

VILLAGE OF POINT EDWARD

BY-LAW NUMBER 18 of 2022 *Being a by-law to delegate Council's power under Section 41 of the Planning Act, R.S.O. 1990, c.P.13.*

WHEREAS pursuant to Section 41 of the Planning Act, R.S.O., c.P.13 provides in part that, where in an official plan an area is shown or described as a proposed site plan control area, the council of the local municipality in which the proposed area is situated may, by by-law, designate the whole or part of such area as a site plan control area and may delegate to either a committee of the council or to an appointed officer of the municipality any of the council's power or authority under that section;

AND WHEREAS in the Official Plan for the Village of Point Edward the whole of the Village is shown or described as a proposed site plan control area and the Council of the Corporation of the Village of Point Edward considers it appropriate to designate the whole of the Village of Point Edward as a site plan control area, to designate its powers or authority under Section 41 of the Planning Act, R.S.O. 1990, c.P.13, to certain appointed officials of the Corporation, and to require applications for building construction permits to be accompanied by plans and drawings referred to in Section 41(4) and by one or more agreements with the Corporation that deal with or ensure the provision and maintenance of any of the facilities, works or matters to be provided in conjunction with all buildings and structures to be erected and any of the facilities, works or matters mentioned in Subsection 41(7) of the Act.

NOW THEREFORE the Council of the Corporation of the Village of Point Edward enacts as follows:

1. **THAT** the Council hereby appoints the Chief Administrative Officer/Clerk and the Treasurer, as alternate, to approve the plans and drawings referred to in Subsection 41(4) of the Planning Act, effective July 1, 2022, except where,
 - a. the proposed facilities, works or matters shown on the plans and drawings are not consistent with the Provincial Policy Statement, are not consistent with the policies of the Official Plan and other Council approved policy, do not comply with the zoning by-law and any other applicable by-law.
 - b. where submission requirements of the application are incomplete.
2. **THAT** as a condition to the approval of plans and drawings referred to in Subsection 41(4) of the Planning Act, the appointed officer(s) may require that the Owner of the land enter into one or more agreements.
3. **THAT** the Council hereby appoints the Chief Administrative Officer/Clerk and the Treasurer, as alternate, to sign and deliver, for and in the name and on behalf of the Corporation agreements in the form referred to in Section 2 of this by-law, and such agreements shall be binding upon the Corporation without any further authorization or formality.
4. **THAT** the Mayor and Chief Administrative Officer/Clerk are hereby authorized and directed to execute all documents necessary to the actions taken by this Council as described in this By-law and to affix the Corporate Seal of the Corporation of the Village of Point Edward to all documents referred hereto.

READ a FIRST, SECOND and THIRD TIME and Finally PASSED this 28th day of June, 2022.

Mayor

Clerk