

**CORPORATION OF THE
VILLAGE OF POINT EDWARD
BY-LAW NO.36 OF 2015**

**Being a By-law to Amend By-law 25 of 2012
pursuant to Section 34 of the Planning Act**

WHEREAS the Council of the Corporation of the Village of Point Edward passed comprehensive Zoning By-law No. 25 of 2012 on the 25th day of September, 2012;

AND WHEREAS Council deems it desirable to amend the said Zoning By-law;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE VILLAGE OF POINT EDWARD ENACTS AS FOLLOWS:

1. By-law 25 of 2012, Section 2 is hereby amended by deleting the definitions for "Day Care Facility", "Day Nursery" and "Private Home Day Care Centre" in their entirety.
2. By-law 25 of 2012, Section 2 is hereby further amended by adding the following new definitions in the appropriate alphabetical locations:

"CHILD CARE CENTRE" shall mean a premises as defined and regulated by the Child Care and Early Years Act, 2014, S.O. 2014.

"HOME CHILD CARE" shall mean in-home child care provided as defined and regulated by the Child Care and Early Years Act, 2014, S.O. 2014.

3. By-law 25 of 2012, Section 2 is hereby further amended by changing the definition for "HOME OCCUPATION" by deleting the words "Private Home Day Care, but shall not include a Day Nursery" and replacing them with the words "Home Child Care, but shall not include a Child Care Centre."
4. By-law 25 of 2012, Section 10.1.1 a) is hereby amended by deleting the words "Day Care Facility" and replacing them with the words "Child Care Centre".
5. By-law 25 of 2012, Section 15.1.1 a) is hereby amended by adding the words "Child Care Centre".
6. By-law 25 of 2012, Section 5.2 is hereby amended by deleting the section in its entirety and replacing it with the following:

"5.2 Zone Provisions

a) Minimum Lot Area:

- | | | |
|-----|---------------------------|-----------------------------------|
| i) | Single Detached Dwelling: | 500 m ² |
| ii) | Semi-detached Dwelling: | 300 m ² /dwelling unit |

b) Minimum Lot Frontage:

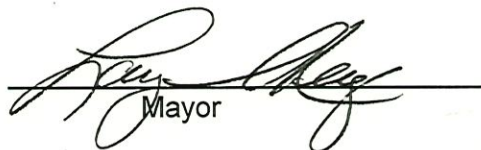
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|-----|---------------------------|---|
| i) | Single Detached Dwelling: | 15 m (Interior Lot)
18 m (Corner Lot) |
| ii) | Semi-detached Dwelling: | 8 m/dwelling unit (Interior Lot)
12 m/dwelling unit (Corner Lot) |

- c) Minimum Front Yard Depth: 6 m
- d) Minimum Side Yard Width (Single Detached):
 - i) Where there is an attached private Garage or carport: 1.2 m both sides
 - ii) Where there is no attached garage Or carport: 1.2 m one side, 3 m other side
 - iii) Where the side lot line abuts a street: 6 m
- Minimum Side Yard Width (Semi-detached): 0 m on common wall side, 3 m on unattached side
- e) Minimum Rear Yard Depth: 6 m
- f) Maximum Lot Coverage:
 - i) Single Detached Dwelling: 30%
 - ii) Semi-Detached Dwelling: 35%
- g) Minimum Landscaped Open Space: 30%"

7. This By-law shall come into force and effect pursuant to Section 34(19) and 34(31) of the Planning Act.

Read a **FIRST** and **SECOND** time this 24th day of November, 2015.

READ A THIRD TIME AND FINALLY PASSED THIS 24th DAY OF NOVEMBER, 2015.


Mayor


Clerk

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EXPLANATORY NOTE

This Zoning By-law amends the provisions of By-law 25 of 2012 by revising various definitions and permitted uses related to home day care and other day care operations to align with, and refer to, the provisions of the provincial *"Child and Early Years Act, 2014"*. The amendment also adds a "Child Care Centre" as a permitted use in the Institutional (I1) Zone.

The amendment also inserts zone provisions to regulate the construction of Semi-detached dwellings in the Residential (R1) Zone.

No map schedule has been provided with this zoning by-law amendment as the changes will apply to areas throughout the Village.