



NOTICE of PASSING of Amendments to Development Permit By-law 04-180
APPLICATION: Z 36/09 LOB (DEVELOPMENT PERMIT BY-LAW UPDATE)

TAKE NOTICE THAT the Corporation of the Township of Lake of Bays passed

By-laws 10-21 and 10-22

on the 16th day of March, 2010

AND TAKE NOTICE THAT any person or public body may appeal to the Ontario Municipal Board (OMB) in respect of the By-law by filing with the Clerk of the Township of Lake of Bays, **not later than:**

THURSDAY, APRIL 15th, 2010

APPEAL TO THE OMB: If you wish to appeal to the OMB, a copy of an appeal form is available from the OMB website at www.omb.gov.on.ca. A Notice of Appeal setting out the objection to the by-law, reasons in support of the objection, and a certified cheque payable to the Minister of Finance of Ontario in the amount of \$125.00 for each objection filed; money orders are also acceptable.

NOTE: i) *Only individuals, corporations and public bodies may appeal a 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.*

ii) *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 Ontario Municipal Board, 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 amendments, as well as complete copies of the by-laws, are available for review at the Township of Lake of Bays Planning Department at the Municipal Office during office hours (8:30 a.m. to 4:00 p.m. Monday to Friday). For further information, please contact Stefan Szczerbak, Planner.

Dated at the Township of Lake of Bays Municipal Office, this 26th day of March, 2010.

Michelle Percival, Clerk
Township of Lake of Bays
1012 Dwight Beach Road
Dwight, Ontario, P0A 1H0
Ph: (705) 635-2272 Fax: (705) 635-2132

**PURPOSE AND EFFECT OF
BY-LAW 10-21 (By-law Clarifications & Simplifications) &
BY-LAW 10-22 (Lake System Health)**

The purpose and effect of these amendments were to provide clarification and simplification of the general intent and purpose of Development Permit By-law 04-180, as it had been noted that some aspects of the by-law were difficult to comprehend and certain calculations (i.e. lot coverage) were difficult to determine based on various lot configurations. In most cases these amendments were supported through the "Background By-law Discussion Papers" which were created to provide guidance for the provisions of By-law 04-180 in accordance with the general Official Plan policy direction. Following discussions with Council, proposed amendments were identified and grouped into the following three categories:

- a) **Clarifications:** the wording of general provisions were clarified related to sequence of development, lot coverage provisions, vegetation removal and site alteration. Definitions of storey and floor area were also adjusted, in addition to others. **By-law 10-21** was passed to incorporate these changes into By-law 04-180,
- b) **Simplifications:** a more understandable set of lot coverage provisions were reviewed, and **By-law 10-21** also had the effect of incorporating these changes into By-law 04-180.
Shoreline activity area provisions were also reviewed, and a third by-law (**10-23**) was drafted to address these provisions, including amending the definition of shoreline activity area and shoreline activity area coverage, as well as incorporate a table entitled "Shoreline Activity Areas". However, this matter was deferred to a meeting date of April 20, 2010 to allow for additional discussion.
- c) **New Provisions:** the existing by-law implemented an old lake capacity approach to recreational water quality, and new provisions were incorporated to implement the District of Muskoka's Lake System Health program. **By-law 10-22** was passed to incorporate the new provisions into By-law 04-180.