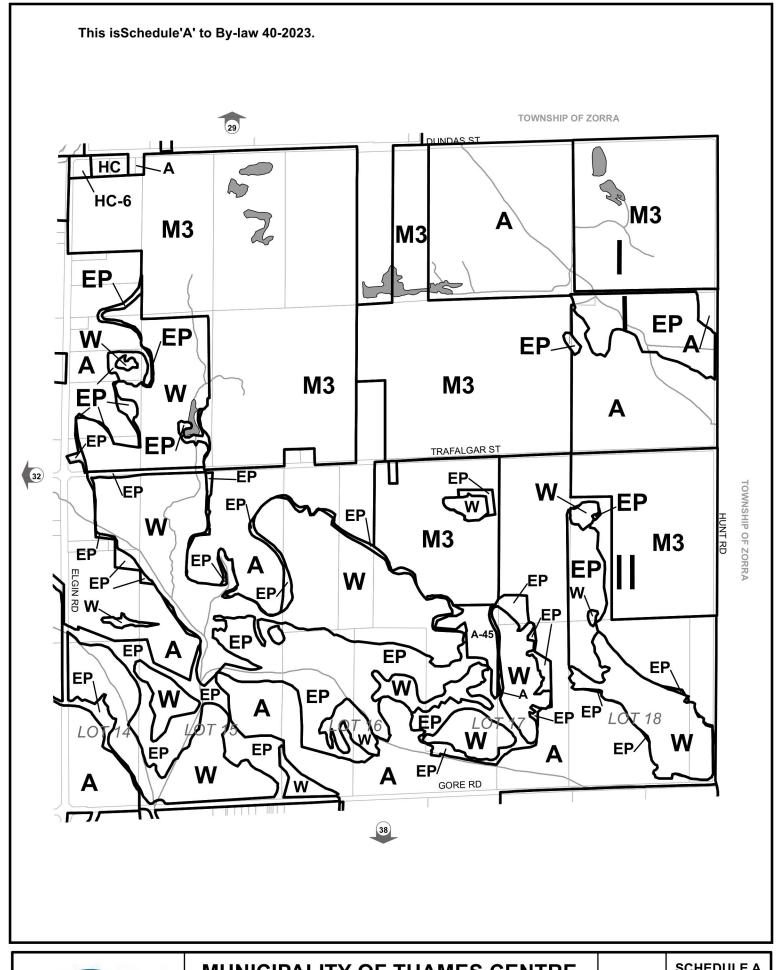




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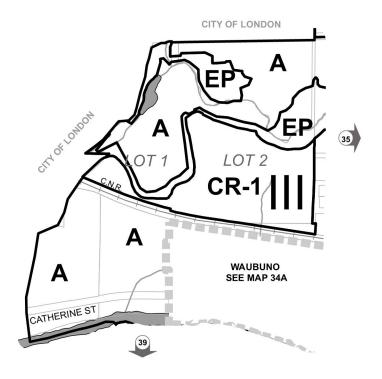


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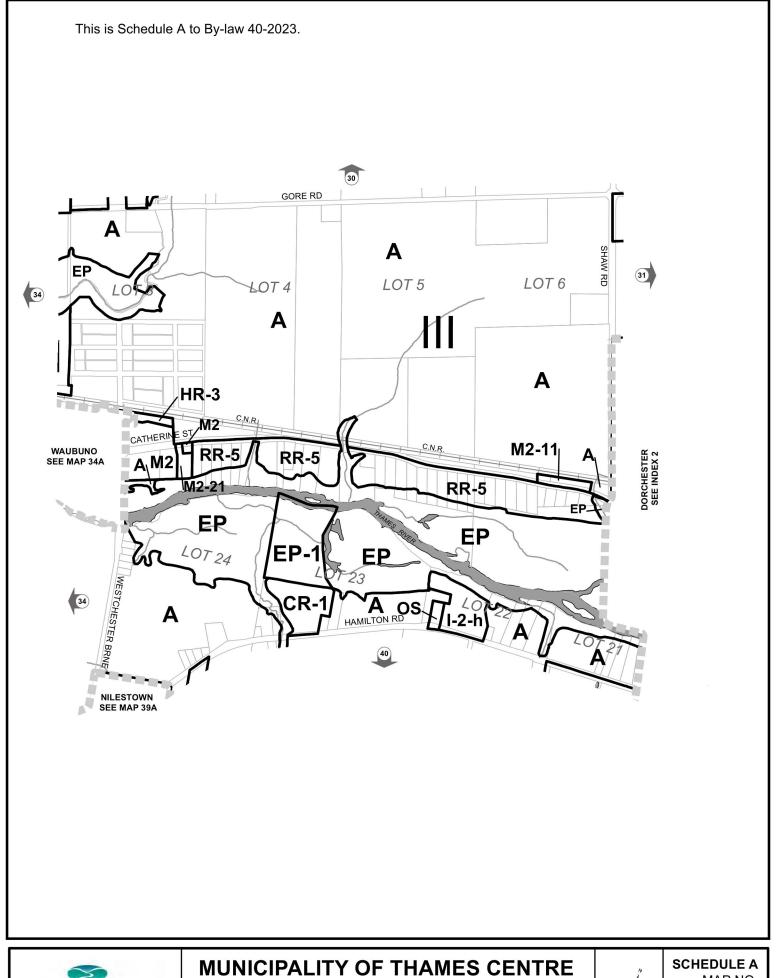


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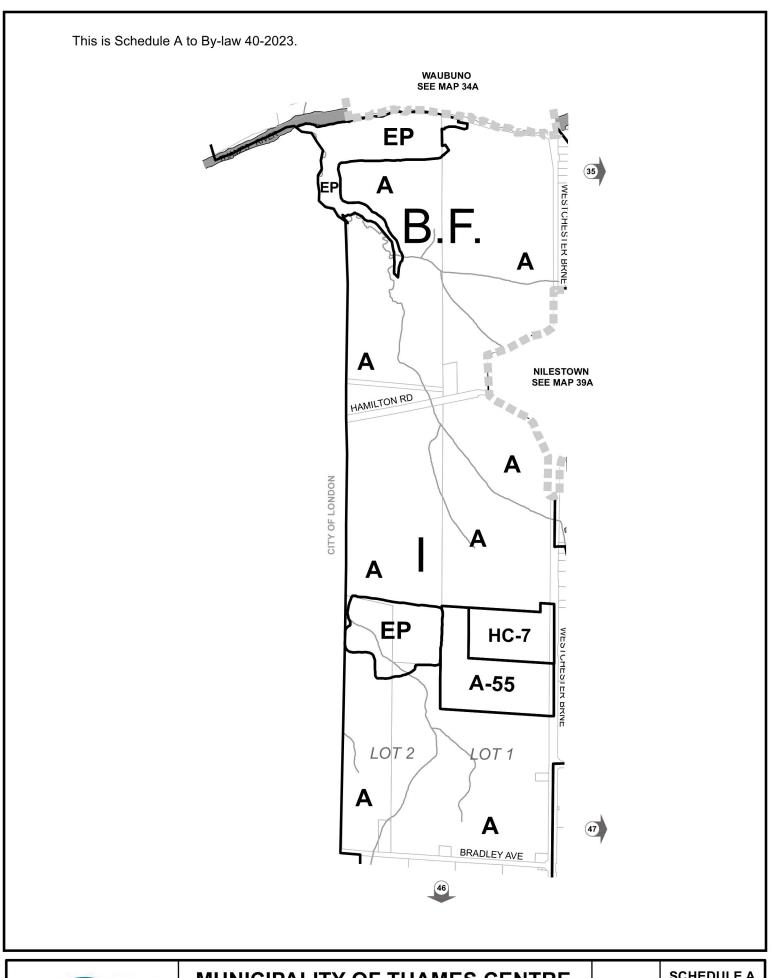






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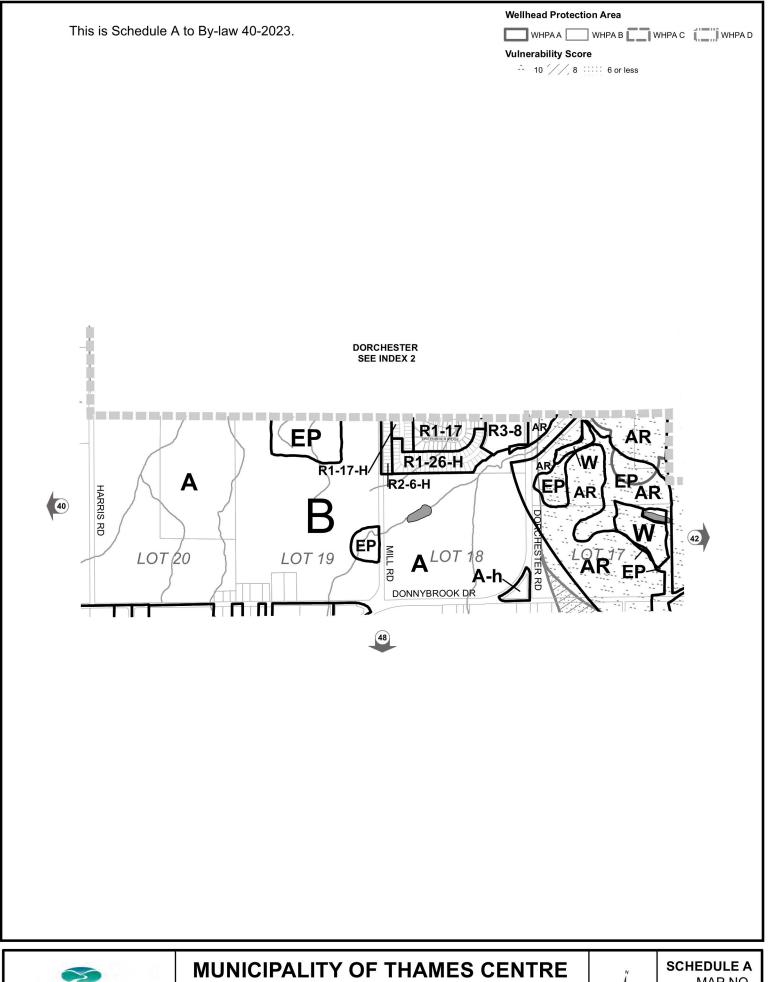




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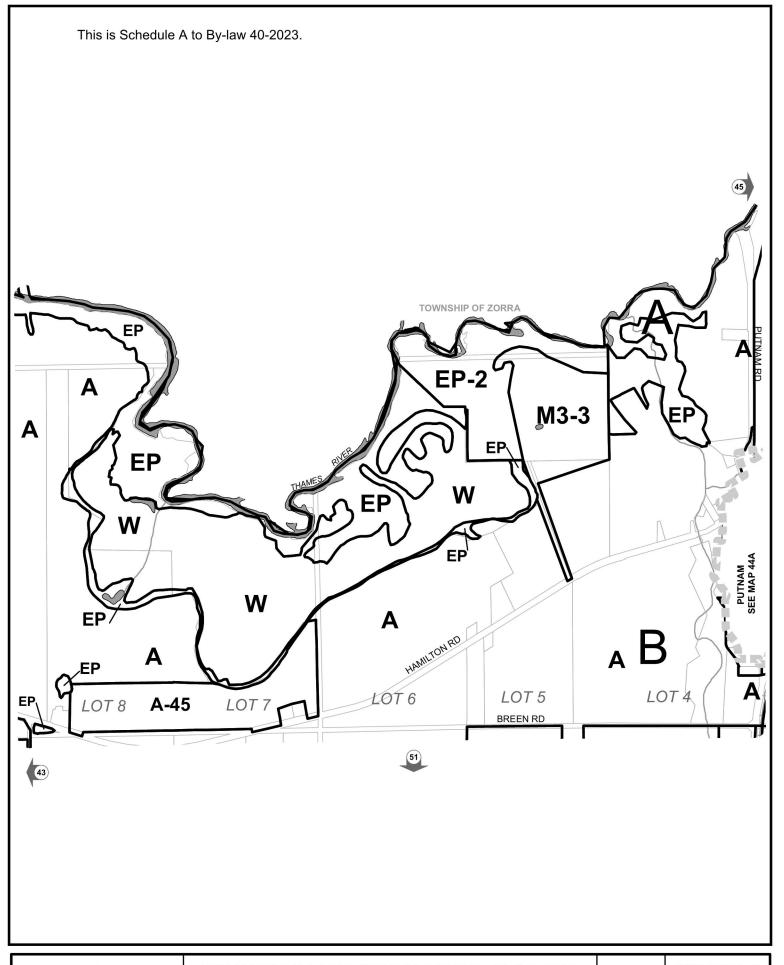
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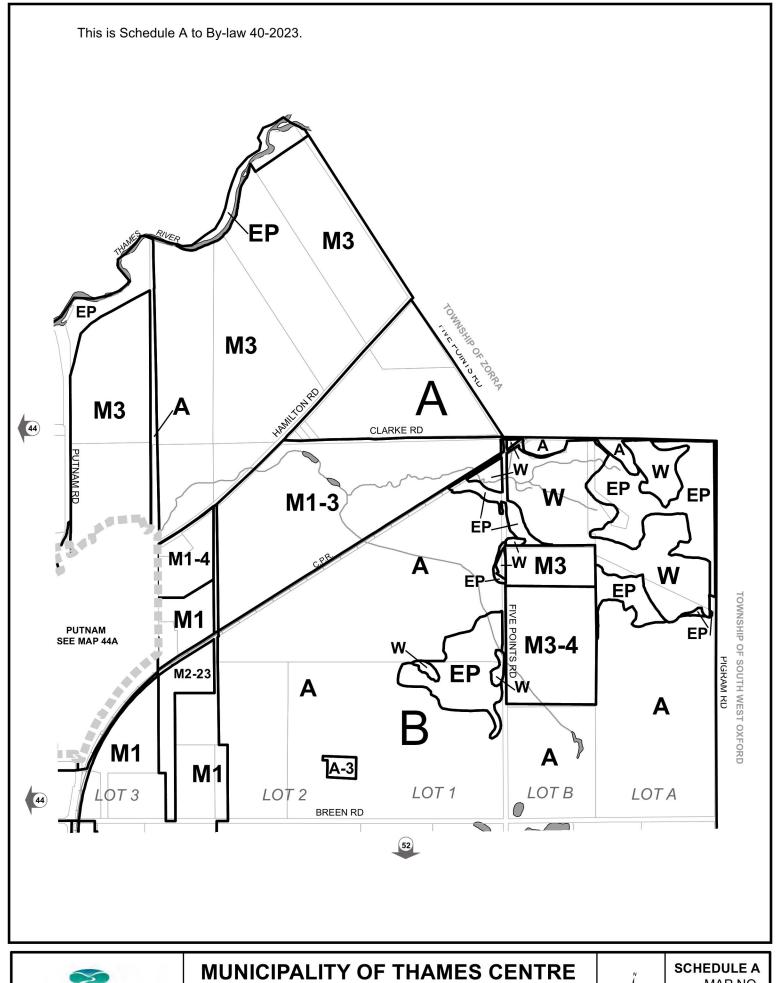


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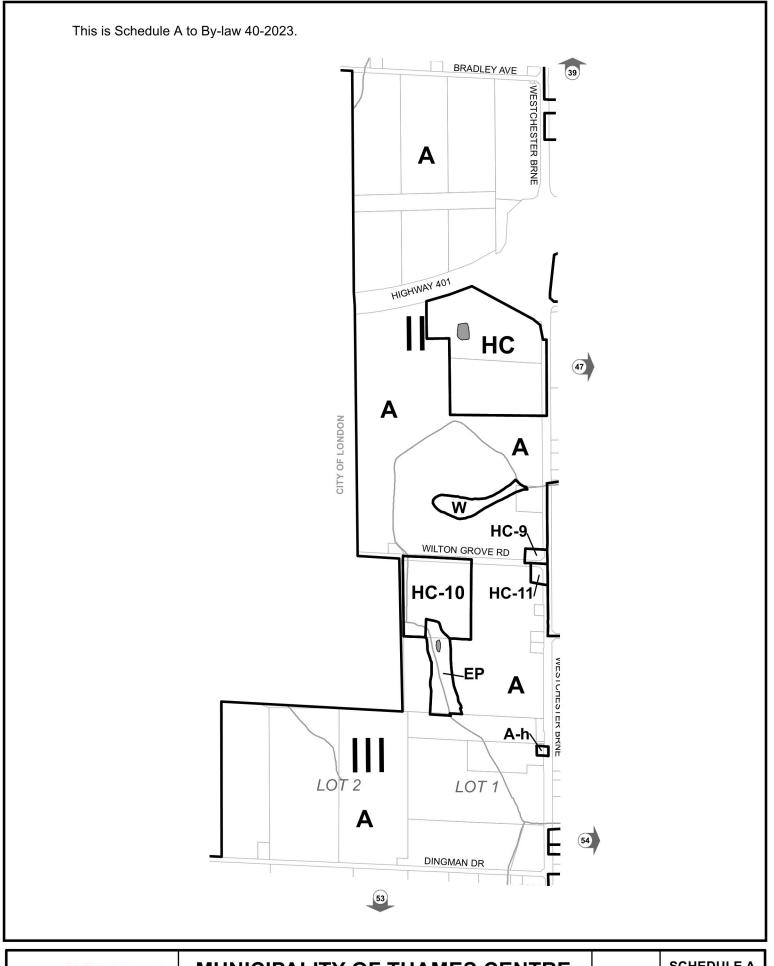




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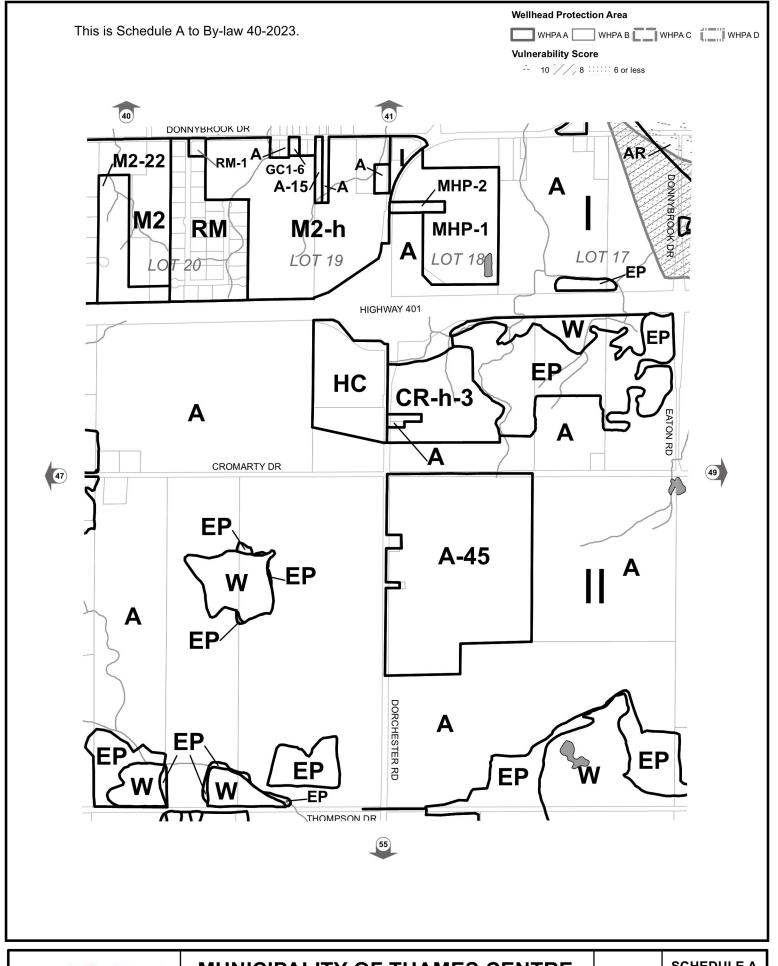


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SCHEDULE A MAP NO.

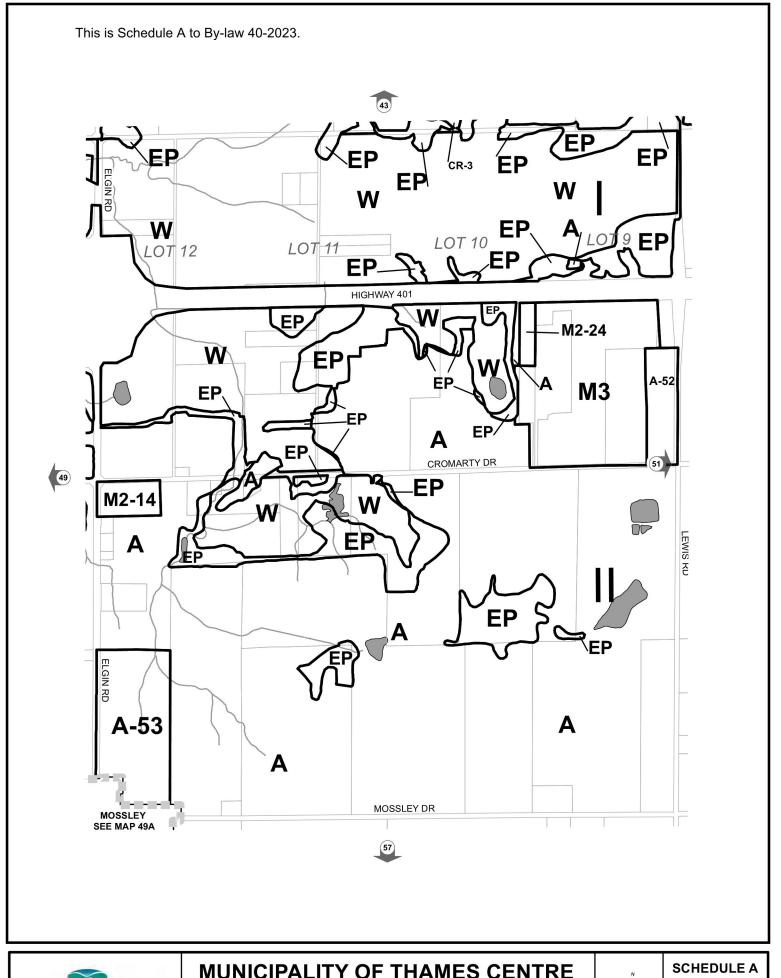




ZONING BY-LAW NO. 75-2006

			SCALE:	1:16,000	me	tres
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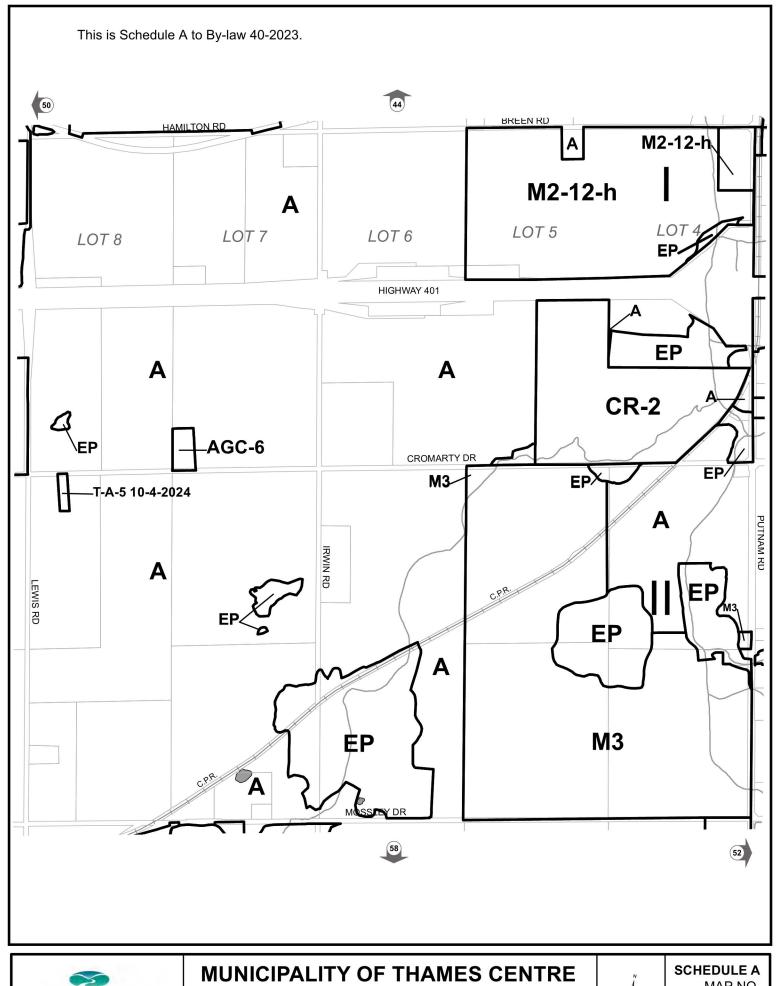




ZONING BY-LAW NO. 75-2006

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MAP NO.

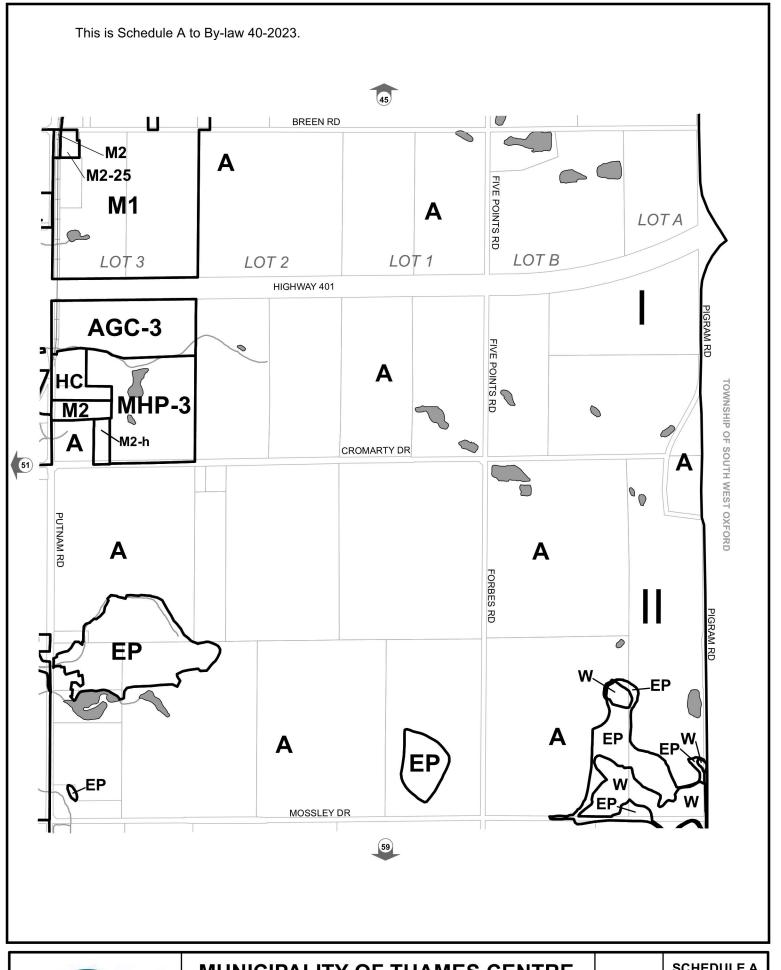




ZONING BY-LAW NO. 75-2006

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MAP NO.

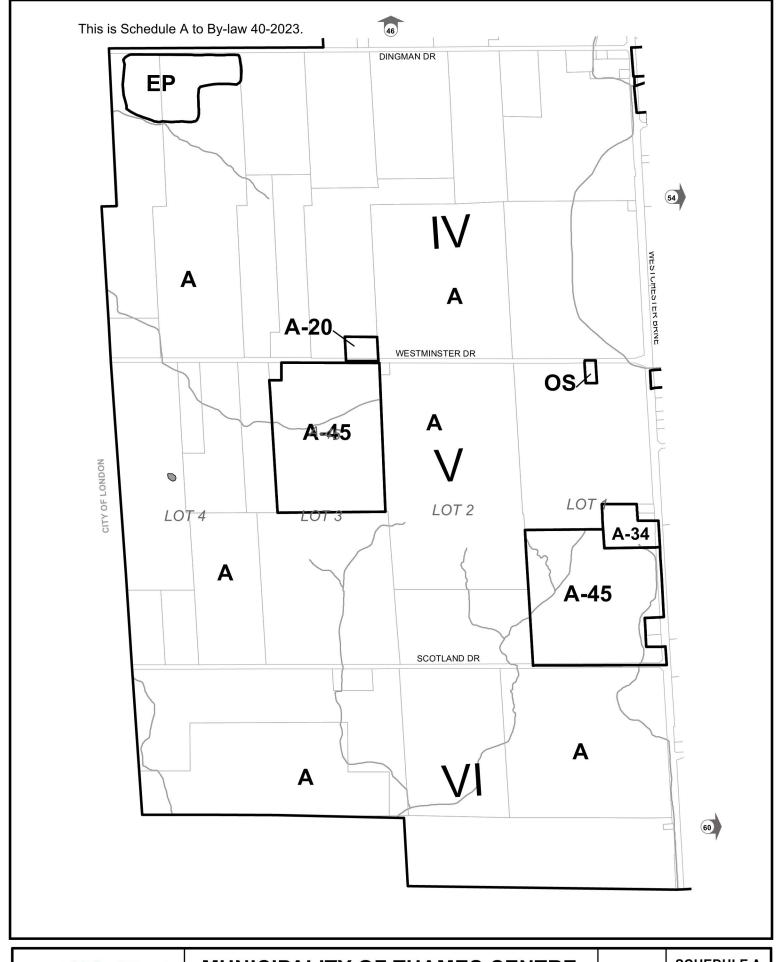




ZONING BY-LAW NO. 75-2006

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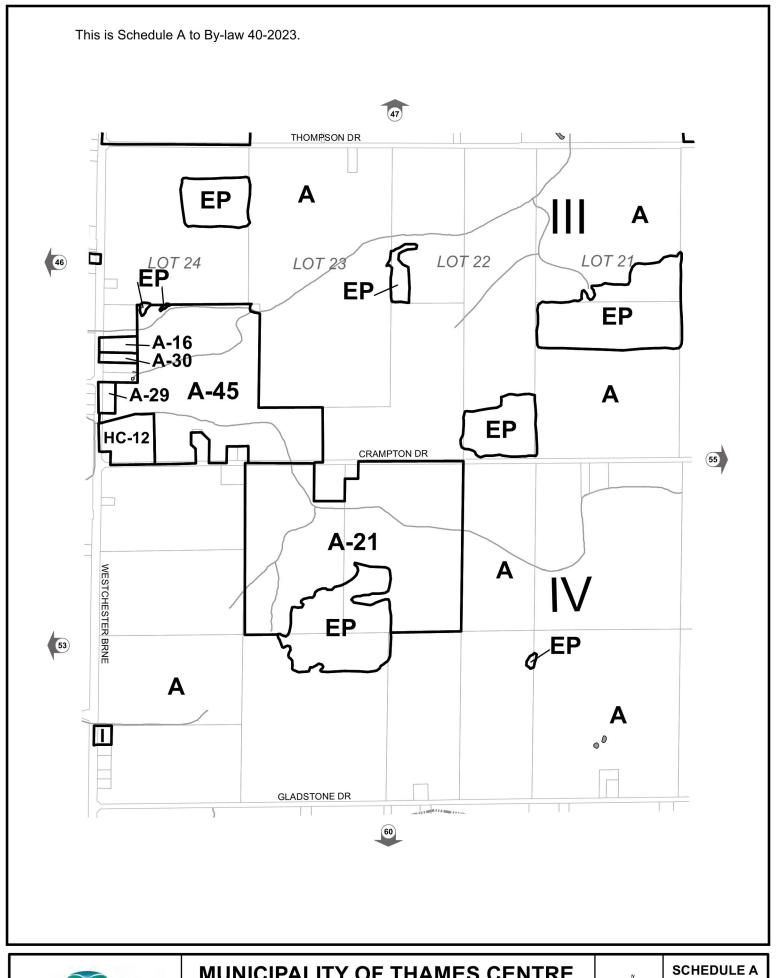


ZONING BY-LAW NO. 75-2006

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SCHEDULE A MAP NO.

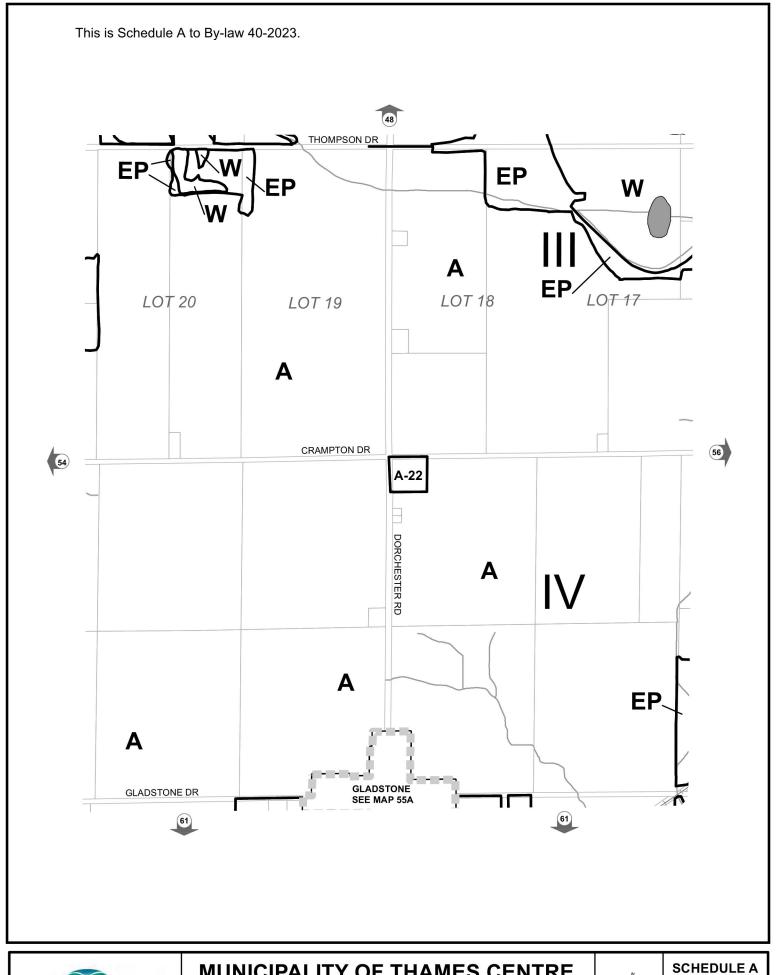




ZONING BY-LAW NO. 75-2006

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MAP NO.

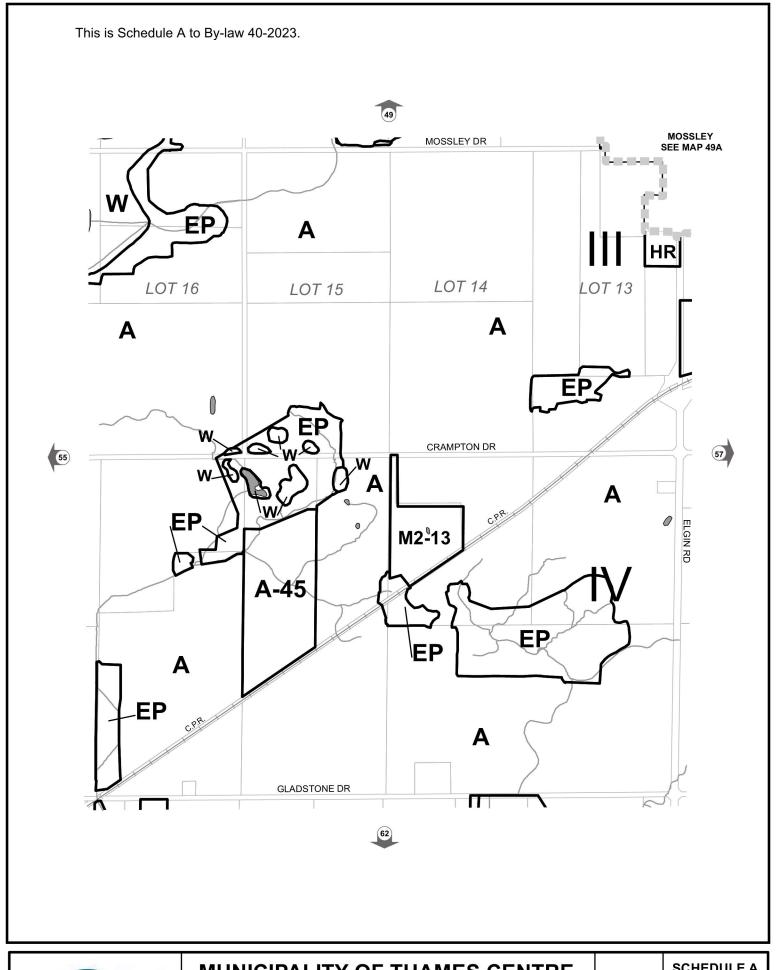




ZONING BY-LAW NO. 75-2006

l _		SCALE:	1:16,000	me	tres
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MAP NO.

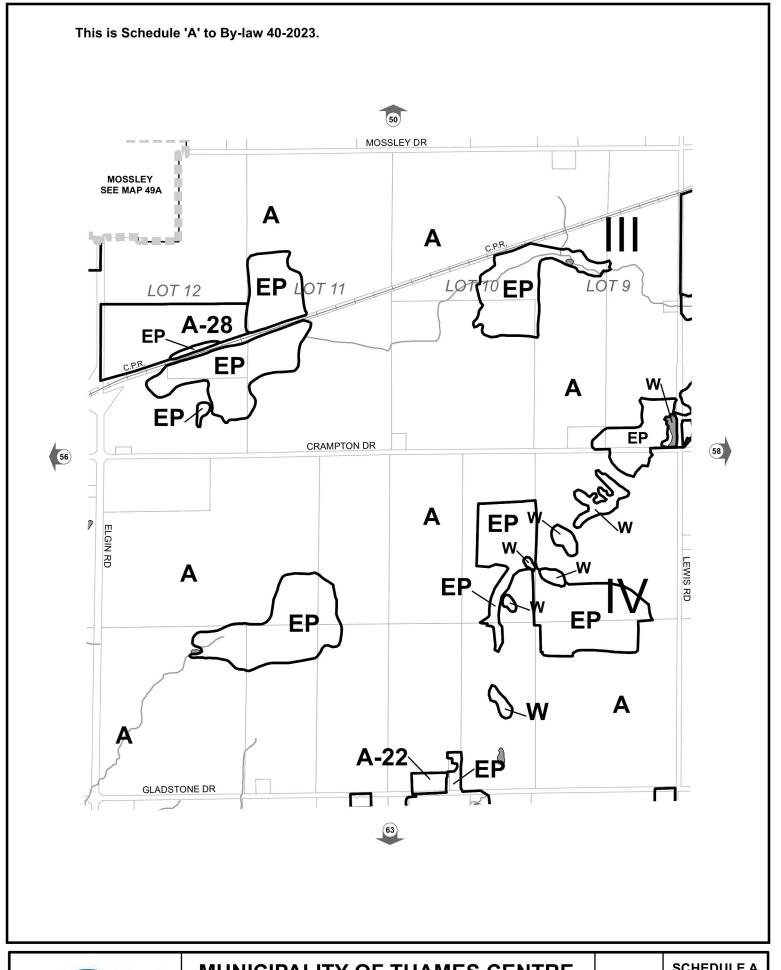




ZONING BY-LAW NO. 75-2006

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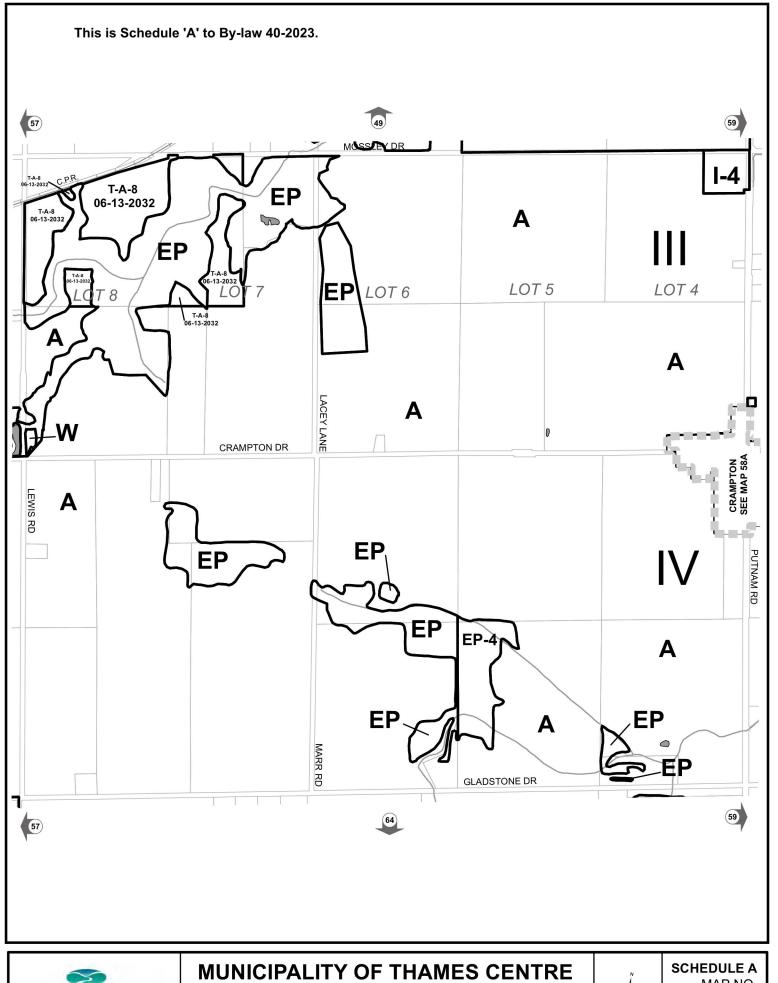


ZONING BY-LAW NO. 75-2006

		SCALE:	1:16,000	me	tres
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SCHEDULE A MAP NO.

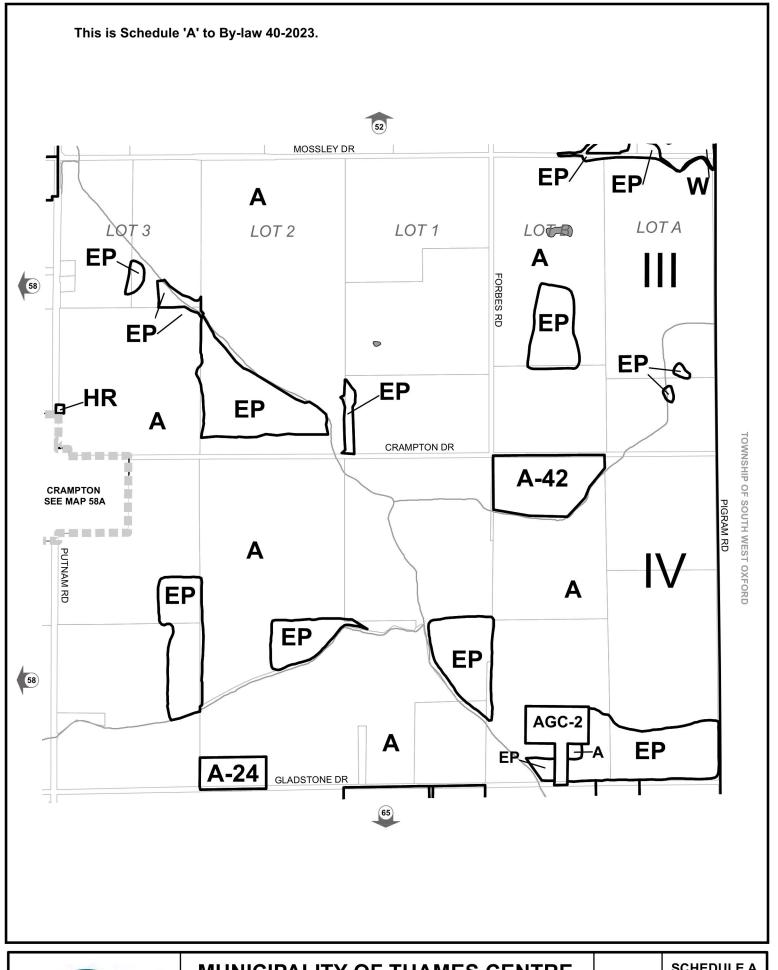




ZONING BY-LAW NO. 75-2006

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MAP NO.

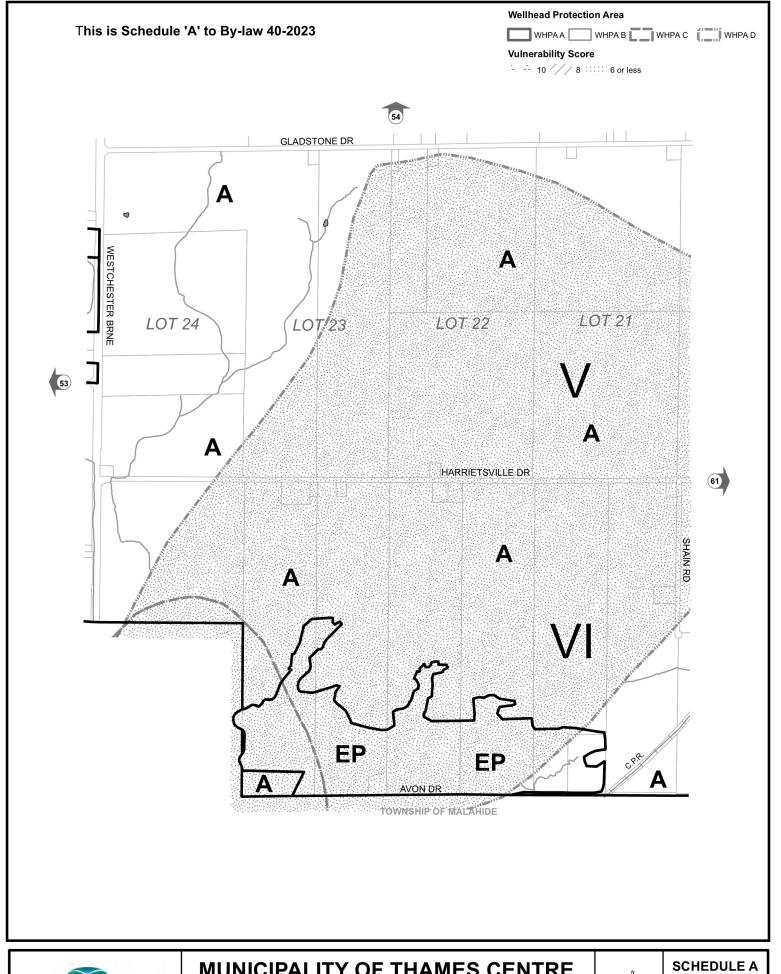




ZONING BY-LAW NO. 75-2006

			SCALE:	1:16,000	me	tres
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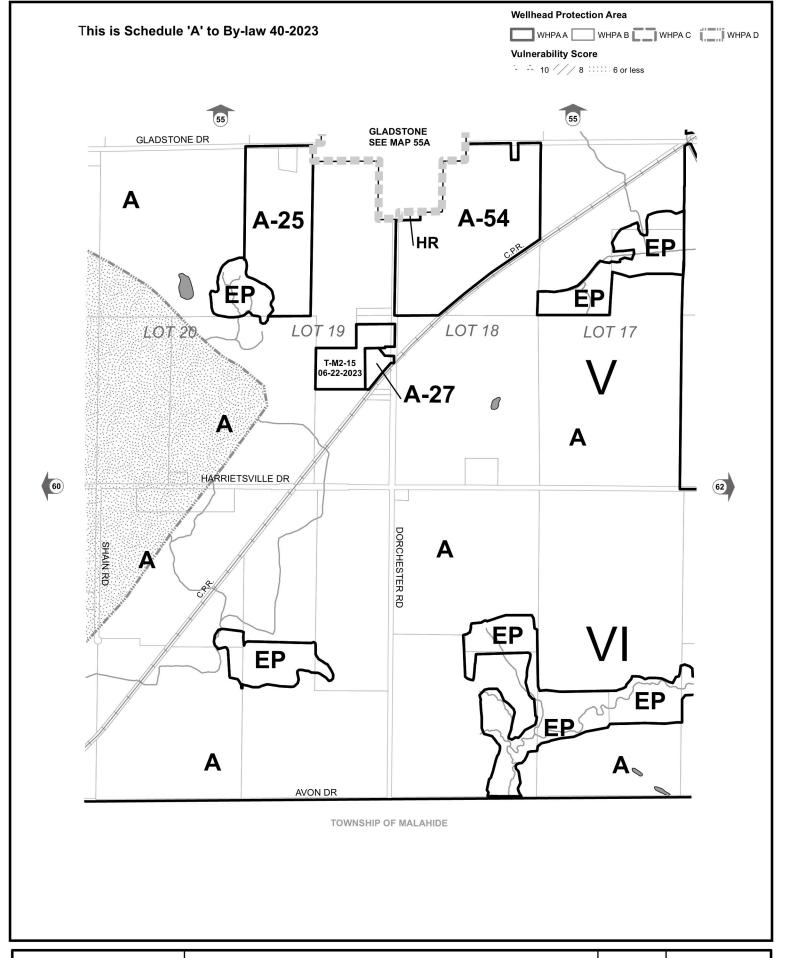




ZONING BY-LAW NO. 75-2006

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MAP NO.



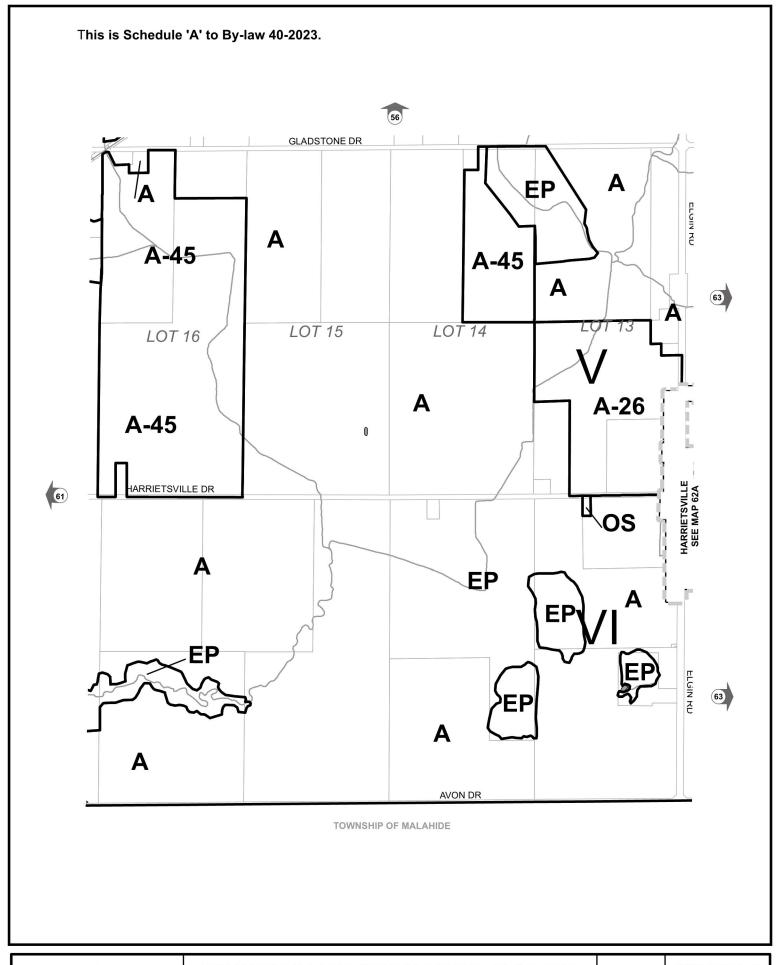


ZONING BY-LAW NO. 75-2006

		SCALE:	1:16,000	me	tres
0	100	200	400	600	800

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SCHEDULE A MAP NO.

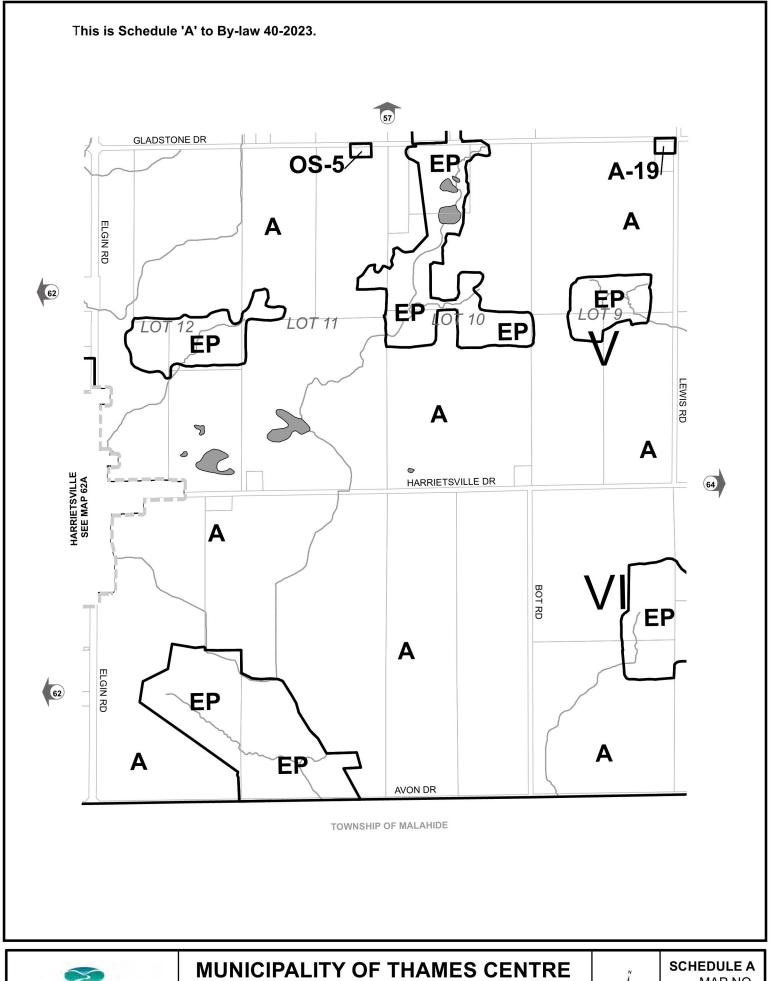




ZONING BY-LAW NO. 75-2006

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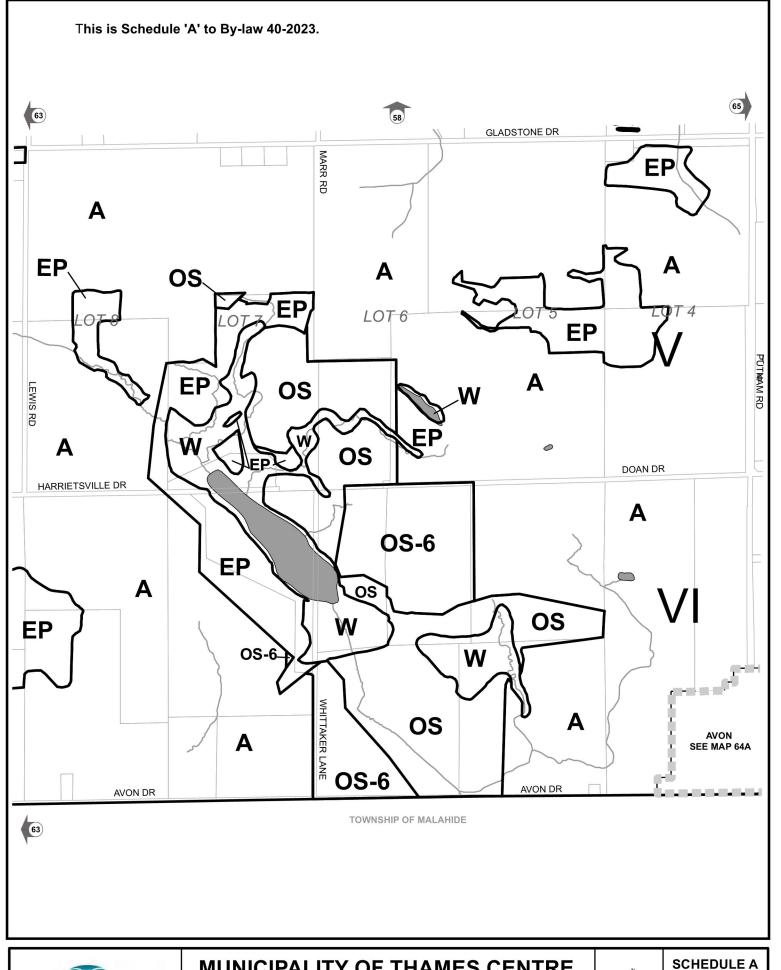




ZONING BY-LAW NO. 75-2006

		SCALE:	1:16,000	me	tres
0	100	200	400	600	800

MAP NO.





ZONING BY-LAW NO. 75-2006

Γ	SCALE		SCALE:	1:16,000	metres	
l	0	100	200	400	600	800

MAP NO.

