

FORM 1

THE PLANNING ACT, R.S.O. 1990
NOTICE OF THE PASSING OF A ZONING BY-LAW AMENDMENT BY THE
CORPORATION OF THE MUNICIPALITY OF LEAMINGTON
(ZBA #18 - S/S Mersea Road 6 - Agricultural Zoning)

TAKE NOTICE that the Council of the Corporation of the Municipality of Leamington has passed By-law Number 41-10 on the 7th day of June 2010 under Section 34 of the Planning Act, R.S.O. 1990.

AND TAKE NOTICE that only individuals, corporations and public bodies may appeal a zoning by-law to the Ontario Municipal Board. 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.

An appeal to the Ontario Municipal Board in respect of the by-law may be completed by filing with the Clerk of the Corporation of the Municipality of Leamington not later than the **29th day of June 2010** a notice of appeal setting out the objection to the by-law and the reasons in support of the objection accompanied by the required fee of \$125 (certified cheque or money order) made payable to the Minister of Finance. The letter of appeal and a copy of an appeal form, which is available from the OMB website at www.omb.gov.on.ca and other documents from the application file, will be forwarded to the Ontario Municipal Board.

An explanation of the purpose and effect of the by-law, describing the lands to which the by-law applies, and a key map showing the location of the lands to which the by-law applies are attached. The complete by-law and any associated information are available for inspection in my office during regular office hours. **Please contact Tracey Pillon-Abbs, Manager of Planning Services for further information.**

DATED at the Municipality of Leamington this 9th day of June 2010.

BRIAN R. SWEET, CLERK
MUNICIPALITY OF LEAMINGTON
38 ERIE STREET NORTH
LEAMINGTON, ONTARIO
N8H 2Z3 TELEPHONE: (519) 326-5761

EXPLANATORY NOTE

The purpose of the **By-law 41-10** is an amendment to the zoning by-law, which re-zones the use of the lands. The subject property is described as Concession 5 North Part Lot 12, Registered Plan 12R-3719 Part 1 and locally known as S/S Mersea Road 6 in the former Township of Mersea, now a portion of the Municipality of Leamington (see key map). The subject property is currently zoned Agricultural General (A1) on Map 25 in Zoning By-law #890-09. The property owner requested that the Committee of Adjustment consider a lot line adjustment to sever a 200' x 140' (0.645 ac) irregular shaped parcel to be added to the existing residential lot to the north (1210 Mersea Road 6 - Roll 3706 680 000 08150) and retain a 10.07 ha (24.89 acre) farm parcel. The application was supported on condition that a favourable rezoning amendment be processed to change the zoning classification of the severed land from Agricultural General (A1) to Agricultural Residential Defined Zone (A5-37) and relief is requested for the maximum height of an existing 160 sq m barn from 6 m to 7.6 m. The subject lands are currently designated Agricultural on Schedule "A-3" of the Leamington Official Plan (approved 2008).

