

# THE CORPORATION OF THE TOWN OF KINGSVILLE

## BY-LAW 42-2021

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### **Being a by-law to establish Interim Control on certain land uses within The Corporation of the Town of Kingsville**

**WHEREAS** Section 38(1) of the Planning Act, R.S.O. 1990, c.P.13, as amended, authorizes the council of a municipality to pass an interim control by-law where the council has directed that a review or study be undertaken in respect of land use planning policies in the municipality, or in any defined area or areas thereof;

**AND WHEREAS** Council has directed, by resolution, that a secondary plan study be undertaken to review the land use planning policies in respect of the lands in the secondary plan area, as illustrated in Schedule 'A' of this by-law;

**AND WHEREAS** it is deemed desirable and expedient to enact this interim control by-law to provide the Town with the necessary time to complete the study and allow Council to consider the results of such study;

### **NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF KINGSVILLE ENACTS AS FOLLOWS:**

1. The provisions of this by-law shall only apply to the lands outlined in Schedule "A", attached to this by-law.
2. Notwithstanding any other by-law to the contrary, no person shall, on the lands identified in Schedule "A", use any land, building or structure for any purpose whatsoever except for a use that lawfully existed on the date of the passage of this by-law as long as it continues to be used for such purpose.
3. Where any conflict exists between the provisions of this by-law and any other by-law of The Corporation of the Town of Kingsville this by-law shall prevail.
4. If any provision or requirement of this by-law, or the application thereof to any person, shall to any extent be held to be invalid or unenforceable, the remainder of this by-law or the application of such provision or requirement to all persons other than those to which it is held to be invalid or unenforceable, shall not be affected thereby, and each provision and requirement of this by-law shall be separately valid and enforceable to the fullest extent permitted by law.
5. Schedule 'A' attached hereto forms part of this By-law.
6. This by-law shall come into force and take effect on the day it is finally passed and shall remain in effect for one (1) year from the passage of this By-law unless otherwise extended in accordance with Section 38 of the *Planning Act*, or repealed by Council at an earlier date.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS  
10th DAY OF May, 2021.**

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**MAYOR, Nelson Santos**

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**CLERK, Jennifer Astrologo**

## Schedule A

