



## **The Corporation of The Municipality of South Huron**

### **By-Law #95 - 2018**

**To amend By-Law #030-1978, via Zoning By-law Amendment Application #Z16-18 Plan 376, Lot 88, PT Lot 87, Exeter Ward, Municipality of South Huron to permit the temporary use of a Food Bank.**

WHEREAS Section 39 of the Planning Act, RSO 1990 authorizes a municipality to pass a by-law under Section 34 of the Planning Act, RSO 1990, for the purpose of authorizing the temporary use of lands, buildings, or structures for a purpose otherwise prohibited by the by-law;

AND WHEREAS Council of The Corporation of the Municipality of South Huron considers it appropriate to pass a temporary use by-law as a temporary amendment to Zoning By-law 30-1978 of the Town of Exeter, in the Municipality of South Huron.

NOW THEREFORE BE IT RESOLVED THAT the Council of The Corporation of the Municipality of South Huron ENACTS as follows:

1. THAT this temporary use shall apply to the lands legally described as Plan 376, Lot 88, Pt Lot 87, Town of Exeter (249 Andrew Street) as identified on the attached Schedule B.
2. The temporary use permitted by this by-law is as follows:  
*Notwithstanding any provisions of Section 3.26 and 19 of this By-law to the contrary, a Food Bank with two (2) existing off-street parking spaces shall be permitted as an accessory use on the property described as Plan 376, Lot 88, Pt Lot 87, Town of Exeter, Municipality of South Huron (249 Andrew Street) for a period of three (3) years from the day of passing of this By-law. All other applicable provisions of By-law 69-2018 shall apply.*

*That for the purposes of this Temporary Use By-law a Food Bank means a building or part of a building where stocks of food, typically basic provisions and non-perishable items, are received and are subsequently handed out, free of charge to people in need.*

3. The temporary use authorized by this by-law shall be in effect for a period of up to three (3) years from the day of the passing of this by-law.
4. Council of the Corporation of the Municipality of South Huron may by by-law grant further periods of not more than three years each, during which the temporary use set out in paragraph 2 of this by-law is authorized.

5. Key Map 5 shall be amended to indicate that there is a temporary use By-law in effect on the property described in paragraph 1. Upon expiry of the temporary use By-law, Key Map 5 shall be amended to note the expiry of the temporary use By-law.
6. Upon the expiry of the time period, during which the authorization of the temporary use described in paragraph #2 is in effect, Section 34(9)(a) of the Planning Act, RSO 1990, does not apply so as to permit the continued use of the land, buildings or structures for the temporary use.
7. All other provisions of By-law 30-1978 remain in effect.
8. THAT this By-law shall come into force pursuant to Section 34(21) of the Planning Act, RSO 1990.

Read a first and second time this 19th day of November, 2018.

Read a third time and finally passed this 19th day of November, 2018.

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Maureen Cole, Mayor

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Rebekah Msuya-Collison, Clerk

## **Schedule “A” To By-Law 95- 2018**

### **Corporation Of The Municipality Of South Huron**

By-Law 95- 2018 has the following purpose and effect:

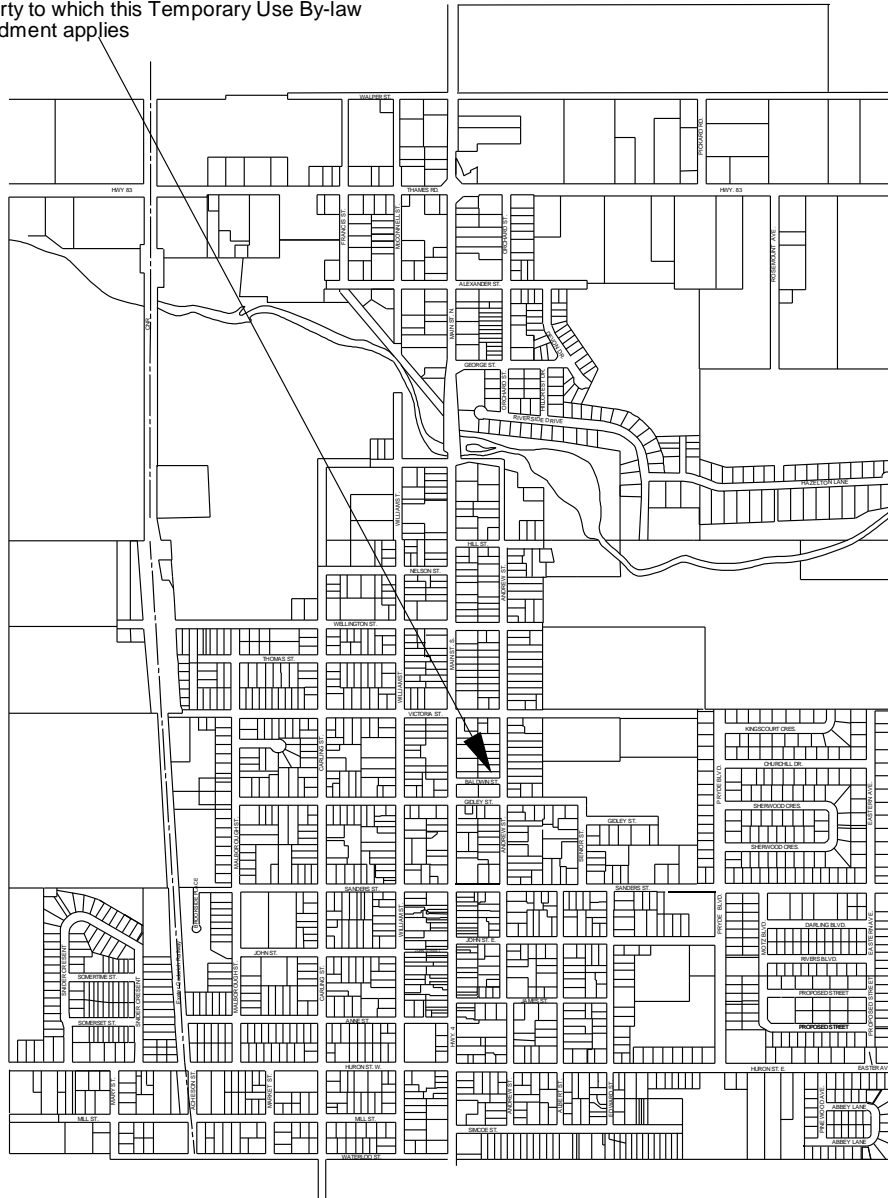
The purpose of this By-law is to permit a Food Bank with two (2) existing off-street parking spaces as a temporary use on the lands municipally known as 249 Andrew Street.

The property is zoned Residential Low Density (R1) in the Town of Exeter Zoning By-law and designated Historic Core in the South Huron Official Plan.

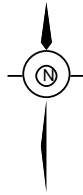
The temporary by-law would allow a Food Bank to continue to operate for a period of up to three (3) years after which the owner may apply to extend the temporary use for a further 3 years. Council may choose to extend or terminate permission of the temporary use.

For the purposes of this Temporary Use By-law a Food Bank is defined as a place where stocks of food, typically basic provisions and non-perishable items, are supplied free of charge to people in need.

This By-law amends Zoning By-law #30-1978, of the Town of Exeter. Maps showing the general location of the lands to which this zoning by-law amendment applies are shown on the following pages.

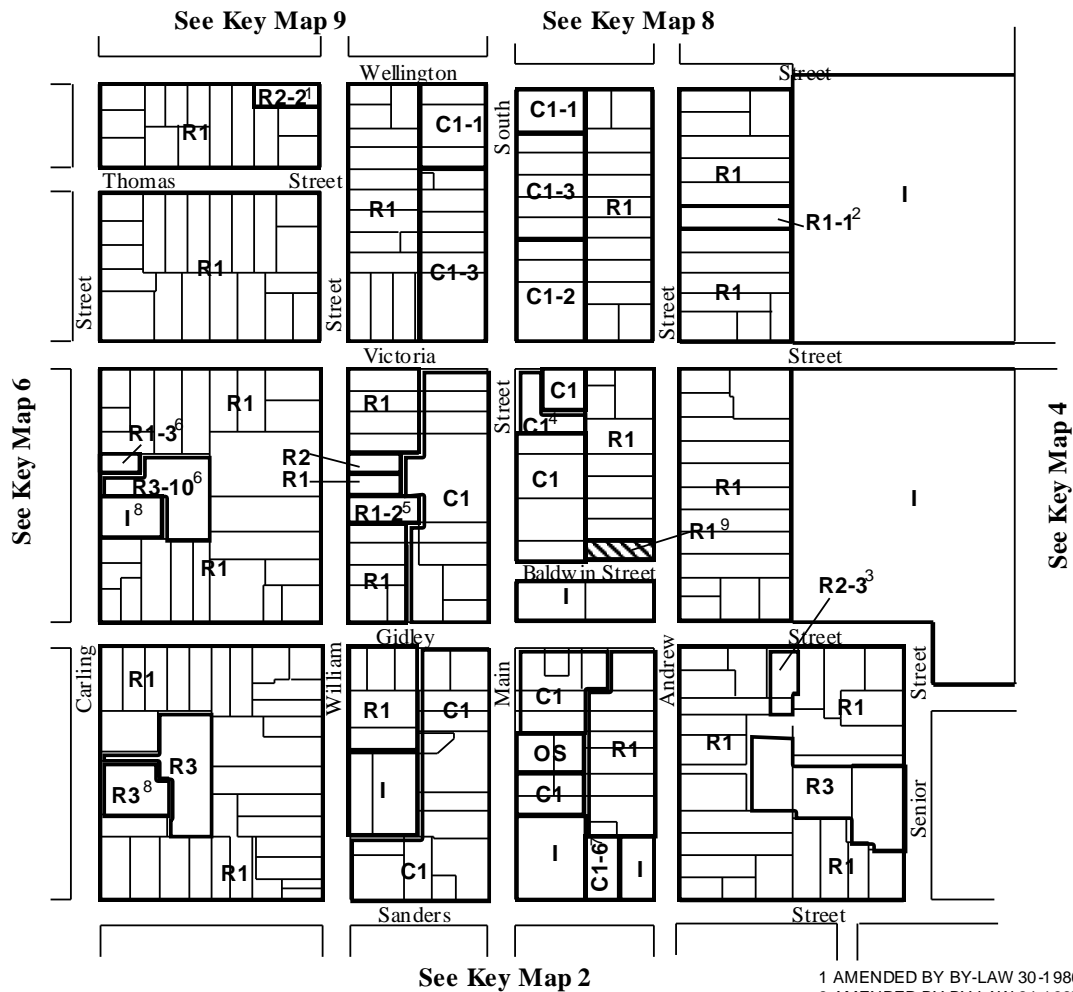



**Schedule "C" – Showing the Area Subject to the Amendment  
Corporation of The Municipality Of South Huron  
By-law 95-2018**



SCHEDULE 'A'  
**KEY MAP 5**  
TOWN OF EXETER

0 100 200 400  
FEET



 Property to which this Temporary Use By-law amendment applies

- 1 AMENDED BY BY-LAW 30-1986
- 2 AMENDED BY BY-LAW 24-1987
- 3 AMENDED BY BY-LAW 15-1988
- 4 AMENDED BY BY-LAW 64-1988
- 5 AMENDED BY BY-LAW 25-1989
- 6 AMENDED BY BY-LAW 08-1990
- 7 AMENDED BY BY-LAW 04-1996
- 8 AMENDED BY BY-LAW 10-2010
- 9 Temporary Use Bylaw 73-2015 (Expires Dec 14, 2017)