

# MUNICIPALITY OF GREY HIGHLANDS

Comprehensive Zoning By-law 2025-\_\_\_



**Draft – Volume 3**

**Committee of the Whole Comments**

**May 19, 2025**

Prepared by:

Ashley Meghan Consulting Corp.

Adopted by Council \_\_\_\_\_

Municipality of Grey Highlands

By-law No. \_\_\_\_\_

**A BY-LAW OF THE ORPORATION OF THE MUNICIPALITY OF GREY HIGHLANDS** regulating the use of all land, and the density, size, location and use of all buildings within its territory.

**WHEREAS** an Official Plan was approved for the Municipality of Grey Highlands and on September 22, 2017,

**AND WHEREAS** an Official Plan was approved for the Grey County, on June 6, 2019,

**AND WHERAS** Section 27 of the *Planning Act* requires that the Zoning By-law of the Municipality of Grey Highlands be amended to conform to the Official Plan of Grey County and the Official Plan of Municipality of Grey Highlands,

**AND WHEREAS** Section 24 of the *Planning Act* states that no Zoning By-law may be passed that does not conform with the Official Plan of Grey County and the Official Plan of the Municipality of Grey Highlands,

**AND WHEREAS** it is now deemed necessary and expedient to enact a new Zoning By-law for the Municipality of Grey Highlands which will be in conformity to the County Official Plan and the Municipal Official Plan,

**NOW THEREFORE** the Council of the Corporation of the Municipality of Grey Highlands, pursuant to Section 34 of the *Planning Act*, R.S.O. 1990, chapter P.13, enacts as follows:

DRAFT

By-law No.	Location	Legal Description	Amended Section	Amended Schedule	Purpose of Amendment

DRAFT

## TABLE OF CONTENTS

TABLE OF CONTENTS.....	4
List of Appendices .....	7
PREAMBLE.....	8
Purpose of Zoning By-law .....	8
How to Use this By-law .....	8
Locate the Property on a Map.....	8
Permitted Uses and Zone Standards .....	9
General Provisions.....	9
Section 1.0 INTERPRETATION AND ADMINISTRATION.....	10
1.1 Title .....	10
1.2 Defined Area.....	10
1.3 Effective Date .....	10
1.4 Scope.....	10
1.5 Repeal of Existing By-laws.....	10
1.6 Severability.....	10
1.7 Applications and Plans .....	10
1.8 Illustrations .....	11
1.9 General Interpretation and Application.....	11
1.10 Administration and Enforcement.....	12
1.11 Conformity .....	12
1.12 Licenses, Permits and Other By-laws .....	12
1.13 Greater Restrictions.....	13
1.14 Inspection of Property and Premises .....	13
1.15 Licenses and Permits.....	13
1.16 Violation and Penalty .....	13
1.17 Repetition of Offences .....	14
1.18 Remedies .....	14
1.19 Technical Revisions .....	14
Section 2.0 ESTABLISHMENT OF ZONES.....	16
2.1 Zones .....	16
2.2 Zone Symbols .....	16
2.3 Schedules .....	17
2.4 Zone Boundaries.....	17

Conversion Table .....	17
Section 3.0 DEFINITIONS .....	19
Section 4.0 GENERAL PROVISIONS.....	46
4.1 Corner Visibility Triangle.....	46
4.2 Frontage Requirements .....	46
4.3 Setback and Lot Requirements .....	46
4.5 Non-Complying Lots, Buildings and Structures .....	47
4.6 More Than One Use or One Zone on a Lot .....	48
4.7 Restrictions on Changes.....	48
4.8 Servicing.....	49
4.9 Accessory Buildings and Structures .....	50
4.10 General Regulations on Habitable Space .....	53
4.9.1 Bunkies .....	53
4.9.2 Cabins.....	53
4.9.3 Dwellings.....	54
4.9.4 Farm Help Accommodations .....	54
4.9.5 Additional residential Dwelling Units .....	55
4.11 Uses Without Buildings.....	56
4.12 Public Uses Permitted .....	56
4.13 Home Business .....	57
4.14 Home Industry.....	57
4.15 On-Farm Diversified Uses .....	59
4.16 Urban Agriculture .....	60
1. Backyard Hens .....	61
2. Urban Horticulture .....	61
4.17 Demolition of Rental Units.....	62
4.18 Kennels.....	63
4.19 Model Homes and Temporary Sales Office.....	63
4.20 Prohibited Uses.....	64
4.21 Permitted Yard Encroachments .....	65
4.22 Setbacks on development fronting on county roads .....	65
4.23 Setbacks on Lakes and Waterbodies .....	65
4.24 Shoreline Buffer .....	66
4.25 Height Restrictions .....	66

4.26	Minimum Distance Separation (MDS) .....	66
4.27	Fence .....	67
4.28	Swimming Pools .....	67
4.29	Ponds .....	68
4.30	Temporary Construction .....	69
4.31	Outdoor Storage .....	69
4.32	Refreshment Vehicles .....	69
4.33	Renewable Energy Systems & Energy Storage Systems .....	70
4.34	Shipping Containers .....	72
4.35	Short Term Accommodations .....	73
4.36	Bed and Breakfast .....	74
4.37	Campground .....	74
4.38	Storage of Commercial Vehicles in Residential Zones .....	75
4.39	Storage of Recreational Vehicles in Residential Zones .....	75
4.40	Planting Strip Requirements .....	76
4.41	Development within Regulated Area .....	77
Section 5.0 PARKING PROVISIONS .....		78
5.1	General Parking Requirements .....	78
5.2	Required Parking Spaces .....	79
5.3	Special Parking Provisions .....	82
5.4	Parking Design Standards .....	83
5.5	Queuing and Loading Space Requirements .....	85
5.6	Driveway and Entrance Widths .....	88
5.7	Underground Parking Garages .....	88
Section 6.0 AGRICULTURE AND RURAL ZONES .....		90
6.1	Agriculture (A1) Zone .....	90
6.2	Restricted Agriculture (A2) Zone .....	91
6.3	Rural (RU) Zone .....	91
6.4	Rural Residential (RUR) Zone .....	93
Section 7.0 RESIDENTIAL ZONES .....		95
7.1	Residential (R) Zone .....	95
7.2	Residential Multiple (RM) Zone .....	96
7.3	Residential Shoreline (RS) Zone .....	98
Section 8.0 COMMERCIAL ZONES .....		102

8.1	Downtown Commercial (C1) Zone .....	102
8.2	Highway and Service Commercial Zone (C2) Zone .....	103
8.3	Mixed Use Commercial (C3) Zone .....	105
Section 9.0 EMPLOYMENT ZONES .....		108
9.1	Light Industrial (M1) Zone:.....	108
9.2	Heavy Industrial (M2) Zone:.....	110
9.3	Extractive Industrial (MEX) Zone .....	111
9.4	Space Extensive Commercial and Industrial (MSX) Zone.....	112
Section 10.0 INSTITUTIONAL ZONE.....		115
Section 11.0 FUTURE DEVELOPMENT ZONE .....		117
Section 12.0 HAZARD ZONE.....		118
Section 13.0 WETLAND ZONE .....		119
Section 14.0 OPEN SPACE ZONE .....		120
Section 15.0 RECREATIONAL RESORT ZONE.....		121
Section 16.0 NIAGARA ESCARPMENT PROTECTION ZONE .....		125
Section 17.0 HOLDING ZONES .....		126
Section 18.0 TEMPORARY USES.....		129
Section 19.0 INTERIM CONTROL BY-LAWS.....		130

**LIST OF APPENDICES**

## PREAMBLE

This section explains the purpose of this Zoning By-law and how it should be used. The preamble does not form part of the Zoning By-law and is intended to assist the reader in understanding how to use the Zoning By-law.

## PURPOSE OF ZONING BY-LAW

The purpose of this Zoning By-law is to implement the policies of the Municipality of Grey Highlands Official Plan, the Grey County Official Plan, and the requirements of the Provincial Planning Statement (PPS). The Official Plan contains general policies that guide the use of land throughout the Municipality. These policies specify where certain land uses are permitted and what conditions the permission may be reliant upon.

The Official Plan is a general document that identifies a vision, desired outcomes, features that are to be protected, and procedures that are to be adhered to when an application under the Planning Act is triggered. The Official Plan does not regulate every aspect of the built form. The Zoning By-law is a regulatory document that applies to all aspects of the built form identified within the By-law. Any Zoning By-law passed by Council must conform to both the Official Plan for Grey County and the Official Plan for Grey Highlands. For example, because the Official Plan states that development shall not occur in Hazard areas or Provincially Significant Wetlands, the Zoning By-law must prohibit development within these areas.

A portion of the Municipality is located within the Niagara Escarpment Plan Area. The Municipality's Zoning By-law does not possess regulatory authority within the Development Control Area of the Niagara Escarpment Commission (NEC). Areas subject to NEC Development Control are identified in the Zone Schedules (maps) of this By-law. All development within the NEC Development Control area requires a permit or exemption from the NEC. Any inquiries regarding development requirements on lands that are subject to Niagara Escarpment Development Control should be directed to the Niagara Escarpment Commission at:

### **Niagara Escarpment Commission**

Telephone: 519-371-1001

Email: [nec@ontario.ca](mailto:nec@ontario.ca)

Website: [www.escarpment.org](http://www.escarpment.org)

Address: 1450 7<sup>th</sup> Avenue, Owen Sound, ON, N4K 2Z1

## HOW TO USE THIS BY-LAW

The steps listed below should be followed to determine what uses are permitted on a property.

---

### LOCATE THE PROPERTY ON A MAP

Maps in a Zoning By-law are called ‘Schedules’. The first step to using this By-law is to refer to the Zone Schedules that are contained at the back of the By-law to determine in which Zone(s) your property is located.

The Zone is indicated on the Schedules by a symbol or abbreviation. For example, you may see a symbol such as “C1” that applies to your property. This symbol indicates that your property is within the “Downtown Commercial (C1)” Zone. The Zone symbols or abbreviations are identified on the first page of Section 2.0 (Establishment of Zones) of the By-law.

Section 2.0 (Establishment of Zones) provides guidance on the interpretation of Zone boundaries. If your property appears close to a Zone boundary and you are not sure how to determine exactly where that boundary is located, refer to Section 2.4 (Determining Zone Boundaries) of the By-law.

An indication from this By-law that a given use is permitted on a lot does not mean that you do not need to confirm compliance with other relevant by-laws and/or legislation. For example, while this By-law may permit a certain use, the Site Plan Control By-law may require a formal approval through the Planning Department prior to obtaining a building permit. Permits may also be required from the relevant Conservation Authority if the lands are within a regulated area, or from the Ministry of Transportation if the property is within the controlled area along Highway 10 or its intersecting concession roads.

For information on what requirements may exist for your property, please contact the Planning Department for assistance at [planning@greyhighlands.ca](mailto:planning@greyhighlands.ca).

---

## PERMITTED USES AND ZONE STANDARDS

The next step to using this By-law is to determine what uses are permitted on your property. Section 6.0 to 18.0 of the By-law identifies the permitted uses for each Zone. The definitions in Section 3.0 (Definitions) can assist you if you are not sure of the nature of a use or how it has been defined for the purposes of this By-law.

Words that are defined in Section 3.0 are *italicized* throughout the By-law.

Uses that are not identified as permitted uses within a particular Zone are not permitted in that specific Zone.

The next step is to determine what Zone standards may apply to the uses on your property. Sections 6.0 to 18.0 of the By-law identifies the standards for each Zone including minimum lot area, minimum lot frontage, minimum yard setbacks, maximum lot coverage for buildings, and the maximum permitted height of buildings.

---

## GENERAL PROVISIONS

Once you are aware of the uses permitted on your property and the specific Zone standards that apply to those uses, refer to Section 4.0 (General Provisions) and Section 5.0 (Parking Provisions) of this By-law. Section 4.0 contains a generic set of standards known as ‘General Provisions’ that must be reviewed for applicability to any use in any zone. Section 5.0 contains a generic set of standards known as ‘Parking Provisions’ that must be reviewed for applicability to any use in any zone.

## SECTION 1.0 INTERPRETATION AND ADMINISTRATION

### 1.1 TITLE

This By-law shall be cited as the “Municipality of Grey Highlands Comprehensive Zoning By-law”.

### 1.2 DEFINED AREA

This By-law applies to all lands included on **Schedule X to X** to this By-law within the boundaries of the Municipality of Grey Highlands, except for those lands under the Development Control Regulations of the Niagara Escarpment Commission.

### 1.3 EFFECTIVE DATE

This By-law shall come into effect on the day it is passed by the Municipality of Grey Highlands subject to the appeal provisions of the *Planning Act*.

### 1.4 SCOPE

No person shall change the *Use of any Building, Structure* or land or *Erect*, alter, enlarge or use any *Building or Structure* or occupy any land, *Building or Structure*, except in accordance with the provisions of this By-law. *Uses* not listed as permitted or otherwise provided for in this By-law shall be prohibited.

### 1.5 REPEAL OF EXISTING BY-LAWS

From the date of the coming into force of this By-law, all previous By-laws passed under Section 34 of the Planning, R.S.O. 1990, or predecessor thereof, shall be deemed to have been repealed.

### 1.6 SEVERABILITY

A decision of a court that one or more of the provisions of this By-law are invalid in whole or in part does not affect the validity, effectiveness or enforceability of the other provisions or parts of the provisions of this By-law.

### 1.7 APPLICATIONS AND PLANS

In addition to the requirements of this Zoning By-law, every application for a permit to use lands, or to erect, alter, enlarge, or use any buildings or structures, shall be accompanied by plans drawn to scale and showing:

1. The true shape and dimensions of the lot to be used or upon which it is proposed to erect any building or structure,
2. The proposed location, height and dimensions of the building, structure or work in respect of which the permit is applied for,
3. The location of every building or structure already erected on or partly erected on such lot, and the location of every use, building or structure upon adjacent lots,
4. The proposed location of parking spaces, loading spaces, driveways, landscaping areas, planting strips, as well as any curbing drainage and retaining walls, as may be required, and
5. Other such information as may be necessary to determine whether every such building, structure and work conforms to the requirements of this By-law.

Every such application shall be signed by the owner of the lot or the owner's agent duly authorized thereunto in writing.

The lack of a survey, or a mistake or an error or omission by any person required to comply with the provisions of this By-law does not relieve that person from liability for failure to comply with the provisions of this By-law.

The Chief Building Official or the By-law Enforcement Officer may require that any plans accompanying an application be prepared by an Ontario Land Surveyor, Professional Engineer or Architect where, in their opinion, such plans are necessary to determine the exact extent to which a variance or amendment is required.

## 1.8 ILLUSTRATIONS

Any illustrations or photos in this By-law are deemed to not be part of this By-law and are included only to assist with the interpretation of this By-law.

## 1.9 GENERAL INTERPRETATION AND APPLICATION

1. No person shall within “the defined areas” change the *Use* of any *Building, Structure* or land or *Erect* or *Use* any *Building* or *Structure* except in conformity with the provisions of this By-law.
2. In their interpretation and application, the provisions of this By-law shall be held to be the minimum requirements adopted for the promotion of the public health, safety, convenience, or general welfare. Whenever the requirements of this By-law are at variance with the requirements of any other By-law, the most restrictive, or the By-law

imposing the higher standards shall govern and apply. Nothing in this By-law shall be construed to exempt any person from complying with the requirements of any By-law of the Municipality or the Corporation of the County of Grey or from any law of the Province of Ontario or of Canada, or any regulations under the provisions of the *Conservation Authorities Act, R.S.O. 1990*, as amended from time to time.

3. In this By-law the word “shall” is mandatory and directory; words used in the present tense include the future; words in the singular include the plural and words in the plural include the singular. Words imparting the masculine gender shall include the feminine and the converse.
4. Unless the context clearly indicates the contrary, where a regulation involves two or more terms, conditions, provisions or events connected by the conjunction “and”, “or” or “either-or”, the conjunction shall be interpreted as follows:
  - (a) “and” indicates that all connected items, conditions, provisions or events shall apply in any combination,
  - (b) “or” indicates that the connected items, conditions, provisions or events may apply single or in combination, and
  - (c) “either-or” indicates that the connected items, conditions, provisions or events shall apply single but not in combination.
5. If an obvious grammatical or graphical error has been made in the preparation of this By-law, the Administrator of this By-law may interpret the intent of this By-law in a reasonable manner without amendment to this By-law.

#### 1.10 ADMINISTRATION AND ENFORCEMENT

This By-law shall be administered by the Municipality of Grey Highlands, and no permit for the use of land or for the erection of any building or structure within the area to which this By-law applies, shall be issued where the proposed *Use, Building or Structure* would be in violation of any provision of this By-law.

Any person or directors or officers of any corporation convicted of a violation of this By-law is liable to penalties in accordance with the provisions of Section 67 and 67.1 of the *Planning Act*.

#### 1.11 CONFORMITY

No land to which this By-law applies shall hereafter be used and no building or structure shall hereafter be erected or used except in accordance with the general and special provisions of this By-law, but nothing in this By-law prevents the use of any land, building or structure for any use prohibited by this By-law if such land, building or structure was lawfully used for such purpose on the day this By-law comes into effect.

#### 1.12 LICENSES, PERMITS AND OTHER BY-LAWS

Nothing in this By-law shall exempt any person from complying with requirements of the *Ontario Building Code*, Building By-law or any other By-law in force or from obtaining any permit, license, permission, authority or approval required by this or any other By-law or by any other law in force from time to time.

Any use established in violation of a predecessor of this By-law will be deemed to have been established unlawfully.

### 1.13 GREATER RESTRICTIONS

This By-law shall not be effective to reduce or mitigate any restrictions lawfully imposed by a governmental authority having jurisdiction to make such restrictions.

### 1.14 INSPECTION OF PROPERTY AND PREMISES

The By-law Enforcement Officer or any designated employee of the Municipality of Grey Highlands acting under his direction may, at any reasonable hour and upon producing property identification, enter and inspect any property, but shall not enter any building or structure used as a dwelling unit without:

1. The consent of the occupier, or
2. The authority of a search warrant issued pursuant to the provisions of Section 158 of the *Provincial Offences Act, R.S.O. 1990*, as amended.

### 1.15 LICENSES AND PERMITS

1. In addition to fulfilling the requirements of this By-law, no person shall commence to *Erect, Alter or Repair* any building or structure without first a building permit from the Municipality, where necessary.
2. No municipal permit or license shall be issued where said permit is required for a proposed use of land or the proposed erection, alteration, enlargement, or use of any building or structure that is in violation of any provision of this By-law.
3. In all zones, any building or structure which is moved from one location to another, whether within the zone or from one zone to another, or from any location beyond the boundary of the Municipality, into any zone, shall be considered as being a new building or structure and shall comply with the provisions of this By-law.

### 1.16 VIOLATION AND PENALTY

1. Pursuant to Section 429 of the *Municipal Act, R.S.O., 2001, Chapter 25* and to Section 67 of the *Planning Act, R.S.O., 1990, Chapter P13*, as amended respectively, any person who breaches any provision of this By-law is guilty of an offence and, on conviction, is liable:
  - (a) On a first conviction to a fine of not more than \$25,000, and

- (b) On a subsequent conviction, to a fine of not more than \$10,000 for each day, or part thereof, upon which the contravention has continued after the day on which he was convicted.
2. Where a corporation breaches any provision of this By-law and is found guilty of an offence on conviction is liable:
  - (a) On a first conviction, to a fine of not more than \$50,000, and
  - (b) On a subsequent conviction, a fine of not more than \$25,000 for each day or part thereof upon which the contravention has continued after the day on which the corporation was first convicted.

All of the provisions of which shall apply, except any term of imprisonment for default of the payment of the fine and costs imposed under this By-law shall not exceed six (6) months. The imposition of the penalty for contravention of this By-law shall not excuse the condition or matter resulting in such contravention or permit it to continue.

3. In addition to any penalty provided by this By-law, any contravention may be restrained by action at the instance of any ratepayer or of the Municipality to the provisions of Section 45 of the *Planning Act, R.S.O., 1990, Chapter P13*, as amended, in that behalf.

#### 1.17 REPETITION OF OFFENCES

The conviction of an offender upon a breach of any of the provisions of this By-law, shall not prevent prosecution against the same offender upon any subsequent breach of the same or any other provision of this By-law.

#### 1.18 REMEDIES

Where any building or structure is or is proposed to be erected, reconstructed, extended or enlarged, or any building or structure or part thereof is or is proposed to be used, or any land is or is proposed to be used, in contravention of any requirements of this By-law such contravention may be restrained by action at the instance of any ratepayer or of the Municipality pursuant to the provisions of the *Planning Act*.

#### 1.19 TECHNICAL REVISIONS

Revisions may be made to this by-law without the need for a zoning by-law amendment in the following cases:

1. Correction of grammar, punctuation or typographical errors, or revisions to format in a manner that does not change the intent of a provision,
2. Adding or revising technical information on maps or schedules that does not affect the zoning of lands including, but not limited to, matters such as updating and correcting infrastructure information, keys, legends, or title blocks,

3. Adding or revising technical information on maps or schedules related to the Wetland Zone, the Hazard Zone, upon confirmation of actual boundary by Conservation Authority and/or Environmental Impact Study conducted by professional environmental consultant, with the exception of the boundaries of Provincially Significant Wetland that are defined by the Province, and
4. Changes to appendices, footnotes, headings, indices, marginal notes, tables of contents, illustrations, historical or reference information, page numbering, footers, and headers, which do not form a part of this by-law and are editorially inserted for convenience of reference only.

DRAFT

## SECTION 2.0 ESTABLISHMENT OF ZONES

### 2.1 ZONES

For this By-law, all land within the boundaries of the Municipality of Grey Highlands is hereby divided and established into Zones, which are shown on the attached Schedules by the accompanying symbols:

Symbol	Zone
A1	Agriculture Zone
A2	Restricted Agricultural Zone
RU	Rural
RUR	Rural Residential
R	Residential Zone
RM	Residential Multiple Zone
RS	Residential Shoreline Zone
C1	Downtown Commercial Zone
C2	Highway & Service Commercial Zone
C3	Mixed Use
M1	Light Industrial Zone
M2	Heavy Industrial Zone
MEX	Extractive Industrial Zone
MSX	Space Extensive Commercial and Industrial Zone
I	Institutional Zone
H	Hazard Zone
W	Wetland Zone
OS	Open Space Zone
REC	Recreational Resort Zone
NEP	Niagara Escarpment Plan Zone

### 2.2 ZONE SYMBOLS

1. The *Zone* symbols may be used to refer to Lots, Buildings and Structures, and to the Use of Lots, Buildings and Structures permitted by this By-law.
2. Special Exception Zones and Temporary Uses

Where a zone symbol is followed by a dash and a number (for example “M1-1”), the lands so designated shall be subject to all of the provisions of the zone represented by such symbol, except as otherwise provided by the special exception provisions. These special provisions are listed separately under the appropriate special exception section of the parent zone (e.g. M1) in the text of this By-law.

3. Holding Zones

Other than the general holding zones identified in this By-law under Section 16.0, any zone classification may be placed in a Holding Zone by adding to the zone symbol the letter “h”. No development is permitted on lands where the “h” symbol appears until the applicable conditions have been met, and the “h” is lifted by an amendment to this By-law under Section 36 of the *Planning Act*.

## 2.3 SCHEDULES

Schedules **X to X** attached hereto, together with notations and references shown thereon, are hereby declared to form part of this By-law.

## 2.4 ZONE BOUNDARIES

When determining the boundary of any *Zone* as shown on any Schedule forming part of this By-law, the following provisions shall apply:

1. A boundary following a Public Street, Lane, Private Street, railway right-of-way, utility corridor, or Watercourse shall be the Centreline of such Public Street, Lane, Private Street, railway right-of-way, utility corridor, or Watercourse,
2. A boundary indicated as substantially following Lot Lines shown on a Registered Plan of Subdivision, or the municipal boundaries of the Municipality shall follow such Lot Lines,
3. A boundary indicated as following a Lot Line abutting an unopened road allowance shall follow the Centreline of such road allowance, and
4. Where a Lot falls into two or more Zones, each portion of the Lot shall be used in accordance with the provisions of this By-law for the applicable Zone.

## CONVERSION TABLE

Metric units of measurement identify length, distance and area within this By-law. To assist in the review of this By-law, the following conversion factors are provided:

- To convert inches to centimeters, multiply by 2.54
- To convert centimeters to inches, multiply by 0.39
  
- To convert feet to meters, multiply by 0.3
- To convert meters to feet, multiply by 3.28
  
- To convert square feet to square meters, multiply by 0.093
- To convert square meters to square feet, multiply by 10.764
  
- To convert yards to meters, multiply by 0.91
- To convert meters to yards, multiply by 1.09
  
- To convert miles to kilometers, multiply by 1.61

- To convert kilometers to miles, multiply by 0.62
- To convert acres to hectares, multiply by 0.4
- To convert hectares to acres, multiply by 2.47

DRAFT

## SECTION 3.0 DEFINITIONS

The table in Section 3 specifies defined terms that are used in this By-law and provides corresponding definitions for the defined terms. The words that combine to form a defined term are sometimes reorganized within the table to group related terms in alphabetical order—for example, “*Dwelling, Additional Residential Unit*”. The term may then be referenced throughout the rest of the By-law as “Additional Dwelling Unit”. Where this occurs, these terms may be used interchangeably and shall mean the same thing. Defined terms are *Italicized* and Capitalized throughout the By-law.

Defined Term	Definition
<b><i>Abattoir</i></b>	Means a <i>Building</i> or <i>Structure</i> designed for the slaughter and semi-processing of live animals, which may include the packing, treating, storing, and sale of the product on the premise, that has acquired all necessary licenses by all agencies and can meet the Minimum Distance Separation (MDS) regulations.
<b><i>Accessory Building or Structure</i></b>	Means a detached <i>Building</i> or <i>Structure</i> that is not used for <i>Human Habitation</i> , the <i>Use</i> of which is naturally and normally incidental to, subordinate to and exclusively devoted to a <i>Principal Use</i> and located on the same <i>Lot</i> .  The term “Ancillary” shall have the same meaning as “Accessory” when used in relation to a <i>Building</i> or <i>Structure</i> .
<b><i>Accessory Use</i></b>	Means a <i>Use</i> naturally and normally incidental to, subordinate to, or exclusively devoted to a <i>Principal Use</i> and located on the same <i>Lot</i> .  The term “Ancillary” shall have the same meaning as “Accessory” when used in relation to a <i>Use</i> .
<b><i>Agricultural Bulk Sales Establishment</i></b>	Shall mean a facility or establishment engaged in the storage, wholesale, and retail sale of bulk agricultural products, including but not limited to animal feed, seed, grain, fertilizers, pesticides, herbicides, and other agricultural inputs. This use may include the accessory packaging, processing, and distribution of such products, as well as outdoor or indoor storage areas. The use shall not include manufacturing or blending of agricultural chemicals.
<b><i>Agricultural Uses</i></b>	Means the use of land, buildings or structures for the purpose of: <ul style="list-style-type: none"> <li>(1) animal husbandry,</li> <li>(2) apiaries</li> <li>(3) maple syrup production,</li> <li>(4) horticulture,</li> <li>(5) aquaculture,</li> <li>(6) dairying,</li> <li>(7) fallow,</li> <li>(8) non-commercial greenhouses,</li> </ul>

	<p>(9) forestry,</p> <p>(10) field crops and pasturage,</p> <p>(11) all related activities such as soil preparation, manure or fertilizer spreading, planting, spraying, irrigating, harvesting and also including the storage and sale of crops,</p> <p>(12) the growing, raising, packing, treating, storing and sale of produce produced on the premises, and/or</p> <p>(13) other similar uses customarily carried on in the field of general agriculture.</p> <p>It shall exclude any uses defined as intensive agriculture.</p>
<p><b>Agricultural Uses, Intensive</b></p>	<p>Shall mean an agricultural use in which the predominant economic use of the land, buildings, or structures include the growing of mushrooms, a commercial greenhouse, Concentrated Animal Feeding Operations (such as poultry operations and feedlots), or large-scale cash crops, or as otherwise defined in the <i>Nutrient Management Act</i>.</p> <p>Intensive agricultural operations shall include any or all of the types listed below:</p> <ul style="list-style-type: none"> <li>i. Concentrated Animal Feeding Operations (CAFO) <p>Where the number of livestock units on the farm is 100 or more and the ratio of livestock units to tillable acres on the farm unit is 2 or greater, or the number of livestock units on the farm unit is 150 or more and the ratio of livestock units to tillable acres is greater than one.</p> </li> <li>ii. Large Scale Cash Crop <p>Where the farm acreage exceeds 2,000 hectares.</p> </li> <li>iii. Mushroom Operations and Commercial Greenhouses <p>Where the area devoted to the operation (land and buildings) exceeds 6 hectares or greater than 2 hectares of the land used for the operation is covered by buildings and structures.</p> </li> </ul> <ul style="list-style-type: none"> <li>(1) Aquaculture,</li> <li>(2) Manure Storage Facility,</li> <li>(3) Compost Facility,</li> <li>(4) Agricultural Research Station</li> </ul>

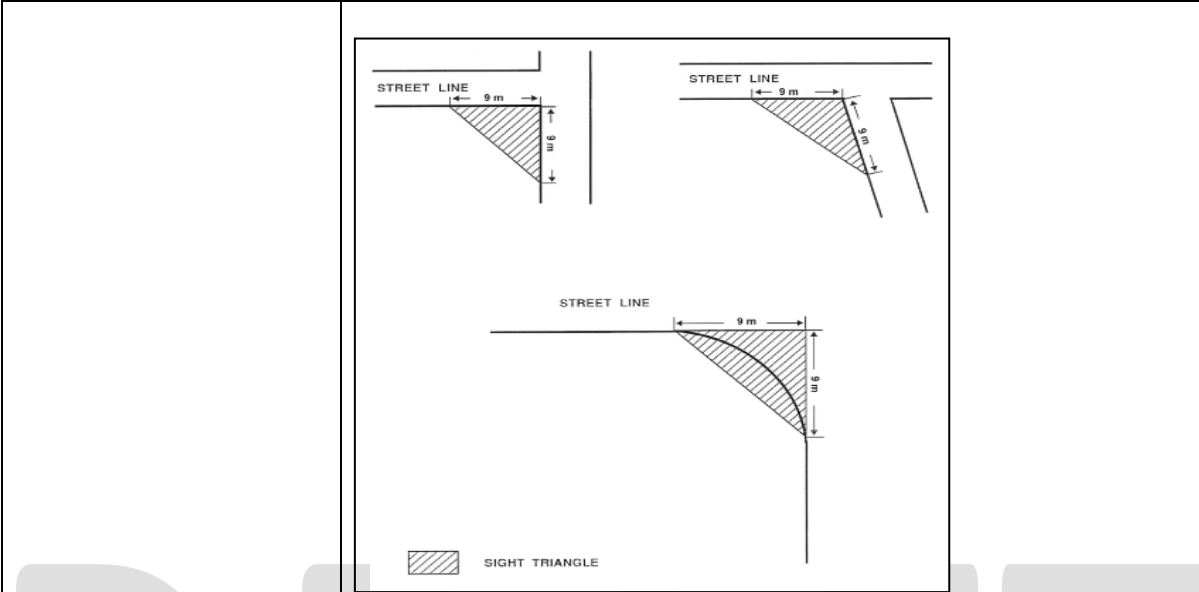
<p><b>Agricultural-Related Uses</b></p>	<p>Means those farm-related commercial and farm-related industrial uses that are directly related to farm operations in the area, support agriculture, benefit from being in close proximity to farm operations and provide direct produce and/or services to a farm operation as a primary activity. <i>Uses</i> include:</p> <ol style="list-style-type: none"> <li>1. Apple storage and distribution centre,</li> <li>2. Farm gate sales selling locally grown produce/goods,</li> <li>3. Agricultural research centre,</li> <li>4. <i>Winery</i> using primarily local grapes and that includes an on-site vineyard, but shall not include sales, display, tasting/hospitality or retail components,</li> <li>5. <i>Cider</i> using predominately local fruit and that includes an on-site orchard, but shall not include sales, display, tasting/hospitality or retail components,</li> <li>6. Flour mill for local grain,</li> <li>7. Grain storage and/or drying for multiple local farmers,</li> <li>8. Farm equipment repair shop</li> <li>9. Livestock assembly yard or <i>Stockyard</i> for local farmers,</li> <li>10. Auction for local produce,</li> <li>11. <i>Abattoir</i> selling and processing local meat,</li> <li>12. Food processing plant for local produce (e.g. cider-making, pitting, canning, quick-freezing, packing),</li> <li>13. <i>Commercial Greenhouse</i>, and</li> <li>14. Farm input supplier (e.g., seeds, feed, fertilizer, and chemical products and animal and poultry health and breeding services).</li> </ol>
<p><b>Alteration</b></p>	<p>Means any modification to the structural component of a <i>Building</i> or <i>Structure</i> that results in a change of <i>Use</i> or structural change, or any change in the <i>Height</i>, bulk, or floor area of a <i>Building</i> or <i>Structure</i>.</p>
<p><b>Arena</b></p>	<p>Means a <i>Building</i> or <i>Structure</i> used for indoor sporting or community activities.</p>
<p><b>Art Gallery</b></p>	<p>Means an establishment used for any combination of the preservation, exhibition, or sale of paintings and other works of art.</p>
<p><b>Asphalt Plant</b></p>	<p>Means a <i>Building</i> used for the manufacturing of asphalt and aggregate in a form suitable for immediate use in paving of roads or <i>Driveway</i>, and damp proofing.</p>
<p><b>Assembly Hall</b></p>	<p>Means a <i>Building</i> used for the non-commercial purposes of hosting meetings for civic, educational, political, charity, religious or social purposes, and may or may not include cooking facilities.</p>
<p><b>Backyard Hens</b></p>	<p>Means the keeping of a <i>Hen</i> or <i>Hen(s)</i> in accordance with the provisions the Urban Agriculture section of this By-law. For the purposes of this By-law, <i>Backyard Hens</i> are deemed not to be livestock or an <i>Agricultural Use</i> and do not include roosters.</p>
<p><b>Bakery</b></p>	<p>Means a building for producing, mixing, compounding or baking bread, biscuits, cakes or other baked products for limited</p>

	wholesale and retail sale and may include an eating area within the same building but does not include a facility that produces and packages baked goods primarily for wholesale purposes.
<b>Balcony</b>	Means an outdoor living area on a partially enclosed platform attached to or extended horizontally from one or more main walls of a <i>Building</i> and that is only directly accessible from within the <i>Building</i> .
<b>Banquet Hall</b>	Means an establishment used for the purpose of catering to banquets, weddings, receptions, or similar functions for which food and beverages are prepared and served.
<b>Basement</b>	Shall mean a story that has 50% or more of its height/volume above the average level of the ground surrounding the building.
<b>Battery Energy Storage System (BESS)</b>	Means an energy storage system that uses batteries to store and discharge electricity for later use, including grid stabilization, renewable energy integration and backup power. All BESS must be subject to Ontario Fire Marshall guidance.
<b>Bed and Breakfast</b>	Shall mean sleeping accommodations for vacationing public within a single dwelling which is the principal residence of the proprietor, to a maximum of four guest rooms, and may include the provision of breakfast and other meals and services, facilities or amenities for the exclusive use of the occupants. The guest rooms shall not have kitchen facilities, nor in any other way resemble a motel or Inn, and guests should not have access to kitchen facilities.
<b>Biomass Energy System</b>	<p>Means a renewable electrical generation facility using renewable biomass resources and/or waste products that produces electrical power for needs of a user or to feed into the transmission or local distribution grid. A <i>Biomass Energy System</i> includes all components, supporting infrastructure, and outbuildings. A <i>Biomass Energy System</i> includes anaerobic digesters used principally for the generation of electricity.</p> <p>“Biomass” in the context of a <i>Biomass Energy System</i> means (a) peat, (b) wood, other than woodwaste, or (c) organic materials that are grown or harvested for the purpose of being burned to generate electricity.</p> <p>“Waste products” in the context of a <i>Biomass Energy System</i> means agricultural waste, sewage, woodwaste and gases generated from the decomposition of organic materials.</p>
<b>Boathouse</b>	Means a detached <i>Accessory Building</i> or <i>Structure</i> that is designed or used for the sheltering of watercraft and watercraft-related equipment but does not include open walkways or uncovered docking facilities. No habitable living space is permitted in a boathouse. It may be considered permanent or portable or floating in nature. To be considered portable or floating in nature, the boathouse must be seasonal or temporary in nature

	and removed prior to the winter months. A boathouse may not have a dwelling unit located above it.
<b>Brewery</b>	Means a <i>Building</i> or <i>Structure</i> that is used for the self-contained manufacturing, production, storage, bottling, canning and shipping of beer, authorized by and licensed under the Liquor Licence Act of Ontario, and can be associated with a restaurant. Self-contained means that the emission of odour, fumes, noise, cinder, vibration, heat, glare or electrical interference is not possible.
<b>Brewery, Micro</b>	Means a <i>Building</i> or <i>Structure</i> that is used for the manufacturing, production, storage, bottling, canning and shipping of beer, and that has a maximum <i>Ground Floor Area</i> of 600 square metres. Operations will further include the cold storage of beer products manufactured on site, and retail and distribution sales of those beer products. The facility shall include related <i>Restaurant</i> and/or tasting facilities.
<b>Building</b>	Means a <i>Structure</i> occupying an area greater than 15 square metres consisting of a wall, roof and floor.
<b>Building Supply Establishment</b>	Means a <i>Building</i> and <i>Lot</i> for the sale and storage of <i>Building</i> materials and equipment and may include incidental assembly/fabrication for the purpose of sales and service only.
<b>Bulk Fuel Sales Establishment</b>	Means the <i>Use</i> of lands or <i>Buildings</i> for the purpose of buying and selling fuel, oil, wood, and coal, and allied commodities but does not include any manufacturing, assembling, or processing <i>Uses</i> .
<b>Bunkie</b>	Means a <i>Building</i> or <i>Structure</i> used as a temporary sleeping place that does not contain washroom or cooking facilities.
<b>Cabin</b>	Means a <i>Building</i> or <i>Structure</i> used for temporary <i>Human Habitation</i> that contains heating facilities and washroom facilities and shall not contain cooking facilities.
<b>Camper Trailer</b>	Means a structural unit designed, intended, and used for travel, recreation, or vacation. The unit is capable of being drawn by a motor vehicle and shall include <i>Tent</i> trailers or similar transportable accommodation used for living, sleeping, or eating on a temporary or occasional basis, and does not include a <i>Mobile Home</i> .
<b>Campground</b>	Means an establishment used for the overnight and/or temporary camping or parking of travel/tent trailers, truck campers, <i>Tents</i> , yurts, geodesic domes, or <i>Cabins</i> for recreational or vacation <i>Use</i> and designed for seasonal occupancy only. Includes <i>Accessory Uses</i> and facilities such as administrative offices, sanitary facilities, recreational facilities, and a <i>Convenience Store</i> . This includes a commercial trailer park.
<b>Cemetery</b>	Means a cemetery means land set aside to be used for the interment of human remains and includes a mausoleum, columbarium or other structure intended for the interment of human remains, as defined under the <i>Funeral, Burial and Cremation Services Act, 2002, S.O.</i>

<b>Centreline</b>	Means, with reference to a <i>Public Street</i> , a line drawn parallel to and equidistant from the limits of the <i>Public Street</i> and with reference to a <i>Private Street</i> a line drawn parallel to and equidistant from the edges of the paved surface of the <i>Private Street</i> .
<b>Child Care Centre</b>	Means a <i>Child Care Centre</i> within the meaning of the Child Care and Early Years Act, 2014, S.O, which means a premise operated by a person licensed under this Act to operate a child care centre at the premises. For the purpose of this By-law, this includes early years programs and services. .
<b>Cidery</b>	Means a farm on which <i>Buildings</i> and <i>Structures</i> are used for the making of wines or ciders from fruit predominantly grown, crushed and fermented locally by that farm operation and may include storage, display, processing, wine tasting and retail, administrative facilities and outdoor patio area, but shall not include a restaurant or banquet facility.
<b>Clinic, Medical</b>	Means a <i>Building</i> or part thereof used by qualified medical practitioners, dentists, chiropractors, or other drugless practitioners for public or private medical, surgical, physio therapeutic or other human health purposes, except when included within or accessory to a private or public <i>Hospital</i> .
<b>Clinic, Veterinary</b>	Means a <i>Building</i> , or part thereof, used by a veterinary surgeon for the treatment and care of animals.
<b>Club</b>	Means an association of persons, whether incorporated or not, united by a common interest that meets periodically for cooperation. <i>Club</i> shall also mean, where the context requires, premises owned or occupied by members of such associations within which the activities of the <i>Club</i> are conducted. This definition includes fraternal and not-for-profit organizations.
<b>Commercial Motor Vehicle</b>	Means a motor vehicle with an attached delivery body, or that may attach to a delivery body, and includes ambulances, hearses, casket wagons, fire apparatuses, buses and tractors used for hauling purposes on highways. For the purpose of this By-law, a Commercial Motor Vehicle must be licensed.
<b>Commercial</b>	Means the <i>Use</i> of lands, <i>Buildings</i> , or <i>Structures</i> for the purpose of buying and selling commodities, and supplying of services, as distinguished from such uses as manufacturing or assembling of goods, warehousing, <i>Transport Terminals</i> , construction, and other similar <i>Uses</i> .
<b>Community Centre</b>	Means a multi-purpose facility or part of a facility that offers a variety of programs of a recreational, cultural, community service, informational, or instructional nature.
<b>Concrete Plant</b>	Means an establishment where concrete or concrete products used in <i>Building</i> or construction is produced, and includes facilities for the: <ol style="list-style-type: none"> <li>1. Administration or management of the business;</li> </ol>

	2. Stockpiling of bulk materials used in the production process or of finished products manufactured on the premises; and/or, Storage and maintenance of required equipment but does not include the retail sale of finished concrete products.
<b>Connecting Link</b>	Any portion of Highway 10 that is owned by the <i>Municipality</i> .
<b>Conservation Use</b>	Means an area of land that is generally left in its natural state and which is used for any combination of preservation, protection, or improvement of components of the natural heritage system or other lands for the benefit of people and the natural environment and which may include, as an <i>Accessory Use</i> , hiking trails and cross-country ski trails, and <i>Nature Interpretation Centres</i> .
<b>Condominium</b>	Shall mean an individual ownership in a multiple unit development with common elements, as defined by the <i>Condominium Act, R.S.O. 1998</i> .
<b>Contractor's Yard</b>	Means an establishment used by any general contractor or builder where equipment and materials are stored, or where a contractor and/or builder performs shop and assembly work, and/or offers a trade or service, which is not generally open to the public, and includes, but is not limited to, landscaping services, excavators, roofing, industrial electricians, general construction services, and welding services, or other similar services, but does not include any other <i>Use</i> as defined by this By-law.
<b>Convenience Store</b>	Means a <i>Retail Store</i> servicing the immediate area with a variety of household items such as groceries, patent medicines, sundries, tobacco, stationary, and hardware.
<b>Coop</b>	Means a <i>Building</i> and an attached outdoor area which is enclosed by fencing and/or wire (the outdoor enclosure area), which is designed and constructed to provide for the accommodation and/or housing of <i>Backyard Hens</i> .
<b>Corner Visibility Triangle</b>	Means the triangular space formed by the <i>Street Lines</i> of a <i>Corner Lot</i> and a line drawn from a point in one <i>Street Line</i> to a point in the other <i>Street Line</i> or railway line, each such point being nine metres from the point of intersection of the <i>Street Lines</i> .



<b>Council</b>	Means the <i>Council</i> of the Corporation of the Municipality of Grey Highlands.
<b>County</b>	Means the Corporation of the <i>County</i> of Grey.
<b>County Official Plan</b>	Means the <i>County Official Plan</i> as amended from time to time.
<b>Crematorium</b>	Means a <i>Building</i> fitted with the proper appliances for the purposes of the cremation of human remains and includes everything incidental or accessory thereto.
<b>Deck</b>	Means a <i>Structure</i> that rests upon the ground or is supported by posts or blocks that extend from the ground, which is intended for use as an outdoor amenity area but does not include a <i>Balcony</i> or <i>Porch</i> .
<b>Delivery Space</b>	Means a designated on-site space for short-term stops by courier or light delivery vehicles, typically for parcel or small cargo drop-offs.
<b>Development</b>	Means the construction, <i>Erection</i> , or placing of one or more <i>Structures</i> on land or the making of an <i>Alteration</i> to a <i>Building</i> .
<b>Dock</b>	Means a <i>Structure</i> in the form of a platform used for loading or unloading passengers and equipment into a boat. To be considered portable or floating in nature, the <i>Dock</i> must be seasonal or temporary, and removed prior to the winter months. Examples of portable or floating <i>Docks</i> are those <i>Structures</i> , which sit on top of the ground or sand in the water and are not permanently fastened.
<b>Drive-Through Service Facility</b>	Means the <i>Use</i> of land, <i>Structures</i> , or parts thereof including <i>Stacking Lanes</i> , to provide or dispense products or services, either wholly or in part, through an attendant or a window or an automated machine, to customers remaining in motor vehicles. A <i>Drive-Through Service Facility</i> shall only be permitted as an <i>Accessory Use</i> in relation to a <i>restaurant</i> , motor vehicle washing station, motor vehicle gasoline station or <i>financial institution</i> , where they are permitted in the applicable <i>Zone</i> .


<b>Driveway</b>	Means a defined area providing access for motor vehicles from a public or <i>Private Street</i> or a <i>Lane</i> to facilities such as a <i>Parking Area, Parking Lot, Loading Space, Private Garage, or Structure</i> .
<b>Dry Cleaning Establishment</b>	Shall mean a building in which the business of dry cleaning, dye drying, cleaning or pressing of articles or goods of fabric is carried on in which only non-combustible and non-flammable solvents are used which emits no odours, fumes, noises, etc.
<b>Dry Manufacturing Plant</b>	Shall mean an industrial facility engaged in the assembly, fabrication, or processing of goods and materials that does not involve the use of significant amounts of water in the production process and does not generate liquid industrial effluent. This use may include the manufacturing of products such as textiles, electronics, furniture, machinery, and similar dry-process goods. A dry manufacturing plant may also include ancillary offices, warehousing, and distribution of finished products but shall not include heavy industrial uses, chemical processing, or any activity requiring significant water consumption or wastewater discharge.
<b>Dwelling</b>	A <i>Building</i> that contains at least one <i>Dwelling Unit</i> and that is principally used for permanent <i>Human Habitation</i> .
<b>Dwelling Unit</b>	Means a room or suite of rooms contained within a permanent <i>Building</i> that are capable of supporting continuous year-round domestic <i>Use</i> of one or more individuals living as a single house-keeping unit and contains heating, cooking, living, sleeping and sanitary facilities. Any travel trailer, camper, <i>Hotels/Motels</i> , a home for the aged, nursing home, or <i>Hospital</i> does not constitute a <i>Dwelling Unit</i> .
<b>Dwelling, Additional Residential Unit</b>	Means a self-contained <i>Dwelling Unit</i> that exists on a <i>Lot</i> in addition to the main use of the property.
<b>Dwelling, Apartment</b>	Means a detached <i>Building</i> of two or more storeys consisting of 3 or more dwelling units with shared access and exits from a common entrance at street level.
<b>Dwelling, Duplex</b>	Means a detached <i>Building</i> that contains two <i>Dwelling Units</i> stacked on top of each other, where each unit has its own separate entrance.
<b>Dwelling, Triplex</b>	Means a detached <i>Building</i> that contains three <i>Dwelling Units</i> either stacked on top of each other or located side-by-side, where each unit has its own separate entrance.
<b>Dwelling, Fourplex</b>	Means a detached <i>Building</i> that contains three <i>Dwelling Units</i> either stacked on top of each other or located side-by-side, where each unit has its own separate entrance.
<b>Dwelling, Group Home</b>	Means a supervised <i>Dwelling</i> in which 3 to 10 persons live under responsible supervision consistent with the particular requirements of its residents which includes support functions for daily living but excludes correctional facilities and shelters.
<b>Dwelling, Modular</b>	Means a prefabricated dwelling that is built in a factory, in sections called modules, and then transported to the building site for permanent assembly on a <i>Building Code</i> compliant

	foundation. Modular dwellings are an accepted form of residential development in any residential, agricultural and/or rural zone.
<b>Dwelling, Rooming House</b>	A building where four or more rooms are rented out to separate people. Tenants may share the kitchen and/or washroom but they do not live together as a single housekeeping unit.
<b>Dwelling, Semi-Detached</b>	Means a detached <i>Building</i> that contains two <i>Dwelling Units</i> side-by-side, where each unit has its own separate entrance.
<b>Dwelling, Single Detached</b>	Means a detached <i>Building</i> that contains one <i>Dwelling Unit</i> .
<b>Dwelling, Townhouse</b>	Means a detached <i>Building</i> that contains three or more attached principal dwelling units divided vertically, each of which has an independent entrance directly from the outside of the building.
<b>Easement</b>	Means the legal right acquired by contract to pass over, along, upon or under the lands of another.
<b>Emergency Service Facility</b>	Means emergency shelters or facilities that provide temporary lodging, board, and personal support services to displaced individuals in a 24-hour supervised setting.
<b>Electric Power Facility</b>	A facility that produces and generates electricity through a grid to homes, businesses and industries. These facilities include power plants powered by various sources like nuclear, hydro, natural gas, wind and solar.
<b>Equestrian Centre</b>	Means the <i>Use</i> of land or <i>Buildings</i> for the boarding of horses, the training of horses and riders, the staging of equestrian events, but does not include the racing of horses.
<b>Equipment Sales and Rentals</b>	Means an establishment where machinery and equipment are offered for sale or kept for rent, lease or hire under agreement for compensation.
<b>Erect</b>	Means with reference to a <i>Building</i> or <i>Structure</i> , to build, construct, replace/reconstruct or enlarge.
<b>Established Building Line</b>	Means the average distance from the <i>Street Line</i> of existing <i>Buildings</i> on one side of one block where more than one-half of the <i>Lots</i> having street access upon the said side of the block have been built upon.
<b>Farm Equipment Repair Shop</b>	Means an establishment where farm equipment is repaired and serviced.
<b>Farmer's Market</b>	Means a <i>Building</i> or <i>Structure</i> , or designated area, in which farm produce comprises the major portion of goods offered or kept for sale directly to the public in either indoor or outdoor venues.
<b>Fence</b>	Means a <i>Structure</i> which forms a barrier for enclosing, bounding, delineating, or protecting land.
<b>Financial Institutions</b>	Means an establishment in which financial services are offered to the public and includes a bank, credit union, trust company, savings office, cheque cashing company, or any other retail banking operation. A <i>Drive-Through Service Facility</i> is permitted on any financial institution/bank establishment.
<b>Finished Grade</b>	Means the average elevation of proposed or finished ground adjoining a <i>Building</i> at all exterior walls.

<b>Fitness Facility</b>	Means an establishment in which facilities are provided for recreational or athletic activities such as bodybuilding, martial arts, and exercise classes and may include associated facilities such as a sauna, a <i>Swimming Pool</i> , squash or tennis courts, gymnasias, ancillary sports field or sport arena, a solarium, a cafeteria, and/or an accessory <i>Retail Store</i> .
<b>Floor Area, Gross</b>	Means the total area of each floor whether located above, at or below grade, measured from the interiors of outside walls and including floor area occupied by interior walls and floor area created by bay windows, but excluding: <ul style="list-style-type: none"> <li>(a) Floor area occupied by shared mechanical, service and electrical equipment that serve the building,</li> <li>(b) Common hallways, corridors, stairwells, elevator shafts and other voids, steps and landings,</li> <li>(c) Bicycle parking, motor vehicle parking or loading facilities,</li> <li>(d) Common laundry, storage and washroom facilities that serve the building or tenants,</li> <li>(e) Common storage areas that are accessory to the principal use of the building,</li> <li>(f) Common amenity areas and play areas accessory to a principal use on the lot, and</li> <li>(g) Living quarters for a caretaker of the building.</li> </ul>
<b>Floor Area, Gross Leasable</b>	Means the total floor area designed for tenant occupancy and exclusive use, measured from the interiors of outside walls excluding floor area occupied by party walls and excluding: <ul style="list-style-type: none"> <li>(a) Floor area occupied by mechanical, service and electrical equipment that serve the building,</li> <li>(b) Hallways, corridors, stairwells, elevator shafts and other voids, steps and landings,</li> <li>(c) Pedestrian malls serving as a common area between stores,</li> <li>(d) Administration or management offices,</li> <li>(e) Bicycle parking,</li> <li>(f) Motor vehicle parking or loading facilities,</li> <li>(g) Common washroom facilities that serve the building or tenant,</li> <li>(h) Storage areas that are accessory to the principal use of the building, and</li> <li>(i) Living quarters for caretaker for the building.</li> </ul>
<b>Floor Area, Ground</b>	Means the floor at or nearest grade.
<b>Food Processing Facility</b>	Means lands, <i>Buildings</i> or <i>Structures</i> used for the industrial manufacture, processing, packaging, storage and shipping of food and/or beverages for human consumption. This may include, but not be limited to <i>Breweries</i> , <i>Wineries</i> and distilleries, but shall not include non-human food production, edible cannabis production, or <i>Uses</i> otherwise defined or prohibited in this By-law.

<b>Forestry</b>	Means the <i>Use</i> of land for the purpose of conservation and/or the growing and cutting of trees for the purpose of producing commercial/non-commercial wood products but shall not include the manufacturing or processing of such products.
<b>Food Truck</b>	A motorized vehicle, registered and able to be operated on the public streets of Grey Highlands, or on a private property as an <i>Accessory Use</i> , in which ready-to-eat food is cooked, wrapped, packaged, processed or portioned for sale or distribution.
<b>Funeral Home</b>	Means an establishment used for the temporary placement of human remains, so that persons may attend funeral services and pay their respects.
<b>Gas Station</b>	Means an establishment used only for the sale of motor vehicle fuels and motor vehicle accessories and may also include accessory retail sales of foods and beverages, car washes, propane filling station, but does not include the performance of repairs to a motor vehicle.
<b>Golf Course</b>	Shall mean the use of public or private lands for the purpose of playing golf, including clubhouse facilities, but excluding driving ranges, miniature golf courses, and similar commercial uses.
<b>Golf Driving Range</b>	Shall mean the commercial use of lands, buildings, or structure for the purpose of practicing the driving of golf balls in a manner which does not require a golf course.
<b>Grain Storage Structure</b>	A structure that is used for the storing and/or drying of grain from farms. The <i>Grain Storage Structure</i> may store and dry grain from farms that are not owned by the same owner of the <i>Lot</i> on which the <i>Grain Storage Structure</i> is located and may be used in relation to the purchase and sale of grain in accordance with the <i>Agriculture-related Use</i> provisions.
<b>Greenhouse, Commercial</b>	Means a building for the purpose of growing flowers, plants, shrubs, trees and other similar vegetation which are not necessarily transplanted outdoors on the same lot containing such greenhouse but are sold directly from such lot at wholesale or retail.
<b>Greenhouse, Farm</b>	Means a building for the growing of plants, shrubs, trees or similar vegetation, which are primarily transplanted outdoors on the same lot containing such greenhouse and includes no retail sales directly from the lot.
<b>Grocery Store</b>	A building, or a portion of a building, where food and other household items are kept for sale at retail to the general public and which operates on a self-service, cash and carry basis and may include facilities for parcel pick-up.
<b>Ground-mount Solar Panel</b>	Means a <i>Solar Panel</i> mounted to the ground on its own foundation and that has a maximum <i>Height</i> of 11.0 metres and that has a maximum surface area of 100.0 square metres.
<b>Guest</b>	For the purpose of short-term accommodation, bed and breakfast, hotel and/or motel, a person who contracts for accommodation and includes all members of the person's party.

<b>Guest Room</b>	For the purpose of short-term accommodation, bed and breakfast, hotel and/or motel, a room, suite or rooms used or maintained for the accommodation of the public.
<b>Height</b>	Means, with reference to a <i>Building</i> , the vertical distance measured from the average <i>Finished Grade</i> level of such <i>Building</i> to: <ol style="list-style-type: none"> <li>1. In the case of a flat roof, the highest point of the roof surface, or the parapet, whichever is the greater; and</li> <li>2. In the case of a pitched roof, to the peak.</li> </ol>
<b>Hen</b>	Means a domesticated female chicken that is at least four months old.
<b>High-Water Mark</b>	Means the mark made by the action of water under natural conditions on the shore or bank of a body of water, which action has been so common and usual and so long continued that it has created a difference between the character of the vegetation or soil on one side of the mark and the character of the vegetation or soil on the other side of the mark. The high-water mark in the context of Lake Eugenia shall be further defined as the 434.23 Canadian Geodetic Datum (649.0 feet), which is also the maximum operating elevation of the dams.
<b>Home Business</b>	Means the <i>Use</i> of part of a <i>Dwelling Unit</i> for legal business activities that results in a product or service, and which is clearly accessory to the principal <i>Residential Use</i> of the <i>Dwelling Unit</i> .
<b>Home Industry</b>	Means a <i>Use</i> that is clearly incidental or secondary to the <i>Dwelling</i> and is principally operated by the primary resident of the <i>Dwelling</i> . Such <i>Uses</i> may include a blacksmith, carpentry, electrical, HVAC, plumbing, metal working, metal fabricating, welding, light manufacturing, small engine repair, tool repair, or woodworking shop, or similar shop to the above, but shall not include an automobile mechanic shop.
<b>Horticultural Nurseries</b>	Shall mean a place where trees, shrubs, flowers, and other plants are grown for the purposes of transplanting, for use as stock for grafting, or for sale. This use may include the retail or wholesale sale of such plants and related gardening supplies but shall not include a garden centre unless specifically permitted. The use may also include greenhouses, shade houses, storage buildings, and other structures incidental to the operation of the nursery.
<b>Hospital</b>	Means a facility established for the purpose of the treatment of persons, and that is approved as a public <i>Hospital</i> under The Public Hospitals Act, R.S.O. 1990, Chapter P.40, as amended, or any successor legislation.
<b>Hotel</b>	Means an establishment that contains one <i>Building</i> or two or more connected or adjacent <i>Buildings</i> that, throughout all or part of a calendar year, caters to the needs of the public by furnishing guest rooms for a fee, including all such establishments as defined from time to time by the Hotel Registration or Guests Act, R.S.O. 1990 c.H.17, as amended, but not including any other

	<p>establishment otherwise defined or classified in this By-law. A <i>Hotel</i> may:</p> <ol style="list-style-type: none"> <li>1. Supply food;</li> <li>2. Have an on-site management office;</li> <li>3. Include permanent staff accommodation;</li> <li>4. Include convention facilities;</li> <li>5. Include one or more dining rooms;</li> <li>6. Include recreational facilities for use by the guests; and,</li> <li>7. Be licensed under the Liquor Licence Act of Ontario.</li> </ol>
<b>Industrial, Extractive</b>	<p>Shall mean a sand, gravel, stone, earth, clay, fill or mineral pit as defined and licensed by the <i>Aggregate Resources Act</i> and shall include the processing of natural materials extracted from the subject site including screening, sorting, washing, crushing, storing and other similar operations allied to an extractive industrial operation but shall not include a ready-mix plant or hot mix plant.</p>
<b>Industrial, Light</b>	<p>Means the use of land, building or structure for the manufacturing, assembly, storage, or processing of component parts of finished products suitable for wholesale or retail trade but does not include food, beverage, tobacco, rubber, leather, textile and knitting, printing, metal fabrication or similar industries if these industries involve stamping, presses, furnaces, machinery, or the emission of any air, water, or noise pollution that creates a nuisance outside of the building or structure or beyond the limits of the lot.</p>
<b>Infrastructure</b>	<p>Means physical <i>Structures</i> (facilities and corridors) that form the foundation for <i>Development</i>. <i>Infrastructure</i> includes: sewage and water systems, septage treatment systems, stormwater management systems, waste management systems, electricity generation facilities and transmission and distribution systems, utilities, electricity transmission and distribution systems (e.g. hydro corridors), communications/telecommunications, public airports, transit and transportation corridors and facilities, oil and gas pipelines and associated facilities.</p>
 <b>Kennel</b>	<p>Means an establishment where four or more dogs and/or cats are maintained, boarded, trained, bred or cared for in return for remuneration or kept for the purposes of sale, and may include enclosed outdoor exercise areas or pens.</p>
<b>Landscaping</b>	<p>Means trees, shrubs, flowers, grass or other horticultural elements, decorative stonework, screening or other architectural elements, all of which are designed to enhance the visual amenity of a property and shall not include <i>Parking Areas</i>.</p>
<b>Laundry Shop/Establishment</b>	<p>Means an establishment where clothing or other articles of fabric may be cleaned, dried, and pressed and shall include laundry</p>

	machines made available for use to the general public and/or performed by the proprietor in service of the public.
<b>Library</b>	Means a facility used for the collection of printed, electronic, and pictorial material for <i>Public Use</i> for the purposes of study, reference, and recreation, and which may include meeting rooms for community use, activity areas, cafeteria, and space for recreational <i>Uses</i> .
<b>Livestock</b>	Shall mean chickens, turkeys, cattle, hogs, horses, mink, rabbits, sheep, goats, or any other domestic animal used for human consumption.
<b>Livestock Unit</b>	Means the equivalent of various types of animals and poultry based upon manure production and production cycles, as defined in the Minimum Distance Separation Formula, and as defined in the <i>Nutrient Management Act</i> .
<b>Livestock Facilities</b>	Means the livestock barns, buildings or structures where animals or poultry are housed and shall include beef feedlots and the associated manure storage facilities.
<b>Loading Space</b>	Means an unobstructed area of land, on or off-street, that is used for the temporary parking of one or more <i>Commercial Motor Vehicles</i> while merchandise or materials are being loaded to or unloaded from such vehicle.
<b>Long Term Care Facility</b>	Means a place that is licensed as a long-term care home under the Long-Term Care Homes Act, 2007, S.O. 2007, c.8..
<b>Lot</b>	Means an individual parcel of land that may be legally conveyed.
<b>Lot Area</b>	Means the total horizontal area within the <i>Lot Lines</i> of a <i>Lot</i> .
<b>Lot Coverage</b>	Means the percentage of the <i>Lot Area</i> covered by all <i>Buildings</i> and <i>Structures</i> including <i>Decks</i> that are more than 0.6 metres above finished grade and <i>Porches</i> . Pools are not included in any calculation of <i>Lot Coverage</i> .
<b>Lot Depth</b>	Means the horizontal distance between the mid-point of the <i>Front Lot Line</i> and the mid-point of the <i>Rear Lot Line</i> .
<b>Lot Frontage</b>	Means the horizontal distance between the side <i>Lot Lines</i> measured along the <i>Front Lot Line</i> . Where the <i>Front Lot Line</i> is not a straight line, or where the side <i>Lot Lines</i> are not parallel, the <i>Lot Frontage</i> shall be measured from a line 7m back from and parallel to the chord of the <i>Lot Frontage</i> . For the purpose of this by-law, the chord is a straight line joining the two points where the side <i>Lot Line</i> intersects the <i>Front Lot Lines</i> .  Where access to a lot of record is obtained over a private road or a right-of-way, the lot line adjacent to the private road shall be considered lot frontage.
<b>Lot Line</b>	Means a line delineating any boundary of a <i>Lot</i> .
<b>Lot Line, Exterior Side</b>	Means a <i>Street Line</i> or a property line that abuts public lands, other than the <i>Rear Lot Line</i> and <i>Front Lot Line</i> .
<b>Lot Line, Front</b>	Means the <i>Street Line</i> but in the case of:

	<ol style="list-style-type: none"> <li>1. A corner <i>Lot</i>, the shortest of the <i>Lot Lines</i> that divides the <i>Lot</i> from a public or <i>Private Street</i> shall be deemed to be the <i>Front Lot Line</i>. If both such <i>Lot Lines</i> are of equal length, the <i>Front Lot Line</i> shall be the <i>Street Line</i> through which the entrance to the <i>Lot</i> is situated.</li> <li>2. A <i>Through Lot</i>, the longest of the <i>Lot Lines</i>, which divides the <i>Lot</i> from the <i>Public Streets</i>, shall be deemed to be the <i>Front Lot Line</i>. If both such <i>Lot Lines</i> are of equal length, the <i>Front Lot Line</i> shall be the <i>Street Line</i> through which the <i>Driveway</i> entrance to the <i>Lot</i> is situated.</li> </ol>
<b>Lot Line, Interior Side</b>	Means a <i>Lot Line</i> , other than a <i>Rear Lot Line</i> or <i>Front Lot Line</i> that does not abut a public or <i>Private Street</i> .
<b>Lot Line, Rear</b>	Means the <i>Lot Line</i> opposite from the <i>Front Lot Line</i> .
<b>Lot, Corner</b>	Means a <i>Lot</i> at the intersection of two or more <i>Public Streets</i> or upon two parts of the same <i>Public Street</i> with such <i>Public Street</i> or <i>Public Streets</i> containing an angle of not more than 135 degrees.
<b>Lot, Interior</b>	Means a <i>Lot</i> that is not a <i>Corner Lot</i> or a <i>Through Lot</i> .
<b>Lot, Through</b>	Means a <i>Lot</i> that is not a <i>Corner Lot</i> but has <i>Frontage</i> on more than one a public or <i>Private Street</i> .
<b>Main Building</b>	Means a <i>Building</i> that functions as the <i>Building</i> in which the <i>Principal Use</i> of the <i>Lot</i> is carried out.
<b>Manse</b>	Means a single detached <i>Dwelling</i> for the housing of a church clergy and family that is accessory to a principal <i>Place of Worship</i> use.
<b>Manufacturing Plant</b>	Means a <i>Building</i> or <i>Structure</i> in which a product is fabricated and from which such product is shipped to a wholesale or retail outlet.
<b>Marina</b>	Means an establishment where a boathouse, boat storage, boat repair facilities, boat rental, pier, dock or jetty facilities or any combination of the foregoing are available for all types of marine craft and may include a gasoline pump for the fueling of marine craft and a building or structure for the sale of marine craft, accessories and/or refreshments.
<b>Metal Works Shop</b>	Means a facility where various metals are cut, shaped, and assembled to create a wide range of metal products, including pressure vessels.
<b>Minimum Distance Separation (MDS)</b>	Means formulae and guidelines developed by the Province of Ontario, as amended from time to time, to separate <i>Uses</i> to reduce incompatibility concerns about odour from livestock and manure storage facilities.
<b>Mobile Home</b>	Means a factory-built, dwelling unit designed to be towed on its own chassis notwithstanding that its running gear is or may be removed, placed on permanent foundations and connected to public utilities or private services, equipped for year-round occupancy and containing therein facilities for cooking or for the installation of cooking equipment as well as sanitary facilities including a flush toilet and a shower or bathtub. This definition

	shall not include a tourist trailer or modular dwelling as defined herein.
<b>Mobile Home Park</b>	Means a lot developed and managed under single or corporate ownership which has been planned, divided into mobile home sites, improved and provided with approved water and sewer services and intended to be used for the placement of mobile homes for permanent residential use.
<b>Mobile Home Site</b>	Means the space for the placement of one mobile home for the exclusive use of its occupants, in a <i>Mobile Home Park</i> .
<b>Model Home</b>	Means a <i>Building</i> that is constructed as a <i>Dwelling Unit</i> and that is used on a temporary basis as a sales office and/or as an example of the type of <i>Dwelling Unit</i> that is for sale in a related <i>Development</i> and which is not occupied or used for <i>Human Habitation</i> .
<b>Motel</b>	Means an establishment that contains guest rooms with no private cooking facilities that are rented on a temporary basis with each room being accessed from the outside. A <i>Motel</i> may include such <i>Accessory Uses</i> as a <i>Restaurant</i> , meeting rooms, <i>Swimming Pools</i> , and/or recreational facilities for the use of guests.
<b>Motor Home</b>	Means a self-propelled vehicle designed, intended and used for travel recreation or vacation, and in addition, used for living, sleeping, and eating on a temporary basis.
<b>Motor Vehicle Body Shop</b>	Shall mean an establishment where motor vehicles are repaired, restored, or refinished, including services such as collision repair, bodywork, painting, dent removal, frame straightening, rustproofing, and glass replacement. This use may include indoor paint booths, sanding areas, and welding but shall not include the sale of fuel or general vehicle servicing unrelated to body repair.
<b>Motor Vehicle Sales and Service Establishment</b>	Means a <i>Building</i> or <i>Lot</i> used for the display and sale and/or rental of new and/or used motor vehicles including motor homes and may include the servicing, repair, cleaning, polishing, lubrication, and/or painting of motor vehicles, the sale of automotive parts, and the leasing or renting of motor vehicles.
<b>Motor Vehicle Service Station</b>	Means an establishment used for the repairing and/or washing of motor vehicles and recreational trailers, vehicles or boats, and may include the sale of vehicle parts or accessory products but shall not include the sale of vehicles. This use shall not include bodywork, painting or major mechanical repairs. For the purpose of this definition, a propane exchange station shall be considered a permitted accessory use.
<b>Municipality</b>	Means the Municipality of Grey Highlands.
<b>Museum</b>	Means an establishment used for the preservation of a collection of paintings, other works of art, objects of natural history, mechanical scientific or philosophical inventions, instruments, models or designs and which may also include <i>Libraries</i> , reading rooms, laboratories and accessory office.

<b>Nature Interpretation Centre</b>	Means premises owned by a public authority in which maps, exhibits and documents are displayed for the purpose of explaining the natural heritage system to the public.
<b>Non-Complying</b>	Means a <i>Lot, Building</i> or <i>Structure</i> that does not meet the regulations of the Zone in which it is located as of the date of passage of this By-law.
<b>Non-Complying, Legal</b>	Means a <i>Lot, Building</i> or <i>Structure</i> that does not meet the regulations of this Zone in which it is located, but that was legally <i>Erected</i> at the time of construction.
<b>Non-Conforming</b>	Means an existing <i>Use</i> or activity on any land, building or structure that is not a permitted <i>Use</i> in which it is located as of the date of passing of this By-law.
<b>Non-Conforming, Legal</b>	Means an existing <i>Use</i> or activity on any land, building or structure, that is not a permitted <i>Use</i> in which it is located, but that was legally established on the date it was established.
<b>Nursery</b>	Means a day nursery operated for pre-school age children with the meaning of the <i>Day Nurseries Act, R.S.O. 1990</i> , as amended from time to time.
<b>Office, Business or Professional</b>	Means an establishment used by an agency, business, or organization for the transaction of administrative, clerical, or management business, the practice of a profession and/or, the provision of government or social services and other similar services, but which does not include a medical office.
<b>Official Plan</b>	Means the <i>County Official Plan</i> and the <i>Grey Highlands Official Plan</i> when used without the “County” or “Grey Highlands” prefix.
<b>On-Farm Diversified Use (OFDU)</b>	Means <i>Uses</i> that are secondary to the principal <i>Agricultural Use</i> of the property, and that are limited in area. <i>On-farm Diversified Uses</i> include, but are not limited to: <ul style="list-style-type: none"> <li>• <i>Home Business,</i></li> <li>• <i>Home Industry,</i></li> <li>• <i>Veterinary Clinic,</i></li> <li>• <i>Kennel,</i></li> <li>• <i>Café/small restaurant,</i></li> <li>•</li> <li>• <i>Cooking classes</i></li> <li>• <i>Agri-tourism uses (e.g. farm vacation suite, bed and breakfast, hay rides, petting zoo, farm-themed playground, horse trail rides, corn maze, seasonal events, equine events, wine tasting),</i></li> <li>• <i>Retail use (farm market, antique business, tack shop).</i></li> <li>• <i>Food banks, second harvest or gleaning operations,</i></li> <li>• <i>Micro-brewery or micro-distillery,</i></li> <li>• <i>Place of assembly,</i></li> <li>• <i>Value-added uses (e.g. processor, packager, cheese factory, bakery)</i></li> <li>• <i>solar installations,</i></li> <li>• <i>Outdoor Storage</i></li> </ul>

	<ul style="list-style-type: none"> <li>• <i>Electricity Generation Facilities and Transmission Systems,</i></li> <li>• <i>Energy Storage Systems.</i></li> </ul>
<b>Open Storage Area</b>	Means the storage of goods, merchandise or equipment outside of a building or structure on a lot or portion thereof, including such uses as automobile and trailer sales lots, building materials supply yards but does not include the outdoor display of a limited number of samples of the goods, merchandise or equipment for the purpose of sales and advertisement, or the storage of vehicles or equipment for sale or repair. This definition shall not include the open storage of goods and equipment incidental to the residential occupancy of a lot.
<b>Outdoor Display Area</b>	Means a display area, used in conjunction with the <i>Main Building</i> or <i>Structure</i> on the same <i>Lot</i> , for the accessory outdoor display and/or sales of produce or merchandise. Such a display and/or sales area may be wholly or partially contained within a <i>Tent Structure.</i>
<b>Outdoor Storage</b>	Means the storage of goods, merchandise, or equipment outside of a <i>Building</i> or <i>Structure</i> on a <i>Lot</i> or portion thereof, including such <i>Uses</i> as automobile and trailer sales <i>Lots</i> , and <i>Building Supply Establishment</i> , but does not include the outdoor display of samples of the goods, merchandise or equipment for the purpose of sales and advertisement, or the storage of vehicles or equipment for sale or repair. This definition shall not include the open storage of goods or equipment incidental to the residential occupancy of a <i>Lot</i> .
<b>Park, Private</b>	Means an open space or recreational area other than a public park, which is operated on a commercial and/or private member basis, and which includes one or more <i>Passive Recreation Uses</i> .
<b>Park, Public</b>	Means any area of land under the jurisdiction of a <i>Public Authority</i> that is designed and/or maintained for recreational purposes. Without limiting the generality of the foregoing, a <i>Public Park</i> may include municipal parks and playgrounds, <i>Golf Courses</i> , <i>Swimming Pools</i> , tennis courts, bowling greens, <i>Arenas</i> , boating facilities, sports fields, and accessory retail <i>Uses</i> .
<b>Parking Area</b>	Means an open area of land not located within a <i>Public Street</i> or <i>Lane</i> that is intended for the use of parking of motor vehicles in marked <i>Parking Spaces</i> but does not include a <i>Driveway</i> or any area where motor vehicles that are for sale, rent, or repair are kept or stored.
<b>Parking Aisle</b>	Means the portions of a <i>Parking Area</i> which provides direct access to individual <i>Parking Spaces</i> .
<b>Parking Lane</b>	Means a subsidiary thoroughfare providing access from within a lot, principally from parking or loading spaces to a public street or to an abutting property.
<b>Parking Lot</b>	Means an area of land used for the parking of motor vehicles, with such <i>Use</i> forming the <i>Principal Use</i> of a <i>Lot</i> .

<b>Parking Space</b>	Means an area of land which is provided for the temporary parking or storage of one motor vehicle other than the purpose of sale or display.
<b>Parking Space, Bicycle</b>	Means an area equipped with bicycle racks that is used for the purpose of parking and securing a bicycle.
<b>Passive Recreation</b>	Means <i>Outdoor Recreational</i> activities such as nature observation, walking trails, hiking, canoeing or kayaking that require no physical facilities or <i>Development</i> and that have minimal impact on the environment. A <i>Nature Interpretation Centre</i> on lands owned by a <i>Public Authority</i> is also considered to be a <i>Passive Recreation Use</i> .
<b>Person</b>	Means an individual, association, firm partnership, corporation, trust, incorporated company, organization, trustee or agent, and their heirs, executors, or other legal representatives of a person to whom the same can apply according to the law.
<b>Personal Livestock for Non-Farm Use</b>	Means the keeping of a limited number of livestock by the occupant of a lot for personal, recreational, or hobby purposes only, and not for commercial use, sale, breeding, or boarding. This use is accessory to a permitted residential use and shall not constitute an agricultural operation or livestock facility under the Minimum Distance Separation (MDS) formulae.  Personal livestock may include animals such as horses, ponies, donkeys, goats, sheep and alpacas, but shall not include roosters, exotic animals, or animals prohibited under the Municipality's Animal Control By-law.
<b>Pit</b>	Means a place licensed under the Aggregate Resources Act, where unconsolidated gravel, stone, sand, earth, clay, fill, aggregate or other material is being or has been removed by means of an excavation to supply materials for construction, industrial, or manufacturing purposes, but does not include a <i>Wayside Pit</i> .
<b>Place of Entertainment</b>	Means a motion picture amusement arcade or other theatre, auditorium, billiard or pool room, bowling alley, ice- or roller-skating rink, curling rink, or dance hall.
<b>Place of Worship</b>	Means a <i>Building</i> dedicated to religious worship and shall include a church hall, church auditorium, Sunday School, parish hall, day nursery, convent, monastery, <i>Manse</i> or rectory or parish hall.
<b>Plant, Hot Mix</b>	Means a building used for the manufacturing of asphalt and aggregate in a form suitable for immediate use in paving of roads or driveways, and damp proofing.
<b>Plant, Ready Mix</b>	Means a building used for the manufacturing of concrete in a form suitable for the immediate use in the construction of buildings, structures, roads or driveways.
<b>Planting Strip</b>	Means an area of land that is used exclusively for <i>Landscaping</i> and can be crossed by <i>Driveways</i> and walkways accessing a <i>Lot</i> .

<b>Pond</b>	Means a naturally existing or man-made body of standing water, which exists on a year-round basis and occurs in a depression of land or expanded portion of a stream, and that does not meet the definition of <i>Swimming Pool</i> .
<b>Porch</b>	Means a <i>Structure</i> with a roof and at least one side that is open and unenclosed, and which provides access to the <i>Dwelling Unit</i> .
<b>Post Office</b>	Means a <i>Building</i> that is used for the sorting, storage, handling, and delivering of letters, parcels, and packages. Also includes the sale of stamps.
<b>Principal Use</b>	Means the primary purpose for which a <i>Lot</i> , <i>Building</i> or <i>Structure</i> is used or intended to be used. Where the word <i>Principal</i> is italicised and used as a prefix to a defined <i>Use</i> , it shall be interpreted to indicate that the defined <i>Use</i> constitutes the <i>Principal Use</i> .
<b>Private Garage</b>	Means an <i>Accessory Building</i> which is designed or used for the sheltering of a private motor vehicle(s) and storage of household equipment incidental to the residential occupancy, and which is fully roofed and may or may not be fully enclosed.
<b>Private School</b>	Means a <i>Building</i> or <i>Structure</i> or part thereof used as an academic school which secures the majority of its funding from sources other than government agencies.
<b>Private Street</b>	Means a private right-of-way and/or access over private property that affords access to abutting <i>Lots</i> and is not maintained by a public body.
<b>Processing Plant</b>	Means the <i>Use</i> of lands, <i>Buildings</i> , or <i>Structures</i> , where agricultural produce, including meat and poultry products, is washed, cleaned, dusted, waxed, or otherwise prepared or packaged and from which such produce is shipped to a wholesale or retail outlet.
<b>Produce Stand</b>	<i>Produce Stand</i> means a <i>Building</i> or <i>Structure</i> not exceeding 10 square metres in area, and providing for the retail sale of fresh agricultural produce which is produced on the same farm on which the stand is located,
<b>Public Authority</b>	Means the Government of Canada, Province of Ontario, the <i>County</i> or the <i>Municipality</i> and any agency, board or commission thereof.
<b>Public Highway or Street</b>	Means a road, street, avenue, alley, or thoroughfare of any kind, or a bridge, tunnel, or subway that is owned by a <i>Public Authority</i> and over which the public has a right to pass and repass.
<b>Public School</b>	Means a facility used as an academic school under the jurisdiction of a provincially approved educational institution or parochial school operated on a non-profit basis.
<b>Public Use</b>	Means any <i>Use</i> of land, <i>Buildings</i> or <i>Structures</i> by or on behalf of a <i>Public Authority</i> including but not limited to government offices, <i>Arenas</i> , <i>Emergency Service Facilities</i> , <i>Community Centres</i> , and <i>Stormwater Management Facilities</i> , but shall not include a <i>Public Works Yard</i> or a <i>Waste Disposal Site</i> .

<b>Public Works Yard</b>	Means a facility where salt and/or sand is stored in addition to motor vehicles and equipment owned and operated by a <i>Public Authority</i> . Maintenance on such vehicles and equipment also occur on the property. Fuel tanks may be present.
<b>Quarry</b>	Means a place licensed under the Aggregate Resources Act, where consolidated rock has been or is being removed by means of an open excavation to supply material for construction, industrial, or man-made purposes.
<b>Recreational Vehicle</b>	A boat, all-terrain vehicle, RV camper, <i>Motor Home</i> , <i>Camper Trailer</i> , snowmobile, or similar vehicle that is used primarily for recreational purposes.
<b>Recreational Vehicle Sales and Services</b>	Shall mean a commercial establishment engaged in the retail sale, lease, rental, or display of new and/or used recreational vehicles, including but not limited to motorhomes, travel trailers, fifth-wheel trailers, camper vans, boats, all-terrain vehicles (ATVs), snowmobiles, and personal watercraft. This use may also include the servicing, repair, detailing, and maintenance of recreational vehicles, the sale of parts and accessories, and outdoor or indoor storage of inventory. The use shall not include a salvage or wrecking yard.
<b>Recycling Depot</b>	Means a special waste management facility which serves as a temporary storage site for clean materials such as glass, paper, cardboard, plastic, metal, and other similar products that will be transferred to another location for reuse. This definition does not include any other type of waste management system.
<b>Refreshment Vehicles</b>	Means any vehicle or device from which food or refreshment is prepared and sold, for consumption by the public, that is capable of being moved including chip trucks, mobile canteens, and food trucks.
<b>Renewable Energy System</b>	Means an energy source that is renewed by natural processes and includes wind, water, biomass, biogas, biofuel, solar energy, geothermal energy, tidal forces..
<b>Repair</b>	In relation to the whole or part of a <i>Building</i> or <i>Structure</i> , means to restore to a safe or acceptable condition.
<b>Replace</b>	In relation to the whole or part of a <i>Building</i> or <i>Structure</i> , means to reconstruct what has been destroyed or demolished.
<b>Reserve</b>	Means a strip of land abutting a <i>Public Street</i> and owned by a <i>Public Authority</i> having jurisdiction over the <i>Public Street</i> . For the purposes of this By-law, a <i>Lot</i> separated from a <i>Public Street</i> by a <i>Reserve</i> shall be deemed to abut that <i>Public Street</i> .
<b>Restaurant</b>	Means an establishment, or part thereof, in which the principal business is the preparation and serving of food and refreshments to the public for consumption at tables within or outside the <i>Building</i> and which may include the preparation of food in a ready-to-consume state for consumption off the premises. A <i>Drive-Through Service Facility</i> is considered as an <i>Accessory Use</i> to the

	Restaurant. For the purpose of this definition, a <i>Food Truck</i> is not considered a <i>Restaurant</i> .
<b>Retail Store</b>	Means a <i>Building</i> or part of a <i>Building</i> in which goods, wares, merchandise, substances, articles, things or services are offered or kept for sale at retail or on a rental basis, and would include supermarkets, pet stores and food stores, including Bakeries, Butcher Shops, and similar Uses, but does not include any manufacturing, construction <i>Uses</i> , or <i>Outdoor Storage</i> . Outdoor display areas may be permitted.
<b>Retirement Home</b>	Means a facility that provides accommodation primarily to retired persons where each private bedroom or living unit or assisted living <i>Dwelling Units</i> has a separate private bathroom and separate entrance from a common hall but where common facilities for the preparation and consumption of food are provided, and where common lounges, recreation rooms and medical care facilities may also be provided.
<b>Rooftop Solar Panel</b>	Means a <i>Solar Panel</i> mounted on top of a roof.
<b>Salvage Yard</b>	Means an area outside of an enclosed <i>Building</i> where scrap metal and motor vehicles are disassembled and dismantled, or where motor vehicles in an inoperable condition or used motor vehicle parts are stored or re-sold. Crushing is considered permitted within a salvage yard.
<b>Sawmill</b>	Means a <i>Building</i> , <i>Structure</i> or area where lumber is stored, cut, sawed or planed, and may include woodturning, facilities for kiln drying of lumber, and the distribution of such products on a wholesale basis. Also permitted is the storage of both raw materials (logs) and finished products (timber).
<b>Shopping Centre</b>	Shall mean a group of two or more commercial uses designed, developed, and managed as a unit by a single owner or tenant, or group of tenants, and has an off-street parking area provided on the site.
<b>School Portable</b>	Means a temporary <i>Building</i> or <i>Structure</i> designed to serve as a classroom and that is an <i>Accessory Building</i> to a <i>Public School</i> or <i>Private School</i> on a <i>Lot</i> .
<b>Sensitive Receptor</b>	Means: <ol style="list-style-type: none"> <li>1. Recreational <i>Uses</i> which are deemed by the <i>Municipality</i> or provincial agency to be sensitive; and/or,</li> <li>2. Any <i>Building</i> or associated amenity area (i.e., may be indoor or outdoor space) which is not directly associated with the <i>Industrial Use</i>, where humans or the natural environment may be adversely affected by emissions generated by the operation of a nearby industrial facility. For example, the <i>Building</i> or amenity area may be associated with residences, senior citizen homes, schools, day care facilities, <i>Hospitals</i>, churches and other similar <i>Institutional Uses</i>, or <i>Campgrounds</i>.</li> </ol>

	For clarity, the amenity area associated with private <i>Dwellings</i> in the countryside shall not constitute a <i>Sensitive Receptor</i> .
<b>Shoreline Buffer</b>	Shall mean a natural area, adjacent to a shoreline, maintained or re-established in its predevelopment state, with the exception of minimal pruning of vegetation and the removal of trees for safety reasons, for the purpose of protecting natural habitat and water quality and minimizing the visual impact of buildings or structures on a lot. Where the natural shoreline of a property is a natural beach or is a rock outcropping with little or no soil, such shall be deemed to comply.
<b>Personal Service and Service Shop</b>	Means a <i>Building</i> or part of a <i>Building</i> , not otherwise defined or classified herein, for the performance of personal services such as a barber shop, beauty parlour, animal grooming shop, or for the sale or repairing of articles, goods or materials, and in which no product is manufactured and includes radio, television and appliance repair shops but does not include industrial or manufacturing <i>Uses</i> or motor vehicle repair shops.
<b>Services, Municipal</b>	Water and wastewater services that are owned and operated by the <i>Municipality</i> .
<b>Services, Private</b>	Water and wastewater services that are not owned and maintained by the <i>Municipality</i> , and, in the case of sewage services, are defined in O. Reg. 332/12 under the Building Code Act, 1992.
<b>Setback</b>	Means the horizontal distance from the <i>Lot Line</i> of the <i>Lot</i> to the nearest part of any <i>Building</i> or <i>Structure</i> on the <i>Lot</i> .
<b>Shipping Container</b>	Means a freight container that is used for the transportation and storage of goods and materials that are loaded onto trucks, trains, or ships, for the purpose of moving of goods and materials. A <i>Shipping Container</i> shall also include, but not be limited to the body of a <i>Transport Trailer</i> or a straight truck and any prefabricated portable metal storage unit. For the purpose of this definition, a <i>Shipping Container</i> does not have wheels or include a motor vehicle or a <i>Transport Trailer</i> .
<b>Shoreline</b>	Means <i>High-Water Mark</i> when referring to a <i>Setback</i> , and in all other instances means the line where a body of water and the shore meet.
<b>Short Term Accommodations</b>	Means a <i>Dwelling</i> or any part thereof that operates or offers a place of temporary residence, lodging or occupancy by way of concession, permit, lease, licence, rental agreement or similar commercial arrangement for a period less than twenty-eight (28) consecutive calendar days, throughout all or any part of a calendar year. <i>Short term Accommodation</i> shall not mean or include a <i>Motel</i> , <i>Hotel</i> , inn, <i>Cabin</i> , <i>Bunkie</i> , <i>Campground</i> accommodation, <i>Hospital</i> , commercial resort unit, or <i>Institutional Use</i> .
<b>Sign</b>	Means a name, identification, description, device, display, or illustration which is affixed to, or represented directly or indirectly

	upon a <i>Building, Structure, or Lot</i> and which directs attention to an object, product, place, activity, person, institution, organization or business.
<b>Site Alteration</b>	Means activities, such as filling, grading and excavation, that would change the landform and/or natural vegetative characteristics of a site.
<b>Ski Resort</b>	Means a commercial or private establishment where snow skiing facilities are provided. Related facilities may include <i>Hotel</i> facilities, <i>Restaurant</i> facilities, <i>Banquet Hall</i> facilities, related retail facilities, equipment rental facilities, and snow-making equipment storage and repair facilities.
<b>Small-Scale Wind Turbine</b>	Means any piece of electrical generating equipment that converts the kinetic energy of blowing wind into electrical energy using airfoils or similar devices to capture wind and that has a maximum height of 17.0 metres.
<b>Solar Panel</b>	Means any photovoltaic energy system designed for the generation of electric power from the collection of sunlight, including the photovoltaic panels, foundations, support Structures, braces and related equipment.
<b>Stacking Lane</b>	Means an area of land that is used exclusively for motor vehicles whose occupants are waiting to be provided with goods, materials or services, such as in a <i>Drive-Through Service Facility</i> .
<b>Stockyard</b>	Means a large yard containing pens and sheds in which livestock is kept and sorted.
<b>Storage Facility</b>	Means the <i>Use</i> of lands or <i>Buildings</i> for storing materials, goods, or produce to preserve them in a condition that makes them usable at a later date.
<b>Stormwater Management Facility</b>	Means end-of-pipe management facilities being a detention or retention basin, which may include a permanent pool, designed to temporarily store and treat collected stormwater runoff and release it at a controlled rate.
<b>Storey</b>	Means that portion of a <i>Building</i> between the surface of a floor and the floor, ceiling, or roof immediately above.
<b>Street Line</b>	Means the dividing line between a <i>Lot</i> and a <i>Public Street</i> or <i>Private Street</i> .
<b>Structure</b>	<p>Means anything that is <i>Erected</i>, built or constructed of parts joined together and attached or fixed permanently to the ground.</p> <p>For the purpose of this By-law, a <i>Fence</i>, a light standard, transformer, and a <i>Sign</i> are deemed to not be <i>Structures</i>.</p> <p>For the purpose of <i>Setback</i> calculations, natural gas or electricity meters, dog houses, antennas, freestanding mailboxes, <i>Driveway</i> entrance features, statues, storage lockers under 1 metre high, pool pumps and filters not inside <i>Accessory Buildings</i>, flag poles, freestanding trellises, shopping cart enclosures, waste receptacles, school bus shelters, composters, planters, <i>Produce</i></p>

	<i>Stands</i> , ground level decking and/or patio stones, and barbeques are not considered <i>Structures</i> for the determination of <i>Setbacks</i> .
<b>Swimming Pool</b>	Means an artificial body of water of more than 9 square metres in surface area, located wholly or partially outdoors, the container of which is constructed of man-made materials, in which the depth of the water at any point can exceed 0.5 metres and shall include above-ground pools, hot tubs and whirlpools, but shall not include a natural, dug or damned <i>Pond</i> that is primarily used for aesthetic, stormwater management or agricultural purposes.
<b>Temporary Farm Help Accommodation</b>	Means a <i>Mobile Home</i> or <i>Camper Trailer</i> used for seasonal accommodation of workers employed by the owner or operator of the farm.
<b>Temporary Sales Office</b>	Means the temporary <i>Use</i> of land or the temporary <i>Use</i> or <i>Erection</i> of a <i>Building</i> , <i>Structure</i> , or trailer for a sales and rental office incidental to the construction of one or more <i>Dwellings</i> approved under a Plan of Subdivision, Plan of Condominium, or Site Plan Approval.
<b>Tent</b>	Means every kind of temporary shelter for sleeping or storage that is not permanently affixed to the site and that is capable of being easily moved.
<b>Transport Terminal</b>	Means an establishment used for the purpose of storing, servicing, washing, repairing, or loading of trucks and <i>Transport Trailers</i> with materials or goods that are not manufactured, assembled, warehoused, or processed on the same <i>Lot</i> .
<b>Transport Trailer</b>	Means any vehicle so constructed that it is suitable for being attached to a motor vehicle for the purpose of being drawn or propelled by the motor vehicle and is capable of being used for the transport of goods, materials, equipment, or livestock notwithstanding that such vehicle is jacked up or that its running gear is removed.
<b>Urban Horticulture</b>	Means the growing of flowers, plants, or produce either for personal use or for sale from the premises within a <i>Settlement Area</i> .
<b>Use</b>	Means the purpose for which any portion of a <i>Lot</i> , <i>Building</i> or <i>Structure</i> is designed, arranged, intended, occupied, or maintained.
<b>Utility Building</b>	Means a <i>Building</i> used in conjunction with the supplying of local utility services, including a water or sewage pumping station, a water storage reservoir, a gas regulator <i>Building</i> , a hydro substation, a telephone <i>Building</i> for exchange, long distance, or repeater services.
<b>Warehouse</b>	Means an establishment that is used primarily for the housing, storage, adapting for sale, packaging or wholesale distribution of goods, wares, merchandise, food substances, and articles.
<b>Waste Disposal Site</b>	Means any land upon, into, or through which, a <i>Building</i> or <i>Structure</i> in which, waste is deposited, disposed of, handled, stored, transferred, treated, or processed and includes any

	operation carried out or machinery or equipment used in connection with the depositing, disposal, handling, storage, transfer, treatment, or processing of waste.
<b>Watercourse</b>	Means the natural or altered channel for a stream or water body and, for the purpose of this By-law, includes the channel for intermittent streams.
<b>Wayside Pit</b>	Means a temporary <i>Pit</i> or <i>Quarry</i> opened and used by a <i>Public Authority</i> solely for the purpose of a particular project or contract of road construction or maintenance and that is not located within the right-of-way of a <i>Public Street</i> .
<b>Wholesale Use</b>	Means a <i>Building</i> or <i>Structure</i> used for the bulk sale and distribution of goods and materials.
<b>Winery</b>	Means a farm on which <i>Buildings</i> and <i>Structures</i> are used for the making of wines or ciders from fruit predominantly grown, crushed and fermented locally by that farm operation and, may include storage, display, processing, wine tasting and retail, administrative facilities and outdoor patio area, but shall not include a restaurant or banquet facility.
<b>Yard</b>	Means an open, uncovered space on a <i>Lot</i> adjacent to a <i>Building</i> and unoccupied by <i>Buildings</i> or <i>Structures</i> except as specifically permitted in this By-law.
<b>Yard, Exterior</b>	Means the <i>Yard</i> of a <i>Corner Lot</i> extending from the <i>Front Yard</i> to the <i>Rear Yard</i> between the <i>Exterior Side Lot Line</i> and the nearest main wall of the <i>Main Building</i> or <i>Structure</i> on the <i>Lot</i> .
<b>Yard, Front</b>	Means a <i>Yard</i> extending across the full width of the <i>Lot</i> between the <i>Front Lot Line</i> and the nearest main walls of the <i>Main Building</i> or <i>Structure</i> on the <i>Lot</i> .
<b>Yard, Interior</b>	Means a <i>Yard</i> other than an <i>Exterior Yard</i> that extends from the <i>Front Yard</i> to the <i>Rear Yard</i> between the <i>Interior Side Lot Line</i> and the nearest main walls of the <i>Main Building</i> or <i>Structure</i> on the <i>Lot</i> .
<b>Yard, Maximum</b>	Means the maximum distance of a <i>Yard</i> measured horizontally from the nearest point of a <i>Building</i> or <i>Structure</i> to the applicable <i>Lot Line</i> .
<b>Yard, Minimum</b>	Means the minimum distance of a <i>Yard</i> measured horizontally from the nearest point of a <i>Building</i> or <i>Structure</i> to the applicable <i>Lot Line</i> .
<b>Yard, Rear</b>	Means a <i>Yard</i> extending across the full width of the <i>Lot</i> between the <i>Rear Lot Line</i> and the nearest main walls of the <i>Main Building</i> or <i>Structure</i> on the <i>Lot</i> .
<b>Zone</b>	Means an area of land shown on the Zoning Schedules of this By-law that is designated for specific <i>Use(s)</i> .

## SECTION 4.0 GENERAL PROVISIONS

### 4.1 CORNER VISIBILITY TRIANGLE

Within any area defined as a *Corner Visibility Triangle*, the following *Uses* shall be prohibited:

1. A *Building, Structure* or *Use* which would obstruct the vision of drivers of motor vehicles,
2. A *Fence*, tree, hedge, bush, or other vegetation, the top of which exceeds 1.0 metre in *Height* above the elevation of the *Street Line*, or
3. A *Finished Grade*, which exceeds the elevation of the *Street Line* by more than 1.0 metre.

### 4.2 FRONTAGE REQUIREMENTS

No person can *Erect* any *Building* or *Structure*, and no person can use any *Building* or *Structure* or *Lot*, unless:

1. The Lot abuts or fronts on a *Public Street* that is assumed by by-law by a Public Authority for maintenance purposes, or,
2. The *Building* or *Structure* is being legally constructed pursuant to a Subdivision Agreement with a Public Authority, but the streets and services have not yet been assumed until the end of the maintenance period, or,
3. The Lot fronts on a *Private Street* within a Plan of Condominium that either provides direct access to a *Public Street* or that connects with other *Private Streets* within a Plan of Condominium or other Plans of Condominium to access a *Public Street*, or,
4. The Lot is accessible only by water provided access to the water is obtained directly by an improved *Public Street*.
5. The new *Building* or *Structure* being erected is an *Accessory Use* to a permitted *Principal Use*, and a *Main Building* that is *Legal Non-Conforming* with respect to the requirement for the *Lot* to have *Frontage* on a *Public Street* exists on the lot.

Where access to a lot of record is obtained over a private road or right-of-way, as defined above, the lot line adjacent to the private road shall be considered lot frontage, and in the case of a corner lot, shall be considered an exterior side yard for setback purposes.

Notwithstanding the requirement for a *Lot* to have frontage on a *Public Street*, *Buildings* and *Structures* that are *Legal Non-Conforming* with respect to frontage on a *Public Street* may be *Repaired*, *Replaced*, or *Altered* without amendment to this By-law provided the *Repair*, *Replacement*, or *Alteration* complies with all other provisions of this By-law.

### 4.3 SETBACK AND LOT REQUIREMENTS

1. Setback in Built-Up Areas

Notwithstanding the yard and setback provisions of this By-law to the contrary, where a building is to be erected within a defined settlement area where there is an *Established*

*Building Line*, such *Building* may be erected closer to the street line than required by this By-law, provided such *Building* is not erected closer to the street line than the average setback of the *Buildings* on the lots immediately adjacent on each side, providing such adjacent buildings are not more than 30.0 metres apart. At no time shall the established front yard be less than 2.5 metres in any Residential Zone.

For the purposes of this By-law, a defined settlement area shall include all Urban and Hamlet areas in the Municipality, and shall not include any rural subdivisions, rural residential lots or shoreline residential areas.

#### 4.5 NON-COMPLYING LOTS, BUILDINGS AND STRUCTURES

##### 1. Non-Complying Lots

A *Lot* in existence prior to the effective date of this By-law that does not meet the *Lot Area* and/or *Lot Frontage* requirements of the applicable *Zone*, is permitted to be used and *Buildings* and *Structures* thereon be *Erected, Repaired, Replaced, and Altered* provided the *Use* is permitted in the *Zone* and the *Buildings* or *Structures* comply with all other applicable provisions of this By-law. Notwithstanding the provisions of 4.5(1), a home industry and an on-farm diversified use in the A1 zone, shall be permitted only on lots 20 hectares or larger in area.

##### 2. Non-Complying Buildings and Structures

Nothing in this By-law shall prevent the *Replacement, Repair, or Alteration* of a *Legal Non-Complying Building or Structure* which, at the date of the passing of this By-law, is used for a purpose specifically permitted within the *Zone* in which it is located, provided that such *Replacement, Repair, or Alteration* does not increase the extent of any non-compliance with the provisions of this By-law. Where an increase in the extent of non-compliance is proposed—such as a reduced setback, increased height, or enlarged footprint in a non-complying location—a minor variance shall be required in accordance with the Planning Act.

##### 3. Non-Conforming Uses, Buildings and Structures

- (a) No lands shall be used, and no *Building or Structure* shall be used except in conformity with the provisions of this By-law unless such *Use* existed before the date of passing this By-law and provided that the *Use* has continued and continues to be used for such purpose, and that such *Use*, when established, was not contrary to any By-law in force at that time. A *Legal Non-Conforming Use*, or a *Building* that is used in conjunction with a *Legal Non-Conforming Use* may not be expanded without amendment to this By-law through a minor variance, if it can meet the applicability of the four tests. If it cannot meet

the applicability of the four tests, the amendment shall be done by Zoning By-law Amendment.

(b) Exterior Extension, Permitted

No building or structure, which at the date of passing of this By-law, was used for a purpose not permitted within the zone in which it is located, shall be enlarged or extended unless such building is thereafter to be used for a purpose permitted within such Zone and complies with all requirements of this By-law or the granting of a minor variance.

(c) Interior Alterations, Permitted

Nothing in this By-law shall prevent the reconstruction or alteration of the interior of any building or structure which, at the date of passing of this By-law was used for a purpose not permitted in the Zone in which it is located, in order to render such interior more convenient or commodious for the same purpose for which, at the passing of this By-law, such building or structure was used.

(d) Reconstruction of Damaged Buildings or Structures

Nothing in this By-law shall prevent the reconstruction of any building or structure that is damaged by causes beyond the control of the owner, subsequent to the date of the passing of this By-law, provided the reconstruction of such building or structure does not increase the height, size, or volume of the building or structure, change the use of the building or structure, or reduce or eliminate any parking spaces, loading spaces, or landscaped open space area which existed prior to said damage, except where such increase in height, size, or volume, change of use or decrease in parking space, loading spaces, or landscaped open space areas complies with the provisions of the Zone in which such building or structure is located.

#### 4.6 MORE THAN ONE USE OR ONE ZONE ON A LOT

When a lot contains more than one *Use*, each *Use* shall conform to the provision of this By-law for such use in the Zone where it is located. When a *Lot* is divided into more than one zone, each such portion of the lot shall be used in accordance with the provisions of this By-law for the applicable zones, and the setbacks shall be those associated with that part of the lot that is so zoned, and the zone line shall not be considered as a *Lot Line*.

#### 4.7 RESTRICTIONS ON CHANGES

1. The purpose for which any land or building is used shall not be changed, no new building or addition to any existing building shall be erected and no land shall be severed from a lot, if such change, erection or severance creates a situation that

contravenes any of the provisions of this By-law applicable to each individual remaining building, *Accessory Building* or lot.

2. Notwithstanding the provisions of Section 4.7.1, no person shall be deemed to have contravened any provisions of this By-law if only a part or parts of any lot or parcel has or have been conveyed to or acquired by the Municipality, the County of Grey, Her Majesty in the Right of Ontario or Canada.

#### 4.8 SERVICING

##### 1. General Requirements

- (a) A Use is not permitted on a Lot unless the servicing requirements in the following tables are met. If a Lot does not meet the servicing requirements for its Zone, site-specific relief for the requirements may be applied through a Zoning By-law Amendment subject to the guidance of higher-level policy documents.

Symbol	Name	Explanation
M	Municipal	Services must be provided by a municipal system. If a municipal system is not available, the Lot must be rezoned to a different Zone or to apply suitable site-specific alternatives.
MIA	Municipal if Available	Services must be provided by a municipal system where they are available. If <i>Municipal Services</i> are not available, <i>Private Services</i> may be used.
P	Private	Services must be provided by a private system, approved and authorized by the applicable agency. This includes communal.

Zone	Water Requirement	Wastewater Requirement
<b>Residential</b>		
R	MIA	MIA
RM	M	M
RS	MIA	MIA
<b>Commercial</b>		
C1	MIA	MIA
C2	MIA	MIA
C3	MIA	MIA
<b>Industrial</b>		
M1	MIA	MIA
M2	MIA	MIA

MEX	P	P
MSX	P	P
<b>Rural</b>		
A1	P	P
A2	P	P
RU	P	P
RUR	P	P
<b>Other</b>		
I	MIA	MIA
OS	MIA	MIA
REC	M	M

## 2. Repairs and Replacement

- (a) *Repairs of existing Uses* that do not use full Municipal Services within Settlement Areas are permitted.

## 3. Alterations to Existing Uses

- (a) *Alterations to existing Uses that require full Municipal Services and do not have full Municipal Services* are permitted provided the *Alteration* does not require new water or wastewater facilities or the expansion of the existing private water or wastewater facilities.

## 4. Partial Service Restrictions

- (a) Partial Services shall only be permitted where:
- i. It is necessary to address and existing service failure for public health and safety, or
  - ii. The development represents infill within an existing serviced area, and it has been demonstrated that full municipal services are not feasible within the planning horizon.
  - iii. Partial services shall not be permitted for new greenfield development.

## 5. Shoreline and Rural Servicing Requirement

- (a) All new shoreline development or redevelopment shall maintain a minimum 30.0 metre setback from water bodies to prevent nutrient loading.

## 4.9 ACCESSORY BUILDINGS AND STRUCTURES

1. The following provisions apply to Accessory Buildings and Structures:

- (b) *Accessory Buildings* and *Structures* shall not be used for any form of *Human Habitation* unless said *Buildings* comply with the provisions of *Additional Residential Dwelling Units*, *Cabins*, or *Bunkies* sections in this By-law. All other forms of *Accessory Buildings* and *Structures* are prohibited from having the combination of heated living space, washroom facilities, and cooking facilities. An *Accessory Building* that does not comply with the provisions of *Additional Residential Dwelling Units*, *Cabins*, or *Bunkies*, such as a *Private Garage*, is permitted to have heating facilities and washroom facilities in the absence of cooking facilities provided the *Accessory Building* is not used for *Human Habitation*.
- (c) *Additional Residential Dwelling Units*, *Bunkies*, and *Cabins* are regulated by the provisions of their own respective sections in this By-law, and by the provisions of this section. Where there is a conflict, the provisions of the *Additional Residential Dwelling Unit*, *Bunkies*, and *Cabins* sections of this By-law shall prevail.
- (d) Boathouses are not permitted in any *Zone*.
- (e) *Docks* are permitted on a *Lot* having lake access, including within a Hazard *Zone*, provided:
- i. They are setback a minimum of 2.0 metres from the *Interior Side Lot Line*.
  - ii. The width of all *Docks* shall not exceed 30.0 percent of the width of the *Lot*.
  - iii. The maximum combined surface area of all *Docks*, including any attached fingers, and open *Decks* above the water shall be 100.0 square metres.
- Prior to the placement of a portable or floating dock, approval must be obtained from the appropriate approval authority (i.e. Municipality, County, Conservation Authority, Niagara Escarpment Commission) and Ontario Power Generation (where the dock or boathouse is located on Ontario Power Generation lands).
- (f) Boat lifts shall be located within or adjacent to the permitted *Dock and/or Boathouse*.
- (g) An *Accessory Building* shall not be *Erected* on a *Lot* prior to the *Main Building* to which it is to be accessory thereto. Notwithstanding the above, on *Lots* greater than 5.0 hectares within the A1, A2 and RU *Zone*, *Buildings* such as barns and drive sheds that have a minimum *Ground Floor Area* of 40.0 square metres and that support an *Agricultural* or *Forestry* operation shall qualify as *Main Buildings* and are therefore permitted prior to the *Erection* of a *Dwelling* on a *Lot*.
- (h) An *Accessory Building* or *Structure* shall not be considered an *Accessory Building* or *Structure* if attached to the main building in any way, or if located completely underground.

- (i) A common or mutual semi-detached garage, erected simultaneously on both sides of the lot line as one building, may be centered on the mutual side and/or rear lot line, with respect to the common or dividing wall of said building.
- (j) The *Setback* and size provisions established in the table below apply to *Accessory Buildings*.

Provision	Standard
<i>Front Yard and Exterior Yard</i>	<ol style="list-style-type: none"> <li>1. Must not be located closer to the Front and <i>Exterior Side Lot Lines</i> than the <i>Main Building</i> unless the <i>Building</i> is within an A1, A2, RU or RS Zone.</li> <li>2. If located within an A1, A2, RU or RS Zone, the <i>Accessory Building</i> must comply with the <i>Front Yard and Exterior Yard</i> provisions of the applicable Zone.</li> <li>3. Where a <i>Main Building</i> is located at a distance greater than the minimum required setback, a detached garage or other accessory building may be located in front of the <i>Main Building</i>, provided that the accessory building is located no closer to the front lot line than the minimum required front yard setback for the zone in which it is located, and all other applicable yard and lot line setbacks are maintained.</li> </ol>
<i>Minimum Rear Yard</i>	1.2 metres
<i>Minimum Interior Yard</i>	1.2 metres unless in a Commercial, Institutional and Industrial Zones Abutting Residential Uses, in which case the Minimum Interior Yard shall be 3.0 metres.
<i>Maximum Ground Floor Area</i>	<ol style="list-style-type: none"> <li>1. 80% of the <i>Ground Floor Area</i> of the <i>Main Building</i> or 5% of the <i>Lot Area</i>, whichever is greater.</li> <li>2. All <i>Accessory Buildings</i> on a <i>Lot</i> share the Maximum <i>Ground Floor Area</i> allocation. For clarity, the <i>Ground Floor Area</i> of multiple <i>Accessory Buildings</i> located on a <i>Lot</i> must be added together to ensure that the total <i>Ground Floor Area</i> of the <i>Buildings</i> is less than 80% of the <i>Ground Floor Area</i> of the <i>Main Building</i> or 5% of the <i>Lot Area</i>.</li> </ol>
<i>Maximum Height Residential, Commercial, and Recreational Resort Zones</i>	8.0 metres

Maximum <i>Height</i> all other <i>Zones</i>	The maximum height specified within the standard provisions for the <i>Zone</i> .
Minimum Distance from Main Building	1.2 metres

- (k) Notwithstanding the yard and setback provisions of this By-law to the contrary, awnings, clothes poles, flag poles, garden trellises, retaining walls, permitted signs, or similar uses shall be permitted in any required yard or in the area between the street line and the required setback, so long as the regulations in the Corner Visibility Triangle are maintained.

## 4.10 GENERAL REGULATIONS ON HABITABLE SPACE

### 4.9.1 BUNKIES

*Bunkies* shall comply with the following provisions:

1. Where identified as a permitted *Use*, a single *Bunkie* is permitted on a *Lot* as an *Accessory Building* provided:
  - (a) One *Dwelling* exists on the *Lot*.
  - (b) No detached *Additional Residential Dwelling Unit* exists on the *Lot*.
  - (c) The *Bunkie* is within 50.0 metres of the *Dwelling*.
  - (d) The *Lot* is at least 0.4 ha in area.
2. The *Setback* and *Height* provisions that apply to *Accessory Buildings and Structures* shall apply to *Bunkies*.
3. The maximum permitted *Ground Floor Area* of a *Bunkie* is 15 square metres.

### 4.9.2 CABINS

*Cabins* shall comply with the following provisions:

1. Where identified as a permitted *Use*, a single *Cabin* is permitted on a *Lot* as an *Accessory Building* provided:
  - (a) One *Dwelling* exists on the *Lot*.
  - (b) No detached *Additional Residential Dwelling Unit* exists on the *Lot*.
  - (c) The *Cabin* is within 75.0 metres of the *Dwelling*.
  - (d) The *Lot* is at least 0.4 ha in area.

2. Notwithstanding the above, it is expected that multiple *Cabins* may be permitted through site-specific zoning by-law amendments in relation to planned resource-based recreation sites. Where site-specific amendments permit multiple *Cabins*, the number and location of the *Cabins* shall be determined through said site-specific zoning.
3. Notwithstanding the default definition of *Cabin* within this By-law, where multiple *Cabins* are permitted on a *Lot* through site-specific zoning, said *Cabins* are permitted to have cooking facilities.
4. The *Setback* and *Height* provisions that apply to *Accessory Buildings and Structures* shall apply to *Cabins*.
5. The maximum permitted *Ground Floor Area* of a *Cabin* is 40.0 square metres.

---

#### 4.9.3 DWELLINGS

1. No *Dwelling* shall in its entirety be located below grade, except where one wall of the *Dwelling Unit* is completely exposed to the exterior and contains a door and windows for the *Dwelling Unit* below grade.
2. A *Dwelling* must be constructed on a permanent foundation.
3. A *Dwelling* must be connected to suitable municipal water services or private water services supplied by a well that is installed by a licensed well installer. Private water services may not be used as the domestic water source where the Zone provisions require full services.
4. A new *Dwelling* where the access (i.e., the Driveway) to the *Dwelling* traverses a Hazard or Wetland Zone is only permitted, provided it is demonstrated that safe access can be ensured, and unacceptable alterations to natural heritage and hazard features are not required.
5. *Dwellings* are primarily intended to be used as permanent residences or as seasonal residences for the personal use of the owner of said seasonal residence. A *Dwelling* is not permitted to be used for commercial and/or temporary rental accommodation except as provided for in this By-law and under By-law 2019-122, a Consolidated By-law to License, Regulate and Govern Short Term Accommodations.

---

#### 4.9.4 FARM HELP ACCOMMODATIONS

This By-law does not provide as-of-right permission for *Farm Help Accommodation* above and beyond what is permitted through the *Additional Residential Dwelling Unit* provisions. A

detached *Additional Residential Dwelling Unit* may be used to house temporary farm labourers as this By-law does not discriminate on the basis of who occupies a *Dwelling Unit*. Additional Temporary *Farm Help Accommodation Structures*, such as Mobile Homes or Recreational Trailer, may be permitted by way of a temporary use by-law. Permitting additional permanent farm help accommodation *Structures* through site-specific amendment in addition to a detached *Additional Residential Dwelling Unit* is discouraged in order to avoid circumventing the intent of this By-law.

---

#### 4.9.5 ADDITIONAL RESIDENTIAL DWELLING UNITS

A maximum of two attached *Additional Residential Dwelling Units (ADU)* or a maximum of one attached ADU and one detached ADU, are permitted per lot, to a maximum of three dwelling units on any property this section of policy is applicable to, and shall comply with the provisions contained in this section:

1. A home industry shall not be permitted in an attached or detached ADU.
2. A lot with an attached ADU and/or detached ADU shall have one and not more than one driveway.
3. An addition to facilitate an attached ADU shall not alter the existing use of the subject property.
4. The overall maximum lot coverage of a lot shall be permitted to increase by up to an additional 10%, of which 10% is solely calculated towards a detached ADU.
5. A balcony or deck shall not be permitted on the second storey of a two-storey detached ARU, except in a commercial zone.
6. A detached ADU shall not have a height greater than the primary dwelling on the lot nor be of a size that is greater than the primary dwelling on the lot on which they are located.
7. The *Additional Residential Dwelling Unit* shall be located on the same property as the principal dwelling.
8. ADUs in a commercial zone shall be attached to the principal building, and at no time shall a detached ADU be permitted. A maximum of one (1) ADU is permitted in select Commercial Zones.
9. An ADU is not permitted if it must be accessed by traversing a Hazard Zone. An ADU may be permitted in this scenario through a minor variance process or Zoning By-law Amendment, provided the Conservation Authority is satisfied that safe access can be provided to the Use.
10. An ADU shall not be permitted within any agricultural or livestock building.
11. On properties that are not municipally serviced or are partially serviced, the following provisions shall apply:
  - (a) On full private services:
    - i. the lot must meet the minimum lot area requirements identified in the respective zone, and

- ii. confirmation from the Building Official is necessary to ensure the private systems can handle the additional loads.

(b) On partial services (septic, with municipal water):

- i. the lot must meet the minimum lot area requirements identified in the respective zone. An ADU may be permitted on smaller *Lots* subject to a minor variance being supported by an analysis to confirm that the *Development's* septic system will not cause unacceptable nitrate levels in the groundwater.
- ii. Confirmation is received by the Building Official that the existing septic can handle the additional load(s), or the necessary upgrades to the septic are complete to ensure proper functioning and servicing capacity.



(c) On partial services (municipal sanitary, with private water):

- i. The lot must meet the minimum lot area requirements identified in the respective zone. An ADU may be permitted on smaller *Lots* subject to a minor variance being supported by an analysis confirming adequate water supply. See the servicing requirements of the Official Plan for direction.

12. When implementing ADUs, the following lot requirements are required:

- (a) The ADU is not permitted in the front or exterior side yard and must be located within the rear or interior side yard.
- (b) Must comply with the standard zone provisions and the accessory buildings and structures provisions.
- (c) Must be a maximum of 75.0 metres from the principal dwelling in the Agriculture Zones.

#### 4.11 USES WITHOUT BUILDINGS

Where a main use is established on a lot without the construction of a main building, the main use or any *Accessory Use* shall be subject to all provisions of the Zoning By-law as would be applicable to a main building. This general provision shall not apply to a park under the jurisdiction of a public authority.

#### 4.12 PUBLIC USES PERMITTED

The provision of this By-law shall not apply to the use of any land or to the erection or use of any building or structure for the purpose of public utility or service by any Public Authority, or Ministry of the Government of Ontario or Canada, including the Hydro One and Ontario Power Generation, or any telephone, telegraph, broadband or cellular or gas company, provided that where such land, building or structure is located in any zone:

- (a) No goods, material or equipment shall be stored in the open except as permitted in such zone;

- (b) The lot coverage and yard requirements described for such zones shall be complied with;
- (c) Parking and loading requirements as contained in this By-law shall be complied with.

Nothing in this By-law shall prevent, in any zone, the installation of a watermain, sanitary sewer, storm sewer, gas main, pipeline or overhead or underground hydro and telephone line provided that the location of such pipe or line has been approved by the appropriate authority.

#### 4.13 HOME BUSINESS

1. Home businesses are permitted as *On-Farm Diversified Uses (OFDU)*, and within the Rural Residential (RUR), Residential (R), Multiple Residential (RM) and Residential Shoreline (RS) Zone, subject to the following conditions:
  - (a) Can be located in an outbuilding or *Accessory Building or Structure*, so long as it meets all other applicable regulations in this Zoning By-law,
  - (b) When located inside the dwelling, not more than 25% of the gross floor area of the dwelling can be used for the purpose of home business uses,
  - (c) Only persons residing in the dwelling can operate the home business,
  - (d) Any *Sign* related to the *Home Business Use* shall comply with any *Sign* by-law in effect in the *Municipality*,
  - (e) Such home business is clearly secondary to the main residential use and does not change the residential character of the dwelling house or unit nor create or become a public nuisance, particularly regarding traffic, parking, noise, noxious odours, or emission of smoke,
  - (f) One additional off-street parking space is provided.
2. Such *Home Business* uses may include a business or professional office, a medical or drugless practitioner, massage or physiotherapist, personal services or service shop, a *Child Care Centre* with no more than 5 children, music and/or singing instructor, teaching/tutoring centre with no more than two (2) students at a time, or urban horticulture, urban agriculture, however, a health clinic, nursing home, private hospital, veterinary clinic, and an animal kennel shall be deemed not to be a home business;
  - (a) The operation of a barber or beauty shop shall be limited to two (2) operators at any one time, so long as one additional off-street parking space is provided for each outside employee(s) that do not reside on the property; and
  - (b) No outdoor storage or display of materials or goods in support of such home business shall be permitted.

#### 4.14 HOME INDUSTRY

1. No home industry shall be permitted in any zone unless defined as a permitted use and conforms to the following provisions:
  - (a) A *Dwelling Unit* must exist on the property and must be occupied, or in the case of an On-Farm Diversified Use, an Agricultural Use must exist, for the *Home Industry* to be permitted,
  - (b) If considered a permitted use under the On-Farm Diversified Use classification, the On-Farm Diversified Use provisions of this By-law apply.
  - (c) The *Home Industry* must be located within and *Accessory Building and/or Structure*,
  - (d) All buildings and structures must be located within 75.0 metres of the principal dwelling on the lot,
  - (e) The gross floor area utilized by the home industry does not exceed a maximum of 250.0 square metres,
  - (f) Retail sales of goods produced by the *Home Industry* shall be permitted, however premises associated with display and sales shall not exceed 15% of the gross floor area of the home industry on the lot, and such floor area shall be included in calculation of the Home Industry's gross floor area.
  - (g) The Use is located on a lot that has a minimum lot area of 4.0 hectares where in a Rural Zone.
  - (h) Persons residing in the dwelling operate the *Home Industry*,
  - (i) A maximum of five (5) outside employees that do not reside on the property shall be permitted,
  - (j) One additional off-street parking space is provided for each outside employee(s) that do not reside on the property,
  - (k) Not more than one (1) Home Industry is permitted on a lot.
  - (l) Any *Sign* related to the *Home Industry Use* shall comply with any *Sign* by-law in effect in the *Municipality*,
  - (m) There shall be no retail sales from the property, unless occurring entirely online,
  - (n) A *Home Industry* that involves motor vehicles shall be limited to a maximum of two (2) bays.
  - (o) Only currently licensed motor vehicles, associated with the home industry, are parked or stored on the lot and within an interior side or rear yard,
  - (p) Such home industry is clearly secondary to the main residential use of the lot and does not change the residential character of the dwelling house or unit nor create or become a public nuisance, particularly in regard to traffic, parking, noise, noxious odours, or emission of smoke,
  - (q) Any *Outdoor Storage* related to the *Home Industry Use* shall be screened from view of neighbouring properties and the public realm using *Planting Strips*, *Fences*, berms, or other appropriate means,

- (r) The use of noxious chemicals, as outlined by the policies and guidelines of the Ministry of the Environment, shall not be permitted in the *Home Industry* to protect groundwater resources.



#### 4.15 ON-FARM DIVERSIFIED USES

1. When determining the size of the on-farm diversified use, it shall include all buildings, laneways, parking, outdoor storage, servicing, exhibition areas, and/or amenity areas occupied by the on-farm diversified uses. Shared laneways/servicing, farm buildings, or landscaped areas used by the farm shall not be included in the calculation of total use size.
2. The following is the maximum size permitted for as-of-right on-farm diversified uses:

Property Size	On-Farm Diversified Uses Maximum Size
20 hectares or greater All Rural and Agricultural Zones)	The lesser of: <ul style="list-style-type: none"> <li>• 2% of the total size of the property, or</li> <li>• A maximum combined area of the use of 8,000 square metres</li> </ul>
Less than 20 hectares (Agricultural Zones)	Bed and breakfasts and/or home rural occupations within the dwelling only. All other OFDUs not permitted.
Less than 20 hectares (Rural Zones)	The lesser of: <ul style="list-style-type: none"> <li>• 2% of the total size of the property, or</li> <li>• A maximum combined area of the use of 2,000 square metres</li> </ul>

3. The gross floor area of the buildings (combined total for all buildings associated with the on-farm diversified use) shall not exceed 20% of the total area of the on-farm diversified use.
4. The Municipality reserves the right to request a Traffic Impact Study, Servicing Study and/or Noise Study, and implement the recommendations in each of the noted studies, for all new or expanded on-farm diversified or agricultural-related uses at the Site Plan Control stage.
5. New wineries, cideries, distilleries, breweries, and meaderies (micro or otherwise) proposed as an on-farm diversified use are subject to a Zoning By-law Amendment, unless:
  - 5.1 The wine, cider, etc. is made predominantly from fruit grown within the Municipality of Grey Highlands by that farm operation, with the balance being predominantly from Ontario fruit,

5.2 All wines, ciders, etc. produced are to be made predominantly from fruit crushed and fermented by that farm operation,

5.3 Premises for the retail sale of wine, cider, etc. produced by the farm operation are permitted up to a maximum gross floor area of 18.5 square metres.

In this instance, an accessory tasting room shall be permitted on lots equal to or greater than 10 hectares in the Rural zones, and on lots equal or greater than 20 hectares in the Agricultural zone. The combined gross floor area for any retail sales and tasting room shall not exceed 75 square metres.

#### 4.16 PERSONAL LIVESTOCK FOR NON-FARM USE

##### 1. Maximum Number of Animals

- a) Up to two (2) large animals (horses, donkeys, llamas), or
- b) Up to four (4) small animals (goats, sheep, miniature ponies), or
- c) The number and type of animals is below the MDS threshold (< 5 nutrient units).

##### 2. Setback Requirements

All livestock enclosures, shelters, and manure storage areas must be set back a minimum of:

- a) 15 metres from any lot line,
- b) 30 metres from any dwelling on an adjacent lot, and
- c) 100 metres from any municipal well or watercourse.

##### 3. Restrictions

The keeping of animals under this section:

- a) Shall not constitute a livestock facility under the Minimum Distance Separation (MDS) formulae,
- b) Shall not involve breeding, boarding, sale or commercial activity,
- c) Shall not exceed the nutrient loading capacity of the lot, as determined by staff or OMAFRA guidelines.

#### 4.17 URBAN AGRICULTURE

Urban agriculture uses are permitted both for personal use and as a form of *Home Business* subject to the provisions of the Backyard Hen and Urban Horticulture subsections. Urban agriculture is only permitted as a Use that is Accessory to a Residential Use, and a Dwelling must be present on the subject Lot for urban agriculture to be permitted, except where Urban Horticulture occurs within the Open Space (OS) Zone or Institutional (I) Zones on lands owned

by the Municipality or County. Where Urban Agriculture takes the form of a *Home Business*, the following provisions shall also apply:

- (a) Only residents of the *Dwelling Unit* shall be engaged in the *Home Business*.
- (b) The operator of the business shall reside in the *Dwelling Unit* on the *Lot*.
- (c) An attached garage and/or detached *Accessory Structures* may be used for purposes related to the *Home Business*.
- (d) Harvested products or products for sale shall be stored in a *Rear Yard, Interior Yard, or Structure*.

---

## 1. BACKYARD HENS

The keeping of *Backyard Hens* is subject to the provisions of By-law 2022-055, being a By-law to regulate the keeping of backyard poultry in the Municipality of Grey Highlands.

- (a) *MDS* shall not apply to *Backyard Hens*.
- (b) The keeping of *Backyard Hens* shall be considered an accessory use.
- (c) *Backyard Hens* shall be kept in a *Coop*, and such *Coop* is subject to the following provisions:
  - i. A maximum of one (1) *Coop* is permitted on a *Lot*.
  - ii. A maximum of four (4) *Hens* are permitted on a *Lot*.
  - iii. A maximum *Gross Floor Area* of 10 square metres.
  - iv. A maximum *Height* of 2 metres.
  - v. A *Minimum Rear Yard* or *Interior Yard* of 1.5 metres.
  - vi. A *Minimum Setback* of 10 metres from a Type A or Type B *land Use* as defined in the *Provincial Minimum Distance Separation Guidelines*.
  - vii. A minimum *Setback* of 30 metres from any dug well.
  - viii. A minimum *Setback* of 15 metres from any drilled well.
  - ix. Shall be located in an *Interior Yard* or *Rear Yard*.
  - x. *Coops* and manure storage *Structures* shall be considered *Accessory Structures* and *Uses* and shall contribute to any available *Lot Coverage* for such *Uses*.

---

## 2. URBAN HORTICULTURE

*Urban Horticulture* is subject to the following provisions:

- (a) *Greenhouses* are permitted as part of an *Urban Horticulture Use* and are subject to the *Accessory Building* provisions of this by-law, including lot coverage.
- (b) *Greenhouses* shall use materials that minimize glare or reflection onto adjacent properties where feasible.

(c) *Uses* related to horticulture, such as intensive composting and the *Use* of large quantities of manure, are not permitted as part of an *Urban Horticulture Use* if such *Uses* create noxious odours that are present on adjacent properties. Composting activities and the use of bagged manure typical of residential gardening operations are permitted, provided they do not create persistent odours detectable beyond the Lot Line. No more than 20 kg of manure may be stored at any time. Intensive composting facilities exceeding 1 cubic metre shall require further approval from the Municipality.

(d) Raised garden boxes:

- i. Raised garden boxes are permitted *Uses* in conjunction with *Urban Horticulture*;
- ii. Raised garden boxes shall not be included in any calculations of *Lot Coverage*;
- iii. Raised garden boxes are permitted in any *Rear Yard* or *Interior Yard*.
- iv. Raised garden boxes may be permitted in the *Front Yard*, provided they do not exceed 0.75 m in height and comply with the corner visibility triangle.

(e) Flowers, produce, and other plants grown in relation to an *Urban Horticulture Use* can be grown in any yard provided they do not obstruct visibility triangles as per this By-law. In areas within 2.0 metres of a *Street Line*, plants shall not exceed 1.0 metre in height.

#### 4.18 STORAGE OF UNLICENSED OR INOPERABLE VEHICLES

The outdoor storage of unlicensed, inoperable, or derelict motor vehicles shall not be permitted on any lot, in any zone, except as otherwise provided in this section.

Zone	Restriction
Urban Residential, Rural Residential or Shoreline	No more than one (1) unlicensed or inoperable vehicle may be stored in an accessory structure.
Rural and Agricultural	The outdoor storage of up to three (3) unlicensed or inoperable vehicles shall be permitted per lot, provided that the vehicles are accessory to a residential or agricultural use, and are not used for the purpose of salvage, parts resale, or wrecking, and are stored in a location that is not within a required front yard or exterior side yard and is visually screened from the public view to the extent possible.

#### 4.19 DEMOLITION OF RENTAL UNITS

Regulations and further agreement for the Demolition of Rental Units shall be set out in a separate Rental Housing Protection By-law, passed by *Council*. Provisions regarding lands

where the by-law shall apply, approval of the agreement and other provisions will be laid out therein.

#### 4.20 KENNELS

*Kennels* are subject to the following provisions:

1. Kennels as a On-Farm Diversified Use shall be subject to the On-Farm Diversified Uses provisions of this By-law.
2. The kennel shall be in a separate building and shall not be attached to any building used or capable of being used for human habitation.
3. The maximum *Gross Floor Area* of a *Kennel* shall not exceed 150 square metres including outdoor exercise areas and pens;
4. The minimum *Setback* of *kennel* and any related facilities from a *Sensitive Receptor* is 200 metres; and,
5. Where dogs are permitted to use an outside area, a *Fence* is required that has a *Height* of at least 1.2 metres. The wall of an adjacent *Building* may be included as part of such *Fenced area*.

*Kennels* are also subject to the By-law 2021-071 being a By-law to Control and License Dogs and Kennels.

#### 4.21 MODEL HOMES AND TEMPORARY SALES OFFICE

*Model Homes* and/or a *Temporary Sales Office* shall only be permitted on lands that have received Draft Plan of Subdivision or Condominium approval for residential purposes provided that:

1. Not more than 10% of the total number of residential units contained in the Draft Approved Plan are constructed as *Model Homes* to a maximum of 4 *Model Homes* at a time;
2. The *Model Home* is built within a *Lot* defined by the Draft Approved Plan; and,
3. The *Model Home* complies with all other requirements of this Zoning By-law for the applicable type of *Dwelling Unit*;
4. A *Model Home* may be constructed prior to being connected to Municipal water or wastewater services;

5. The *Temporary Sales Office* is not used for *Human Habitation*;
6. The *Temporary Sales Office* is built within a *Lot* defined by the Draft Approved Plan or an approved Site Plan Control Agreement under the *Planning Act*;
7. The maximum *Ground Floor Area* of a *Temporary Sales Office* shall be 250.0 square metres;
8. A *Temporary Sales Office* may be located within a *Model Home*.

A *Parking Area* that is associated with a *Temporary Sales Office* may be established on a *Lot* defined by the Draft Approved Plan that abuts the *Lot* on which the *Temporary Sales Office* is located throughout the duration of the *Use* of the *Temporary Sales Office*.

#### 4.22 PROHIBITED USES

The following *Uses* are not part of any *Use* permitted by this By-law except where explicitly stated otherwise:

1. The *Use* of any *Tent*, trailer or motor vehicle for *Human Habitation*, except where such *Tent*, trailer or motor vehicle is located in a *Campground*.
2. The *Use* of any *Accessory Building or Structure* for *Human Habitation* except where specifically provided for.
3. Any *Boathouse* aside from those legally established prior to the date of passing of this By-law.
4. The storage or *Use* of *Shipping Containers* on a *Lot* except as specifically provided for in section 4.34.
5. The *Use* of a truck, bus, or coach body for storage purposes.
6. The storage of disused or partially dismantled motor vehicles, rail cars, streetcars, buses, truck bodies or trailers, unless otherwise permitted by this By-law.
7. The parking or storage of trailers or *Commercial Motor Vehicles* on a vacant *Lot*, unless otherwise permitted by this By-law.

8. The manufacturing, refining, rendering or distillation of dangerous goods including but not limited to chemicals, coal, creosote, explosives, fireworks, gas, glue, petroleum or tar.

#### 4.23 PERMITTED YARD ENCROACHMENTS

1. Every part of any yard required to be provided in any Zone shall be open and unobstructed by any structure from the ground to the sky, except that:
  - (a) Ornamental Structures such as: sills, chimneys, cornices, eaves, gutters, parapets, pilasters, overhangs, or gutters may project into any required yard or setback a maximum of 0.5 metres. For the purpose of this requirement, the “required yard” is described as the minimum setback area from a lot line to a building or structure that must be maintained in accordance with the provisions of this By-law.
  - (b) Unenclosed porches, balconies, steps, and patios may project into any required yard or setback a maximum of 1.5 metre provided that, in the case of porches, steps, or patios, such uses are not more than 1.0 metre above grade. The exception is that where the required setback is only 1.5 metres, then the permitted encroachment shall be limited to 1.0 metre.
  - (c) Fences, freestanding walls, flagpoles, antennae, light standards and similar structures and appurtenances, and hedges, trees and shrubs are permitted in any yard except that:
    - i. no structure, hedge or obstruction that is more than 0.75 metres in height is permitted within 3 metres of any street line; and
    - ii. no structure, hedge or other obstruction is permitted in a sight triangle except as provided for.
2. Nothing in this By-law prevents the establishment of barrier-free entrances in accordance with the requirements of the *Ontario Building Code*.

#### 4.24 SETBACKS ON DEVELOPMENT FRONTING ON COUNTY ROADS

1. No building or structure shall be erected 22.86 metres from the centreline of any County Arterial or Collector Road.
2. Additional development or building additions shall not build any closer to the County Road centreline than the setback of the existing buildings.

#### 4.25 SETBACKS ON LAKES AND WATERBODIES

1. Buildings and structures (excluding docks and boathouse which are portable or floating in nature) will be setback 30.0 metres from the *High-Water Mark*.

2. No development shall be permitted within 30.0 metres of the *High-Water Mark*.

#### 4.26 SHORELINE BUFFER

1. A minimum 75.0% of the area of land 30.0 metres wide abutting and running parallel to the *High-Water Mark* shall contain a Shoreline Buffer.
2. No development will be permitted within 30.0 metres of the *High-Water Mark*, unless an Environmental Impact Study concludes setbacks may be reduced and/or where it has been determined by the appropriate Conservation Authority that these setbacks may be reduced.

#### 4.27 HEIGHT RESTRICTIONS

1. Notwithstanding the *Height* requirements of any Zone, the *Height* requirements of this By-law shall not apply to:
  - (a) Place of Worship belfries and spires;
  - (b) Clock towers and flagpoles;
  - (c) Communication towers and antennas;
  - (d) Drive-in theatre screen,
  - (e) Water storage tanks;
  - (f) Silos, cooling towers, chimneys and other stacks;
  - (g) Monuments;
  - (h) Any ornamental roof construction features including but not limited to domes, towers, cupolas, and steeples that are not used and/or designed for Human Habitation;
  - (i) All heating, ventilation and air conditioning equipment (HVAC) that is not enclosed in a mechanical penthouse;
  - (j) Aggregate processing facilities;
  - (k) Buildings and Structures associated with a Public Works Yard;
  - (l) Agricultural buildings and Structures, including silos and Grain Storage Structures or,
  - (m) Any mechanical features, such as Structures containing a mechanical penthouse or the equipment necessary to control an elevator.

#### 4.28 MINIMUM DISTANCE SEPARATION (MDS)

1. Outside of a *Settlement Area*, no *Use* defined as a Type A or Type B land *Use* as per the Provincial *MDS* Guidelines shall be *Erected* or enlarged unless it complies with the

*Minimum Distance Separation (MDS I)* formula calculated using the Province of Ontario's *Minimum Distance Separation (MDS)* Formulae as amended from time to time.

2. No residential, institutional, commercial, industrial, or recreational use, located on a separate lot and otherwise permitted by this By-law shall be erected or enlarged unless it complies with the Minimum Distance Separation (MDS I) formula calculated using the Province's Minimum Distance Separation (MDS) Formulae as amended from time to time.
3. Notwithstanding any other yard or setback provision in this By-law, no livestock facility shall be erected or enlarged unless it complies with the Minimum Distance Separation Formula (MDS II) calculated using the Province's Minimum Distance Separation (MDS) as amended from time to time.
4. For the purpose of applying MDS, the following are considered Type A land uses:
  - (a) On-Farm Diversified Uses,
  - (b) Institutional Uses, such as schools, churches and cemeteries, required by the horse and buggy community,
  - (c) All cemeteries within municipal jurisdiction.

#### 4.29 FENCE

1. No fence shall exceed 1.8 metres in height in any Residential Zone except where such a fence would directly enclose a sporting court, provided the fence is no higher than 2.5 metres in height and located 3.0 metres from the lot line.
2. A fence is permitted in any zone and within any required yard subject to complying with the provisions for corner visibility triangles and height restrictions on structures within 1.0 metre of a street line.

#### 4.30 SWIMMING POOLS

A *Swimming Pool* shall be permitted as an *Accessory Use* to any permitted *Residential Use* subject to the following provisions:

1. A *Swimming Pool* may be located in the *Interior Yard* and *Rear Yard* of any *Lot* if:
  - (a) No part of such *Swimming Pool* is located closer to any *Lot Line* or *Street Line* than the minimum distance required for the *Accessory Building* located on such *Lot*;

- (b) The maximum *Height* of such pool or associated *Deck* is 1.8 metres above the average *Finished Grade* level of the ground adjoining; and,
  - (c) Any *Building* or *Structure*, other than a *Dwelling* required for changing clothing or for pumping or filtering facilities or other similar *Accessory Uses*, complies with the provisions of this By-law respecting *Accessory Buildings* on such *Lot*.
2. A *Swimming Pool* may not be located in the *Front Yard* or *Exterior Yard* of any *Lot* unless the *Lot* is Zoned A1, A2 and RU and provided:
  - (a) A *Dwelling* exists on the *Lot*;
  - (b) No part of such *Swimming Pool* is located closer to any *Lot Line* or *Street Line* than the minimum distance required for the *Accessory Building* located on such *Lot*;
  - (c) The maximum *Height* of such pool or associated *Deck* is 1.8 metres above the average *Finished Grade* level of the ground adjoining; and,
  - (d) Any *Building* or *Structure*, other than a *Dwelling* required for changing clothing or for pumping or filtering facilities or other similar *Accessory Uses*, complies with the provisions of this By-law respecting *Accessory Buildings* on such *Lot*.
3. A *Swimming Pool* may be located in the *Rear Yard* of any *Lot* if no part of such *Swimming Pool* or associated *Deck* is located closer to any *Lot Line* or *Street Line* than the minimum distance required for any *Accessory Building* located on such *Lot*.
4. A *Swimming Pool* shall not be considered as part of a *Lot Coverage* provided no part of the *Swimming Pool* or its railing protrudes more than 1.2 metres above the ground level surrounding the *Swimming Pool*.
5. Every swimming pool shall be enclosed by a fence with a lockable gate in accordance with all Municipal By-laws and shall have a minimum height of 1.5 metres above average grade level.

#### 4.31 PONDS

Naturally occurring *Ponds* are permitted in any *Zone*. Artificial *Ponds* shall be permitted subject to the following provisions:

1. Within the Residential, Commercial, Other Employment, Open Space, Future Development and Agricultural *Zones*, *Ponds* are permitted as *Accessory Uses* in any *Yard* subject to maintaining a minimum 3.0 metre *Setback* from any *Lot Line*.
2. *Ponds* are permitted within any Hazard *Zone*. It is the responsibility of the landowner to confirm compliance with any other applicable legislation relating to the establishment of

a *Pond* in a Hazard Zone, such as obtaining permits from the relevant Conservation Authority.

3. Artificial *Ponds* are not permitted in a wetland Zone except as part of an approved project by the relevant Conservation Authority or Ministry.

The owner of the property, upon construction of an artificial pond, acknowledges that this may attract certain species to the property, and could result in the pond being recognized as a natural heritage system by the Ministry of Natural Resources and Forestry. In this instance, there may be a need for *Planning Act* approval in the future, should there be a need to remove the pond and/or construct in and around the pond.

#### 4.32 TEMPORARY CONSTRUCTION

Nothing in this By-law shall prevent *Uses* incidental to construction, such as a construction camp or other such temporary work camp, tool shed, scaffold or other *Building* or *Structure* incidental to the construction, only for so long as the same are necessary for work in progress that has neither been finished nor abandoned. A *Building* permit related to the primary *Use* must be active for this permission to apply.

Within the A1, A2 and RU Zones only, a single motor home, *Mobile Home*, or trailer may be used for *Human Habitation* on a *Lot* during the construction of the primary *Dwelling* for a maximum period of 18 months. A *Building* permit relating to the primary *Dwelling* must be active for this permission to apply.

#### 4.33 OUTDOOR STORAGE

On *Lots* where *Outdoor Storage* of goods and materials is included as a permitted *Use*, the location shall be permitted in an *Interior Yard* or *Rear Yard* only and shall be screened by a *Planting Strip*, *Fence*, or *Accessory Structure*.

On *Lots* where *Outdoor Storage* of goods and materials is included as a permitted *Use* and associated with commercial and industrial uses that back onto a highway or County Road, the *Outdoor Storage* is to be screened or appropriately located and not visible to the traveling public.

Notwithstanding the above, any *Outdoor Storage* that abuts a Residential Zone must comply with the *Minimum Yard* requirements for the Zone and must be visibly sheltered from view.

#### 4.34 REFRESHMENT VEHICLES

Where identified as a permitted *Use*, a *Refreshment Vehicle* is subject to the following provisions:

1. All *Refreshment Vehicles* are permitted as *Accessory Uses* in the C1, C2, C3 and M1 zones of this By-law.

2. A temporary by-law to permit a food truck as the primary use on a vacant property that is currently underutilized shall generally be supported. Temporary by-law amendments must consider the following provisions:
  - (a) The food truck is located more than 90.0 metres from a brick-and-mortar establishment that offers similar selections of goods,
  - (b) The property does not immediately abut a Residential Zone.
3. All *Refreshment Vehicles* must obtain a license through the *Municipality's Refreshment Vehicle Licensing By-law*.
4. *Refreshment Vehicles* are not required to comply with the *Setbacks* of a *Zone* but must be set back a minimum of 3 metres from any *Street Line* and *Residential Use*.
5. Notwithstanding anything in this By-law to the contrary, any number of *Refreshment Vehicles* may be permitted on a *Lot* and in any *Zone* as part of a temporary event that is approved by the *Municipality* through the issuance of a special event permit.
6. Notwithstanding any *Zone* provisions to the contrary, *Refreshment Vehicles* are permitted on any lands owned by the *Municipality* provided the *Municipality* has granted permission for the *Use* through a formal permitting process.

#### 4.35 RENEWABLE ENERGY SYSTEMS & ENERGY STORAGE SYSTEMS

*Renewable Energy Systems (RES)* and *Energy Storage Systems (ESS)* shall be permitted as-of-right in designated zones as specified in this Section as an accessory use only. Larger-scale RES and ESS shall require site-specific zoning amendment to assess land use compatibility. *Renewable Energy Systems* and *Energy Storage Systems* that are permitted through site-specific zoning provisions shall not be regulated by the provisions of this section as the site-specific zoning shall contain the relevant provisions.

1. *Renewable Energy Systems* and *Energy Storage Systems* that are permitted and regulated by the provisions of this section shall be limited to the following defined *Uses*:
  - (a) *Small-scale Wind Turbine*
  - (b) *Ground-Mount Solar Panel*
  - (c) *Rooftop Solar Panels*
2. *Rooftop Solar Panels*

(a) General Regulations

- i. *Rooftop Solar Panels* are permitted on the roof of any legal *Building* in any *Zone*.
- ii. *Rooftop Solar Panels* may cover the entire roof surface of a *Building*.
- iii. *Rooftop Solar Panels* may exceed the maximum height permitted in the zone by 1.0 metre.
- iv. *Rooftop Solar Panels* shall be setback at least 1.0 metres from the roof edges, where required for emergency access.
- v. Any rooftop solar installation must comply with the structural and fire safety standards under the Ontario Building Code.

3. *Ground-Mount Solar Panels*

(a) Permitted Zones

*Ground-Mount Solar Panels* shall be permitted as an accessory use in the A1, A2 and RU zones.

(b) Development Standards

- i. A maximum of one (1) *Ground-mount Solar Panel* is permitted on a *Lot*.
- ii. The maximum footprint of a *Ground-Mount Solar Panel* system shall be 100m<sup>2</sup>.
- iii. *Ground-Mount Solar Panels* shall comply with setback requirements for accessory buildings and structures in the applicable zone.
- iv. No *Ground-Mount Solar Panels* shall be located in a front yard unless screened by landscaping.
- v. *Ground-Mount Solar Panels* in designated heritage or environmental areas shall require Site Plan Control.

4. *Small-Scale Wind Turbines*

(a) Permitted Zones

*Small-Scale Wind Turbines* shall be permitted as an accessory use in the A1, A2 and RU zones.

(b) Development Standards

- i. A maximum of one (1) *Small-Scale Wind Turbine* per *Lot*.
- ii. Maximum Height is 20.0 metres, measured from ground level to the tip of the rotor blade at its highest point.
- iii. Setbacks:
  - a. A *Small-Scale Wind Turbine* must be setback a minimum distance of its total height plus 10.0 metres from any lot line.
  - b. A *Small-Scale Wind Turbine* shall not be located within 120.0 metres of a residential dwelling on an adjacent property.

(c) Environmental Noise Impact Required

Any *Small-Scale Wind Turbine* above 3 kW capacity must submit a Noise Impact Statement demonstrating compliance with *Ontario Regulation 359/09*. The Turbine would also be subject to Renewable Energy Approval.

(d) Compliance with Transport Canada & NAV Canada

Any *Small-Scale Wind Turbine* taller than 15 metres must comply with Transport Canada regulations regarding aeronautical safety and lighting.

Any Renewable Energy System and *Energy Storage System* exceeding the scale and capacity limits in this Section shall require a Zoning By-law Amendment.

*Renewable Energy Systems* and *Energy Storage Systems* must be removed within twelve (12) months if they are non-operational for two consecutive years. The owner must restore the site to its previous condition, including removing foundations and underground cabling where feasible.

#### 4.36 SHIPPING CONTAINERS

1. During periods when there is no active construction on a *Lot*, the temporary placement of one *Shipping Container* is permitted per *Lot* in a Residential, Commercial, Industrial, Rural or Agricultural Zone, provided the *Shipping Container*:
  - (a) Is located on the *Driveway* or *Parking Area*;
  - (b) Is set back a minimum of 1.0 metre from any *Lot Line*;
  - (c) Has a maximum *Height* of 2.5 metres, a maximum width of 2.5 metres and a maximum length of 7.0 metres; and,
  - (d) Is not located on the *Lot* for more than 30 days in a calendar year.

2. During periods where there is active construction on a Lot, the temporary placement of one Shipping Container for the purpose of securely storing tools, equipment or materials related to active and permitted construction is permitted per Lot in a Residential, Commercial, Industrial, Rural or Agricultural Zone, provided it meets the following:

- (a) Location and Duration

- i. The container shall only be permitted after a valid Building Permit has been issued for construction on the lot.
    - ii. The container may remain on the lot for a maximum period of six months, or until final occupancy or completion of construction, whichever occurs first.
    - iii. One extension of up to 3 months may be granted at the discretion of the Chief Building Official.

- (b) Setback and Placement

- i. The container shall comply with the minimum setback requirements for accessory buildings in the applicable zone.

- (c) Appearance and Maintenance

- i. The container must be kept in a safe, clean, and structurally sound condition.

- (d) Removal

- i. The container shall be removed within 14 days of occupancy or project completion, whichever occurs first, or upon expiry of the approved temporary use period.

3. *Shipping Containers* are not permitted as permanent *Accessory Buildings* except in the A1, A2, RU, C2, M1, M2, MX Zones subject to the provisions of the *Accessory Buildings* section of this By-law and the following:

- (a) In the Commercial and Light Industrial zones, they must be sheltered from view of the road and residential neighbours by using plantings/fencing and there is a maximum of two (2) per property.

#### 4.37 SHORT TERM ACCOMMODATIONS

Where permitted as a *Use* within a Zone, the following provisions shall apply to *Short Term Accommodations*:

1. *Short Term Accommodations* are only permitted within *Buildings* that constitute a *Dwelling*. Cabins and Bunkies may not be used for Short Term Accommodations. Multiple *Cabins* on a Lot that have been permitted through site-specific zoning as “*Campground*” are not subject to the provisions of this Section.

2. Only one (1) *Dwelling Unit* on a Lot may be used for *Short Term Accommodation*.
3. *Short Term Accommodations* must comply with an additional municipal By-law in effect that regulates their use, including and not limited to By-law 2019-122, a Consolidated By-law to License, Regulate and Govern Short Term Accommodations.

#### 4.38 BED AND BREAKFAST

A *Bed and Breakfast Establishment* shall be permitted in any Zone in which a single-detached residential dwelling is a permitted use, however, is not permitted in combination with any other type of accommodation such as roomers and boarders and accessory apartments.

Bed and breakfast establishments are considered a *Home Business* and are governed according to the General Provisions identified in Section 4.13.

#### 4.39 CAMPGROUND

1. No person shall use any land or erect, alter or use any building or structure for a campground, except in accordance with the following provisions:
  - (a) Permitted Uses shall include a campground and uses buildings and structures accessory thereto, and one single detached dwelling and uses buildings and structures accessory thereto for one gatekeeper or caretaker of the campground.
2. Zone Provisions for Campground Uses
  - (a) The following provisions shall apply in addition to the zone provisions contained in Section 6.3.

Standard	Requirement
Minimum Lot Frontage (m)	60.0
Minimum Lot Area (sq. m)	8,000.0
Minimum Exterior Side Yard Setback (m)	9.0
Minimum Interior Side Yard Setback (m)	7.5
- if abutting a residential zone	15.0
Minimum Camp Site Area (sq. m)	150.0
Maximum Number of Camp Sites	36 per hectare
Minimum Camp Site Frontage (m)	7.5

- (b) The driveway and access roads shall have a minimum width for one-way traffic of at least 3.5 metres and a minimum width for two-way traffic of at least 7.5 metres.
- (c) *Camper Trailers* and *Motor Homes* that intended to be used seasonally can be parked on each camp site area throughout the year.

- (d) *Tent Structures* for the purpose of overnight accommodation are permitted on each camp site area.

#### 4.40 STORAGE OF COMMERCIAL VEHICLES IN RESIDENTIAL ZONES

1. In any Residential *Zone* located within settlement boundaries, no storage of commercial vehicles is permitted.
2. In the Rural Residential (RUR) *Zone*, the storage of one (1) *Commercial Motor Vehicle* is permitted, subject to the following regulations:
  - (a) A *Dwelling* exists on the *Lot*.
  - (b) The vehicle is owned or used by the owner or occupant of such *Lot, Building* or *Structure*;
  - (c) The commercial vehicle has a maximum carrying capacity of 11,000 kg
  - (d) Not more than one commercial vehicle is stored in accordance with this Section; and,
  - (e) The storage of the one (1) commercial vehicle is not located in the *Front Yard*.
3. In any Agricultural and Rural *Zones*, the storage of one (1) *Commercial Motor Vehicle* and one (1) *Transport Trailer* is permitted, subject to the following regulations:
  - (a) A *Dwelling* exists on the *Lot*.
  - (b) The vehicle is owned or used by the occupant of such *Lot, Building* or *Structure*;
  - (c) Not more than one *Commercial Motor Vehicle* is stored in accordance with this Section; and,
  - (d) The storage of the one (1) *Commercial Motor Vehicle* and/or *Transport Trailer* is not located in the *Front Yard*.

#### 4.41 STORAGE OF RECREATIONAL VEHICLES IN RESIDENTIAL ZONES

1. *Recreational Vehicles* shall not be stored in the *Front* or *Exterior Yard* in a Residential *Zone*.
2. A maximum of three (3) *Recreational Vehicles* may be stored on a *Lot* within an *Interior Yard* or *Rear Yard*.
3. Notwithstanding the above, only one motor home and/or *RV Camper Trailer* may be stored on a *Lot* unless site-specific provisions provide otherwise.

4. No storage of any *Recreational Vehicle* shall be permitted unless a *Main Building* has been constructed.
5. There is no limit on the number of *Recreational Vehicles* that may be stored within an *Accessory Building* on a *Lot* provided they are either owned by the primary resident of the *Lot* or are being stored for no monetary gain by the owner.
6. *Recreational Vehicles* may not be stored outdoors within 2.0 metres of the rear or *Interior Side Lot Line*.

#### 4.42 PLANTING STRIP REQUIREMENTS

##### 1. Location

- (a) The requirements of this section shall not be triggered for existing building or structures unless the Development involves establishing a new *Building* or *Structure* or an expansion to the *Height* or *Ground Floor Area* of an existing *Building* or *Structure* by more than 10 percent.
- (b) For existing *Uses*, the requirements of this section shall only apply where a *Planting Strip* exists on the date of passing of this By-law.
- (c) A 3.0-metre-wide *Planting Strip* adjacent to the full length of the *Lot Line* shall be required:
  - i. Where a *Lot* in any C1, C2, C3, M1, M2, I or REC Zone Abuts an *Interior Side* or *Rear Lot Line* of a *Lot* in any Residential Zone;
  - ii. Where a parking area, access driveway and/or laneway in any C1, C2, C3, M1, M2, I or REC Zone abuts a Residential (R) or Residential Multiple (RM) Zone;
  - iii. Where a *Lot Zoned* Residential Multiple (RM) contains an *Apartment Dwelling* and abuts an Residential (R) Zone.
- (d) Where *Parking Areas* are connected to *Parking Areas* on adjacent *Lots*, a *Planting Strip* is not required.
- (e) Where there is an opaque wall or opaque *Fence* having a *Height* of 1.5 metres or more, the width of the *Planting Strip* may be reduced to 1.8 metre in width.

##### 1. Contents

Required *Planting Strips* shall contain one or more of the following screening devices:

- (a) A continuous row of trees;
- (b) A continuous hedgerow of evergreens, bushes or shrubs;
- (c) A berm;
- (d) A wall; or,
- (e) A *Fence*.

## 2. Design

Screening devices comprising a required *Planting Strip* shall:

- (a) Be arranged so as to form a dense or opaque screen or barrier,
- (b) Be designed to have an ultimate *Height* of not less than 1.5 metres above the elevation of the ground at the nearest *Lot Line*, provided they do not obstruct a *Corner Visibility Triangle*,
- (c) Be uninterrupted except where traversed by pedestrian walkways or permitted *Driveways*, in which case no such screening devices shall be required within 1.0 metre thereof.

### 4.43 DEVELOPMENT WITHIN REGULATED AREA

Written permission may be required from the applicable Conservation Authority pursuant to Ontario Regulation 151/06 – Development, Interference with Wetlands and Alterations to Shorelines and Watercourses where development or site grading is proposed within a Regulated Area as shown on schedules filed with the Conservation Authority, where such mapping exists, or otherwise generally within or near the Hazard Zones.

## SECTION 5.0 PARKING PROVISIONS

### 5.1 GENERAL PARKING REQUIREMENTS

#### 1. Use of Parking Areas

- (a) Parking is permitted in all *Zones* as an *Accessory Use* to a permitted *Use*. Parking is not permitted as the *Principal Use* of any *Lot* except where the *Lot* is owned by a conservation authority or a municipal, provincial, or federal government.
- (b) Where a parking area or parking space is required by the By-law in any *Zone*, no person shall use such parking area or parking space for parking any motor vehicle unless such motor vehicle bears a motor vehicle license plate or sticker which is currently valid.

#### 2. Applicability of Parking Standards

##### (a) Parking Space Requirements

In all *Zones* described in this By-law, the owner or occupant of any *Building* or *Structure Erected*, shall provide, and maintain off-street parking in accordance with the table under 5.2, unless a *Parking Justification Study* is provided to demonstrate that parking can be reduced without impact to neighbouring property owners and to the taxpayers of Grey Highlands. The *Parking Justification Study* is further explained in the *Special Parking Provisions* section of this By-law.

##### (b) Parking Space Requirement Round Up

When the minimum *Parking Space* requirement is a fraction of a whole number, the minimum *Parking Space* requirement shall be rounded up to the next whole *Parking Space*.

##### (c) Change of Use

Whenever a use is changed or enlarged in floor area, number of employees, number of dwelling units, seating capacity or otherwise, and would require an additional number of parking space or loading spaces, then such additional parking and loading shall be provided on the same basis as the requirements set out in this Section.

When a building or structure has insufficient loading spaces on the date of passing of this By-law to comply with the requirements herein, this By-law shall not be interpreted to require that the deficiency be made up prior to the construction of any addition. However, no addition may be built, and no change of use may occur, if the effect of which would be to increase that deficiency, without a minor variance or approval under a *Cash-In-Lieu* of *Parking By-law*.

##### (d) Mixed Occupancies

In the case of two or more Uses in the same Building or on the same Lot, the total requirements for off-street Parking Spaces and Bicycle Parking Spaces shall be the sum of the requirements for the several Uses calculated separately. Parking facilities for one Use shall not be considered as providing required parking for any other Use unless otherwise specified by this By-law.

In the case of two or more Uses in the same Building or on the same Lot, the total requirements for Loading Spaces shall be one Loading Space.

(e) Use Not Described

In the case of a use not specifically mentioned, the requirements for off-street parking shall be based on the requirements for the most comparable use specified therein.

## 5.2 REQUIRED PARKING SPACES

Parking Designation	Minimum Vehicle Parking Space Requirements
<b>Residential</b>	
<i>Bed and Breakfast</i>	1 space per unit + 1 for each guest room
<i>Dwelling, Apartment Building</i>	1.25 space per unit + 0.25 spaces per unit for visitor's parking
<i>Dwelling, Single, Semi, Duplex</i>	2 spaces per unit
<i>Dwelling, Triplex, Fourplex, Townhouse &amp; Additional Residential Dwelling Unit (ADU)</i>	1 space per unit
<i>Dwelling, Group Home</i>	1 space per 4 residents + 1 space per staff member
<i>Dwelling, Rooming House</i>	1.25 space per rooming unit
<i>Short Term Accommodation</i>	1 space per guest room
<b>Rural and Agricultural Uses</b>	
<i>Agricultural Use</i>	0 spaces
<i>Agricultural Processing</i>	1 space per 100 m <sup>2</sup> of gross floor area
<i>Farm Equipment Sales and Servicing</i>	1 space per 40 m <sup>2</sup> of gross floor area
<i>Greenhouses, Nurseries &amp; Garden Centres</i>	1 space per 40 m <sup>2</sup> of gross floor area
<i>Wineries, Cideries</i>	1 space per 10 m <sup>2</sup> of tasting area or retail space 1 space per 50 m <sup>2</sup> of production area
<i>Agri-Tourism &amp; Farm Markets (Pumpkin Patches, Apple Orchards, etc.)</i>	1 space per 30 m <sup>2</sup> of gross floor area + Area designated for bus/overflow parking if event hosting

Grain Elevators, Feed Mills & Agricultural Processing	1 space per 100m <sup>2</sup> of processing area
<b>Commercial Uses</b>	
Arena	1 space per 15 m <sup>2</sup> of GFA
Art Gallery	1 space per 30 m <sup>2</sup> of GFA
Assembly Hall/Community Centre/Banquet Hall	1 space per 15 m <sup>2</sup> of GFA
Bakery	1 space per 20 m <sup>2</sup> of retail space and 50 m <sup>2</sup> of production
Brewery Production Area Tasting Room/Taproom/Bar/ Restaurant/Dining Room	1 space per 100 m <sup>2</sup> of GFA 1 space per 10 m <sup>2</sup> of GFA
Club	1 space per 20 m <sup>2</sup> of GFA
Equipment Sales and Rentals	1 space per 30 m <sup>2</sup> of retail/showroom space 1 space per 300 m <sup>2</sup> of outdoor storage/display area 3 spaces per service bay
Funeral Home	1 space per 25 m <sup>2</sup> of GFA
Gas Station	1 space per fueling position 1 space per 20 m <sup>2</sup> of retail/convenience store space
Hotel or Motel	1 space per guest room, 2 spaces per 100 m <sup>2</sup> GFA for those areas open for use by the public or guests
Home Business & Home Industry	0 additional spaces, unless falling under one of the requirements in the Home Business and/or Home Industry general provisions.
Kennel	1 space per 5 kennels + 1 per 30 m <sup>2</sup> of office space
Medical building, clinic, office	1 space per 20 m <sup>2</sup> of GFA
Motor Vehicle Sales & Service Establishment	3 spaces per service bay 1 space per 20 m <sup>2</sup> of showroom space 1 space per 50 m <sup>2</sup> of outdoor vehicle display area
Motor Vehicle Service Station	3 spaces per service bay 1 space per fueling position 1 space per 30 m <sup>2</sup> of customer service area
Office, Business or Professional	1 space per 40 m <sup>2</sup> of GFA
Refreshment Vehicle	2 customer spaces per vehicle 1 space per 15 m <sup>2</sup> of service area if seating provided
Restaurant	1 space per 10 m <sup>2</sup> of GFA
Retail Store, Convenience Store, Personal/Service Shop, Post Office, Financial Institution, Laundry Shop,	1 space per 20 m <sup>2</sup> of GFA

Dry Cleaning Establishment, Fitness Facility, Place of Entertainment	
Shopping Centre, Grocery Store	1 space per 25 m <sup>2</sup> of GFA
<b>Industrial Uses</b>	
Building Supply Establishment	1 space per 30 m <sup>2</sup> of retail + 1 space per 100 m <sup>2</sup> of warehouse
Bulk Fuel Establishment, Processing Plants, Contractor's Yard,	1 space per 50 m <sup>2</sup> of office/administration space 1 space per 200 m <sup>2</sup> of warehouse/storage space
Metal Works Shop	1 space per 200 m <sup>2</sup> of manufacturing space 1 space per 50 m <sup>2</sup> of office space 1 space per 100 m <sup>2</sup> of customer service area (if applicable) 1 space per 200 m <sup>2</sup> of outdoor storage (if applicable)
Recycling Depot	1 space per 100 m <sup>2</sup> of drop-off area 1 space per 50 m <sup>2</sup> of office/admin space 1 space per 200 m <sup>2</sup> of sorting/processing area
Shopping Centre	4 spaces per 100 m <sup>2</sup> of GFA
Storage Facility	2 spaces per 100 m <sup>2</sup> of GFA for the accessory office space
Transport Terminal	1 space per 100 m <sup>2</sup> of terminal office space
Wholesale/Warehousing, Storage/Salvage	1 space per 200 m <sup>2</sup> of GFA 1 space per 50 m <sup>2</sup> of retail display
<b>Institutional Uses</b>	
<i>Cemetery</i>	
Burial Land	5 spaces per hectare of burial land
Mausoleum/Columbarium	1 space per 20 m <sup>2</sup> of GFA
<i>Child Care Centre/Nursery</i>	2 spaces per 50 m <sup>2</sup> of GFA
<i>Hospital</i>	1 space per 40 m <sup>2</sup> of GFA
<i>Library/Museum</i>	1 space per 30 m <sup>2</sup> of GFA
<i>Places of Worship</i>	1 space per 10 m <sup>2</sup> of main assembly area
<i>Retirement Home or Long-Term Care Facility</i>	1 space per 40 m <sup>2</sup> of GFA
<i>School</i>	
Elementary School	1 space per 50 m <sup>2</sup> of GFA
Secondary School/Private School	1 space per 40 m <sup>2</sup> of GFA
Post-Secondary School	1 space per 30 m <sup>2</sup> of GFA
<b>Open Space Uses</b>	
<i>Campground</i>	1 space per campsite 1 space per 5 campsites for visitor parking

	1 space per 20 m <sup>2</sup> of common area/recreational space
<i>Driving Range</i>	1 space per tee
<i>Golf Course</i>	4 spaces per hole + 1 per 20 m <sup>2</sup> of GFA of Clubhouse
<i>Marina</i>	1 space per 20 m <sup>2</sup> of retail floor area + 1 space per boat slip
<i>Ski Resort</i>	Parking Justification Study required

### 5.3 SPECIAL PARKING PROVISIONS

#### 1. Downtown Commercial (C1) Zone Adjustments

Notwithstanding the parking requirements established in this By-law, required parking spaces for any use within the Downtown Commercial (C1) Zone may be provided off-site, subject to the execution of a registered agreement with the owner of the off-site property, ensuring compliance with the provisions of this By-law. This shall also be captured in the site plan control agreement.

New surface parking shall not be located between the front lot line and the principal building, to ensure pedestrian-oriented design and streetscape continuity.

#### 2. Parking Justification Study

The Parking Justification Study must include:

- (a) An analysis of the anticipated parking demand based on industry best practices, observed site conditions and comparable land uses.
- (b) Consideration of shared parking opportunities and peak-hour demand variations.
- (c) An assessment of alternative parking solutions, but not limited to, off-site parking agreements, staggered use patterns, or transportation demand management strategies.
- (d) Justification for any reduction in required parking spaces, demonstrating that the proposed parking supply is sufficient to meet the needs of the development.

The Parking Justification Study shall be submitted to the Municipality for review and approval prior to Site Plan Approval, Building Permit issuance, or other applicable development approvals. The Municipality may require peer review of the Parking Justification Study, at the applicant's expense, where deemed necessary. The Municipality may approve, modify, or deny the request exemption based on the findings of the Study and in consideration of municipal objectives and policies, and may request cash-in-lieu of parking based on the Cash-In-Lieu of Parking By-law.

#### 3. Cash-In-Lieu of Parking Regulations

Notwithstanding the parking requirements set out in Section 5.0 of this By-law, the *Municipality*, at its sole discretion, may accept cash-in-lieu of parking. In accordance with Section 40 of the *Planning Act*, where an owner must provide parking facilities, *Council* may enter into an agreement exempting the owner or occupant from the requirement of providing or maintaining parking facilities.

The regulations and further agreement for the acceptance of cash-in-lieu of parking shall be set out in a separate Cash-in-Lieu By-law, passed by *Council*. Provisions regarding lands where the by-law shall apply, approval of the agreement and other provisions will be laid out therein.

## 5.4 PARKING DESIGN STANDARDS

### 1. Parking Space Dimensions and Layouts

- (a) A *Parking Space* shall have a minimum size in accordance with the following table:

Type of Parking Space	Minimum Width	Minimum Length
Perpendicular	2.8 metres	6.0 metres
Parallel or Angled	2.8 metres	7.0 metres
Queuing	2.8 metres	6.0 metres
Type A Accessible, Perpendicular	3.4 metres	6.0 metres
Type B Accessible, Perpendicular	2.8 metres	6.0 metres
Type A Accessible, Parallel or Angled	3.4 metres	7.0 metres
Type B Accessible, Parallel or Angled	2.8 metres	7.0 metres

- (b) A maximum of 50% of the area of a Front Yard or Exterior Yard may be used for Driveways and Parking Areas in combination within an RF, RW, RP, or RM Zone.
- (c) Notwithstanding the above, new Parking Spaces in the C1 Zone shall only be permitted in a Rear Yard or Interior Yard except where a Parking Lot is permitted as a Principal Use in accordance with the provisions of this By-law.

(d) New Parking Spaces must be located a minimum of 1 metre from any Lot Line and 3 metres from a Street Line within any Commercial Zone or Other Employment Zone.

2. Accessible Parking Requirements

(a) The minimum number of required accessible parking spaces shall be in accordance with the table below.

<b>Total Number of Parking Spaces Required</b>	<b>Number of Accessible Parking Spaces Required</b>	<b>Type of Spaces Required</b>
1 to 25 spaces	Minimum of 1 space	Equally divided between Type A and Type B, if an even number of parking spaces is required. Any additional 'odd' space may be either Type A or Type B. A minimum of one Type A space shall be provided.
26 to 50 spaces	Minimum of 2 spaces	
51 to 100 spaces	Minimum of 3 spaces	
Over 100 spaces	2% of the total required parking	

(b) Accessible parking spaces shall be above and beyond the total calculation of required parking spaces for any lot, building or use.

(c) Each *Parking Space* shall be paved and the access from the *Parking Space* to the main entrance of the main building on the lot shall be paved.

(d) Each space shall have a vertical clearance of 3.0 metres and access aisle, having a minimum width of 1.5 metres and extending the full length of the parking space shall be provided adjacent to all barrier-free parking spaces. An aisle may be shared by two barrier-free parking spaces.

3. Bicycle Parking Requirements

(a) The minimum number of required bicycle spaces for residential and non-residential uses shall be in accordance with the table below.

Type of Use	Number of Bicycle Spaces Required
Residential building that contains 5 dwelling units or more	0.7 bicycle spaces per dwelling unit to a total maximum of 15 bicycle spaces
All other non-residential buildings	10% of the required parking spaces for motor vehicles but in no case shall the required bicycle spaces be less than 4

(b) A Bicycle Parking Space shall have a minimum length of 1.8 metres and a minimum width of 0.6 metres measured at right angles to the length.

(c) Unless otherwise provided for herein, Bicycle Parking Spaces may be located in any Yard.

(d) Bicycle Parking Spaces must be located a minimum of 2.0 metres from a Street Line within any Commercial, Employment or Institutional Zone.

#### 4. Surface Treatment and Drainage

The provisions of this section apply to commercial, employment area and high-density residential uses only. This does not apply to *Bicycle Parking Spaces*.

New *Driveways, Parking Aisles, Loading Spaces, and Parking Spaces* shall be provided and maintained with a concrete, asphalt, or bituminous double surface treatment.

*Driveways and Parking Spaces* that are existing on the date of passing of this By-law, and that are surfaced with gravel, crushed stone, or a similar granular surface may be expanded and surfaced with gravel, crushed stone or similar surface.

All other uses (residential and institutional) are required to provide driveways, loading spaces and parking that is maintained with concrete, asphalt, bituminous double surface treatment, gravel, crushed stone or similar surface.

#### 5. Illumination of Parking Areas

When parking and loading areas and/or *Driveways* are illuminated, lighting fixtures shall be so arranged to divert the light away from adjacent *Lots* and streets.

### 5.5 QUEUING AND LOADING SPACE REQUIREMENTS

#### 1. Queuing Space Standards for Drive-Throughs

(a) Where a *Drive-Through Service Facility* is provided on a lot, a queuing aisle shall also be required.

- (b) The minimum number of required vehicle spaces in a queuing aisle for a Drive-Through Service Facility shall be in accordance with the following table:

Type of Use	Minimum Number of Queuing Spaces Required
Restaurant	8 spaces
Financial Institution	4 spaces
Motor Vehicle Wash	8 spaces per wash bay
Motor Vehicle Gasoline Station	1 space per gas pump
All other uses not otherwise listed	3 spaces

- (c) The required vehicle spaces of a Drive-Through Service Facility are in addition to the required parking spaces for any lot, building or use.

## 2. Delivery & Loading Spaces

### (a) Delivery Spaces

- i. This section applies to all new commercial, industrial, institutional and mixed-use developments that require delivery space for business operations. The minimum number of *Delivery Spaces* shall be provided as follows:

Use Type	Delivery Space Requirement
Retail Store	1 space per 2,000 m <sup>2</sup> GFA
Restaurant	1 space per 1,500 m <sup>2</sup> GFA
Office and Clinics less than 2,000 m <sup>2</sup>	1 space

- ii. Any required delivery space shall be provided on the same lot as the principal use, unless an alternative arrangement is approved through Site Plan Control.
- iii. Delivery Spaces shall be located to the rear or side of the building where possible, and not obstruct pedestrian access, customer parking or fire routes. Delivery Spaces are to be designed to avoid conflicts with pedestrian areas, customer parking, and site circulation.
- iv. Shared Delivery Spaces are permitted in multi-tenant commercial developments, subject to Site Plan Control approval.

(b) Loading Spaces

- i. Any Use, other than a farm, involving the receiving, shipping, loading or unloading of persons, animals, good, wares, merchandise or raw materials, shall provide and maintain at the premises facilities comprising one or more loading spaces, in accordance with the following:

<b>Use Type</b>	<b>1 Loading Space</b>	<b>2 Loading Spaces</b>	<b>3+ Loading Spaces</b>
Shopping Centre	176 - 2,000 m <sup>2</sup> GFA	2,001 – 4,000 m <sup>2</sup> GFA	1 additional space per 2,000 m <sup>2</sup>
Offices and Clinics	2,000 – 10,000 m <sup>2</sup> GFA	> 10,000 m <sup>2</sup> GFA	N/A
Hotels / Convention Centres	176 – 3,000 m <sup>2</sup> GFA	3,001 – 7,000 m <sup>2</sup> GFA	1 additional space per m <sup>2</sup>
Warehouse/Distribution/ Manufacturing	500 – 1,500 m <sup>2</sup> GFA	1,501 – 5,000 m <sup>2</sup> GFA	1 additional space per 3,000 m <sup>2</sup>
Grocery Stores	176 – 1,000 m <sup>2</sup> GFA	1,001 – 3,000 m <sup>2</sup> GFA	1 additional space per 2,000 m <sup>2</sup>

- ii. A Loading Space shall be a minimum of 3.75 metres in width, 9.0 metres in length, and a minimum vertical clearance of 4.0 metres.
- iii. A Loading Space shall have a required setback to any street or highway of a minimum of 6.0 metres.
- iv. Any required Loading Spaces shall be provided on the same lot as the principal use, unless an alternative arrangement is approved through Site Plan Control.
- v. Loading Spaces shall be located to the rear or side of the building where possible, and not obstruct pedestrian access, customer parking or fire routes. Loading Spaces are to be designed to avoid conflicts with pedestrian areas, customer parking, and site circulation.

- vi. Access to the required Loading Space shall be provided by means of a driveway at least 6.0 metres wide contained within the lot on which the space is located and leading to a street or land located within or adjoining the zone in which the use is located.

## 5.6 DRIVEWAY AND ENTRANCE WIDTHS

### 1. Residential Entrance Widths

- (a) The entrance width for a single detached dwelling, semi-detached dwelling, duplex dwellings, townhouse dwelling or a boarding home shall not exceed a maximum width of 6.5 metres or 50% of the lot frontage, whichever is the lesser.
- (b) The entrance width for a group of dwellings, including a private road for a plan of condominium, shall be a minimum of 7.5 metres.
- (c) No Driveway shall be established closer than 1.0 metre to a side Lot Line, with the exception of abutting Driveways along a common Lot Line if their combined width does not exceed 9.0 metres.

### 2. Commercial and Industrial Driveways

- (a) Access to the required *Parking Spaces* and *Parking Areas* shall be provided by means of unobstructed *Driveways* or passageways at least 3.0 metres for single direction traffic and 6.0 metres for two-way traffic, to a maximum of 9.0 metres.
- (b) The *Aisles* between *Parking Spaces* within a *Parking Area* that are two-way aisle width shall have a minimum width of 6.0 metres. If angled parking spaces and/or one-way aisles are being proposed, the following regulations apply:

<b>Parking Angle</b>	<b>One-Way Aisle Width</b>
30 degrees	4.0 metres
45 degrees	4.5 metres
60 degrees	5.5 metres

## 5.7 UNDERGROUND PARKING GARAGES

1. An underground parking garage shall be located in accordance with the following:

<b>Yard</b>	<b>Required Setback</b>
Front Yard	Half of that required for the main building or main use
Exterior Side Yard	Half of that required for the main building or main use
Interior Side Yard	Nil
Rear Yard	Nil

2. Despite the Table above, where a zone has a front yard or an exterior side yard of nil, then the required setback for the underground parking garage to the front yard of the exterior side yard may also be nil.
3. Any underground parking garage, or any portion thereof, that is not located under a building shall have its roof a minimum of 0.6 metres below existing grade. This provision shall not apply to a single detached dwelling, semi-detached dwelling or townhouse dwelling.

## 5.8 SNOW STORAGE AND MINIMUM PARKING REQUIREMENTS

1. Snow Storage Requirement

Every development required to provide parking under this By-law shall also provide adequate on-site space for the storage of snow resulting from parking lot and driveway clearing.

2. Exclusion from Parking Count

Under no circumstances shall areas designated or used for snow storage be counted toward the minimum number of parking spaces required by this By-law.

3. Location and Safety

Snow storage shall not obstruct any required fire route, emergency access, pedestrian walkway, visibility triangle or barrier-free parking space.

## SECTION 6.0 AGRICULTURE AND RURAL ZONES

### 6.1 AGRICULTURE (A1) ZONE

Within an Agriculture (A1) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following subsections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

#### a) Permitted Uses

- i. *All Agricultural Uses*, including intensive agricultural uses,
- ii. *Agriculture-Related Uses*
- iii. *Bed and Breakfast*
- iv. *Dwelling, Additional Unit(s)*
- v. *Dwelling, Single Detached*
- vi. *Electric Power Facilities*
- vii. *Equestrian Centre*
- viii. *Forestry*
- ix. *Greenhouse, Farm*
- x.
- xi. *Institutional Uses* including Places of Worship, schools, cemeteries, community halls, public use, airstrips, communication towers and historic sites on Existing Lots
- xii. *Livestock Facilities*
- xiii. *Manure, Liquid and Solid Facility*
- xiv. *On-Farm Diversified Use*
- xv. *Passive and Active Recreational Uses*
- xvi. *Personal Livestock for Non-Farm Use*
- xvii. *Renewable Energy System*
- xviii. *Short Term Accommodation*
- xix. *Wayside pits and quarries (excluding stockpiling of sand/salt mixtures)*
- xx. *Uses, buildings and structures accessory to a permitted use*

#### b) Zone Provisions

<b>Zone Standard</b>	<b>All Uses</b>
<i>Minimum Lot Frontage</i>	200.0 metres
<i>Minimum Lot Area</i>	20.0 hectares
<i>Maximum Lot Coverage</i>	5%
<i>Minimum Front Yard (m)</i>	30.0

<i>Minimum Exterior Yard (m)</i>	20.0
<i>Minimum Interior Yard (m)</i>	15.0
<i>Minimum Rear Yard (m)</i>	15.0
<i>Maximum Height (m)</i>	11.0
Maximum Lot Coverage for Outdoor Storage for On-Farm Diversified Uses	250 square metres

c) Special Provisions for Lots Having Less than 3 Hectares of Lot Area

All existing lots of record as of the date of passage of this By-law, within the A1 Zone with lot areas less than 1.0 hectare, shall comply with the following provisions:

Permitted Uses:

- i. Bed and Breakfast
- ii. Backyard Hens
- iii. Dwelling, Additional Unit(s)
- iv. Dwelling, Single Detached
- v. Personal Livestock for Non-Farm Use
- vi. Home Business
- vii. Uses, buildings and structures accessory to a permitted use

<b>Zone Standard</b>	<b>Dwellings &amp; structures accessory thereto</b>
<i>Minimum Lot Frontage</i>	100.0 metres
<i>Minimum Lot Area</i>	0.8 hectares
<i>Maximum Lot Coverage</i>	10%
<i>Minimum Front Yard (m)</i>	17.0
<i>Minimum Exterior Yard (m)</i>	10.0
<i>Minimum Interior Yard (m)</i>	6.0
<i>Minimum Rear Yard (m)</i>	15.0
<i>Maximum Height (m)</i>	11.0

## 6.2 RESTRICTED AGRICULTURE (A2) ZONE

The uses and provisions of the “Agriculture (A2)” Zone detailed in Section 6.1 apply to all lands zoned Restricted Agriculture, except that intensive agricultural operations are not permitted.

## 6.3 RURAL (RU) ZONE

Within a Rural (RU) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following subsections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

a) Permitted Uses

- i. All Agricultural Uses, excluding intensive agricultural uses
- ii. Agriculture-Related Uses
- iii. Bed and Breakfast
- iv. Bunkie
- v. Cabin
- vi. Conservation Uses
- vii. Dwelling, Additional Residential Unit(s)
- viii. Dwelling, Single Detached
- ix. Electric Power Facilities
- x. Equestrian Centre
- xi. Forestry
- xii. Greenhouse, Farm
- xiii. Home Business
- xiv. Home Industry
- xv. Institutional Uses including churches, schools, cemeteries, community halls, public use, airstrips, communication towers and historic sites
- xvi. Kennel
- xvii. Livestock Facilities
- xviii. On-Farm Diversified Use (Associated with Agricultural Main Use Only)
- xix. Personal Livestock for Non-Farm Use
- xx. Public Works Yard
- xxi. Passive and Active
- xxii. Recreational Uses
- xxiii. Renewable Energy System
- xxiv. Short Term Accommodation
- xxv. Wayside pits and quarries (excluding stockpiling of sand/salt mixtures)
- xxvi. Uses, buildings and structures accessory to a permitted use

b) Zone Provisions

<b>Zone Standard</b>	<b>All Uses</b>
<i>Minimum Lot Frontage</i>	150.0 metres
<i>Minimum Lot Area</i>	20.0 hectares

<i>Maximum Lot Coverage</i>	10%
<i>Minimum Front Yard (m)</i>	30.0
<i>Minimum Exterior Yard (m)</i>	20.0
<i>Minimum Interior Yard (m)</i>	15.0
<i>Minimum Rear Yard (m)</i>	15.0
<i>Maximum Height (m)</i>	11.0
Maximum Outdoor Storage for On-Farm Diversified Uses	250 square metres

c) Special Provisions for Lots Having Less than 1 Hectare of Lot Area

All existing lots of record as of the date of passage of this By-law, within the Rural (RU) Zone with lot areas less than 1 hectare, shall comply with the following provisions:

Permitted Uses:

- i. Backyard Hens
- ii. Bed and Breakfast
- iii. Dwelling, Additional Unit(s)
- iv. Dwelling, Single Detached
- v. Home Business
- vi. Personal Livestock for Non-Farm Use
- vii. Uses, buildings and structures accessory to a permitted use

<b>Zone Standard</b>	<b>Permitted Uses</b>
<i>Minimum Lot Frontage</i>	100.0 metres
<i>Minimum Lot Area</i>	0.8 hectares
<i>Maximum Lot Coverage</i>	10%
<i>Minimum Front Yard (m)</i>	17.0
<i>Minimum Exterior Yard (m)</i>	10.0
<i>Minimum Interior Yard (m)</i>	6.0
<i>Minimum Rear Yard (m)</i>	15.0
<i>Maximum Height (m)</i>	11.0

#### 6.4 RURAL RESIDENTIAL (RUR) ZONE

Within a Rural Residential (RUR) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following subsections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 2.0 Definitions and Section 4.0 General Provisions.

a) Permitted Uses

- i. Backyard Hens
- ii. Bed and Breakfast
- iii. Bunkie
- iv. Cabin
- v. Dwelling, Single Detached
- vi. Dwelling, Additional Residential Unit(s)
- vii. Home business
- viii. Personal Livestock for Non-Farm Use
- ix. Short Term Accommodation
- x. Uses, buildings and structures accessory to a permitted use

b) Zone Provisions

<b>Zone Standard</b>	<b>Permitted Uses</b>
<i>Minimum Lot Frontage</i>	100.0 metres
<i>Minimum Lot Area</i>	0.8 hectares
<i>Maximum Lot Coverage</i>	10%
<i>Minimum Front Yard (m)</i>	17.0
<i>Minimum Exterior Yard (m)</i>	10.0
<i>Minimum Interior Yard (m)</i>	6.0
<i>Minimum Rear Yard (m)</i>	15.0
<i>Maximum Height (m)</i>	11.0

## SECTION 7.0 RESIDENTIAL ZONES

Within a Residential (R) Zone, the Residential Multiple (RM) Zone and the Residential Shoreline (RS) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 7.1 RESIDENTIAL (R) ZONE

#### a) Permitted Uses

- i. Backyard Hens
- ii. Bed and Breakfast
- iii. Dwelling, Additional Residential Unit(s)
- iv. Dwelling, Duplex
- v. Dwelling, Semi-Detached
- vi. Dwelling, Single Detached
- vii. Home Business
- viii. Short Term Accommodation
- ix. Dwelling, Triplex
- x. Urban Horticulture
- xi. Uses, buildings and structures accessory to a permitted use

#### b) Zone Provisions

Zone Standard	Full Service	Municipal Sanitary Only	Municipal Water Only	Private Services
Minimum Lot Frontage (m)				
all uses	12.0	20.0	30.0	30.0
semi-detached or triplex stacked side-by-side	8.0 per unit	10.0 per unit	18.0 per unit	18.0 per unit
Minimum Lot Area (sq. m.)				
- all uses	500	1,400	4,000	4,000
	300 per unit	600 per unit	Not permitted	Not permitted

- semi-detached or triplex stacked side-by-side				
<i>Maximum Lot Coverage</i>	30%	30%	20%	20%
<i>Minimum Front Yard (m)</i>	6.0	6.0	7.5	7.5
<i>Minimum Exterior Yard (m)</i>	3.0	3.0	6.0	6.0
<i>Minimum Interior Yard (m)</i>	1.5	1.5	3.0	3.0
<i>Minimum Rear Yard (m)</i>	7.0	7.0	9.0	9.0
<i>Maximum Height (m)</i>	11.0	11.0	11.0	11.0

- c) Notwithstanding the interior side yard setback requirements above, the common wall of a semi-detached dwelling, duplex, triplex or fourplex may be centered on the mutual lot line.

## 7.2 RESIDENTIAL MULTIPLE (RM) ZONE

### a) Permitted Uses

- i. Backyard Hens
- ii. Dwelling, Apartment
- iii. Dwelling, Group
- iv. Dwelling, Rooming House
- v. Dwelling, Townhouse
- vi. Dwelling, Fourplex
- vii. Home Business
- viii. Short Term Accommodation
- ix. Urban Horticulture
- x. Uses, buildings and structures accessory to a permitted use

### b) Zone Provisions

<b>Zone Standard</b>	<b>Fourplex &amp; Townhouse</b>	<b>Apartment</b>
<i>Minimum Lot Frontage (m)</i>	6.0 per unit	30.0
<i>Minimum Lot Area (sq. m.)</i>	500	1,200
<i>Maximum Lot Coverage</i>	45%	60%
<i>Minimum Front Yard (m)</i>	6.0	7.0
<i>Minimum Exterior Yard (m)</i>	3.0	6.0
<i>Minimum Interior Yard (m)</i>	1.5	3.0

<i>Minimum Rear Yard (m)</i>	7.0	6.0
<i>Maximum Height (m)</i>	11.0	15.0

c) Special Provisions

- i. Notwithstanding the interior side yard setback requirements above, the common wall of a townhouse may be centered on the mutual lot line.
- ii. The maximum number of attached townhouses permitted in a row is eight (8).
- iii. The minimum number of attached townhouses permitted in a row is four (4).
- iv. A maximum density of townhouse or apartment development is 40 units per hectare.
- v. Where development is proposed by Plan of Condominium or rental by Site Plan Control Approval, the following additional standards apply:
  1. A minimum outdoor amenity area of 15.0 square metres per unit in consolidated form is required.
  2. Townhouse units require a minimum driveway length of 6.0 metres
- vi. A minimum outdoor amenity area of 5 square metres per *Dwelling Unit* shall be provided on a *Lot* where an *Apartment Dwelling* is located except where the *Lot* directly abuts parkland owned by the *Municipality*.
- vii. Site Plan Control

All uses and developments involving more than ten (10) dwelling units, or between six (6) and ten (10) units and the parcel of land is located within 120.0 metres of a wetland, lake, or river, within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering, lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

## 7.3 RESIDENTIAL SHORELINE (RS) ZONE

### a) Permitted Uses

- i. Backyard Hens
- ii. Dwelling, Single Detached
- iii. Additional Dwelling Units, Maximum One (1)
- iv. Bed and Breakfast
- v. Cabin
- vi. Bunkie
- vii. Home Business
- viii. Short Term Accommodation
- ix. Urban Horticulture
- x. Uses, buildings and structures accessory to a permitted use

### b) Zone Provisions

<b>Zone Standard</b>	<b>Permitted Uses</b>
<i>Minimum Lot Frontage (m)</i>	30.0
<i>Minimum Lot Area (sq. m.)</i>	4,000
<i>Maximum Lot Coverage</i>	25%
<i>Minimum Front Yard (m)</i>	10.0
<i>Minimum Exterior Yard (m)</i>	3.0
<i>Minimum Interior Yard (m)</i>	2.0
<i>Minimum Rear Yard (m)</i>	30.0 from high water mark or 9.0 metres from rear property line, whichever is greater
<i>Maximum Height (m)</i>	11.0

### c) Special Provisions

- i. If on island, permitted uses shall be limited only to recreational uses.
- ii. Prior to the issuance of any building permits for properties zoned Residential Shoreline (RS), the owner must provide confirmation that the septic system servicing the property conforms to current standards.
- iii. Lands zoned Residential Shoreline Holding (RS-h) are subject to a holding provision in accordance with Section 36(1) of the *Planning Act*, RSO 1990. Removal of the holding symbol shall be required for the creation of more than

one new lot or a commercial use proposed on any lands abutting Lake Eugenia. This shall require the approval on an Environmental Impact Study (EIS) prepared in accordance with Section 3.4 of the Grey Highlands Official Plan, in addition to the following matters:

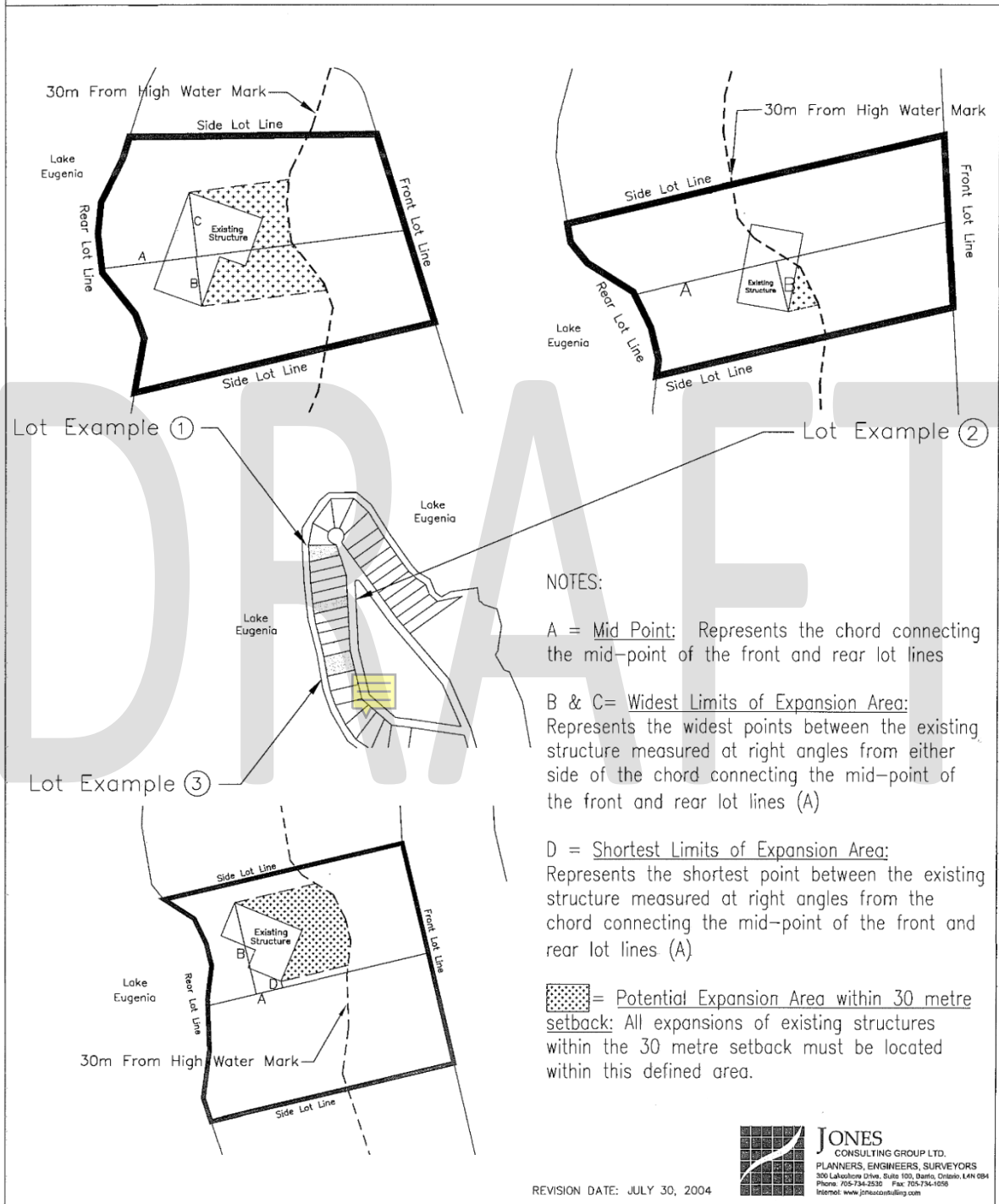
1. Determination of Hazard Lands
  2. Refuse disposal
  3. Boating conditions in areas of convergence
  4. Health and safety factors including emergency services
  5. Access, parking and docking
  6. Measures to mitigate impact on scenic attributes as assessed by a qualified professional
- iv. Notwithstanding the 30 metre setback requirement from the high water mark as defined above, where a building or structure has legally been erected prior to the passage of this By-law, and which does not comply with the 30 metre setback requirement, such building or structure may be enlarged (including the construction of a basement) to dimensions which equal the width of the existing building or structure, and which is proposed to be situated away from the lake but within the 30 metre setback, subject to the following:
1. All other provisions of this By-law are complied with;
  2. Such enlargement shall increase the height of the existing building a maximum of 0.9 metres (3 metres) from the highest point of the peak;
  3. Such enlargement shall be located immediately in-line with and abutting the existing building or structure.
- v. For Residential Shoreline (RS) lots, the front yard is defined as the lot line abutting the public or private road, and the rear yard is that portion of the property abutting the lake. Where access is obtained over a private road, refer to Section 4.2 of this By-law.
- vi. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering,

lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

DRAFT

FIGURE 2: RESIDENTIAL SHORELINE - 30m SETBACK



## SECTION 8.0 COMMERCIAL ZONES

Within a Downtown Commercial (C1) Zone and Highway and Service Commercial (C2) and Mixed-Use Commercial (C3) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub- sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 8.1 DOWNTOWN COMMERCIAL (C1) ZONE

#### 1. Permitted Uses

- i. Arena
- ii. Art Gallery
- iii. Assembly Hall
- iv. Bakery
- v. Banquet Hall
- vi. Brewery, Micro
- vii. Clinic, Medical or Veterinary
- viii. Club
- ix. Convenience Store
- x. Community Centre
- xi. Conference Centre
- xii. Dry Cleaning Establishment
- xiii. Dwelling Units, above or behind main use only
- xiv. Farmer's Market
- xv. Financial institutions
- xvi. Fitness Facility
- xvii. Funeral Home
- xviii. Grocery Store
- xix. Hotel or Motel
- xx. Laundry Shop/Establishment
- xxi. Library
- xxii. Motor vehicle sales and service establishment
- xxiii. Museum
- xxiv. Office, Business or Professional
- xxv. Park
- xxvi. Parking Garage
- xxvii. Personal Services

- xxviii. Place of Entertainment
- xxix. Place of Worship
- xxx. Post Office
- xxxi. Private School
- xxxii. Public School
- xxxiii. Refreshment Vehicle (Accessory)
- xxxiv. Retail Store
- xxxv. Restaurant
- xxxvi. Service Shop
- xxxvii. Urban Horticulture
- xxxviii. Uses, buildings and structures accessory to a permitted use

## 2. Zone Provisions

<b>Zone Standard</b>	<b>Full Service</b>	<b>Municipal Sanitary Only</b>	<b>Municipal Water Only</b>	<b>Private Services</b>
<i>Minimum Lot Frontage (m)</i>	4.5	4.5	30.0	30.0
<i>Minimum Lot Area (sq. m.)</i>	50	250	3,000	3,000
<i>Maximum Lot Coverage</i>	80%	50%	25%	15%
<i>Minimum Front Yard (m)</i>	0.0	0.0	9.0	9.0
<i>Minimum Exterior Yard (m)</i>	3.0	3.0	3.0	3.0
<i>Minimum Interior Yard (m)</i>	0.0	0.0	3.0	3.0
<i>Minimum Rear Yard (m)</i>	3.0	3.0	7.0	7.0
<i>Maximum Height (m)</i>	11.0	11.0	11.0	11.0

## 3. Special Provision for Dwelling Units located in a Non-Residential Building

Dwelling units may be located within a non-residential building in the C1 Zone provided that the dwelling unit is located above or behind a commercial or institutional use which has frontage. The dwelling unit shall have a separated access from the commercial portion of the non-residential building.

## 8.2 HIGHWAY AND SERVICE COMMERCIAL ZONE (C2) ZONE

### a) Permitted Uses

- i. Arena

- ii. Assembly Hall
- iii. Bakery
- iv. Banquet Hall
- v. Building Supply Establishment
- vi. Bulk Fuel Sales Establishment
- vii. Brewery
- viii. Clinics, Medical or Veterinary
- ix. Club
- x. Convenience Store
- xi. Community Centre
- xii. Conference Centre
- xiii. Dwelling, Additional Residential Unit (Maximum 1)
- xiv. Dry Cleaning Establishment
- xv. Farmer's Market
- xvi. Financial Institutions
- xvii. Fitness Facility
- xviii. Funeral Home
- xix. Gas Station
- xx. Grocery Store
- xxi. Horticultural Nurseries
- xxii. Hotel or Motel
- xxiii. Kennel
- xxiv. Laundry Shop/Establishment
- xxv. Motor Vehicle Sales and Service Establishment
- xxvi. Motor Vehicle Service Station
- xxvii. Office, Business or Professional
- xxviii. Parking Garage
- xxix. Passive and Active Recreational Uses
- xxx. Personal Services
- xxxi. Place of Entertainment
- xxxii. Place of Worship
- xxxiii. Post Office
- xxxiv. Private School
- xxxv. Public School
- xxxvi. Refreshment Vehicle (Accessory)
- xxxvii. Restaurant
- xxxviii. Retail Store
- xxxix. Service Shop
- xl. Shopping Centre
- xli. Urban Horticulture
- xlii. Uses, buildings and structures accessory to a permitted use

b) Zone Provisions

Zone Standard	Full Service	Municipal Sanitary Only	Municipal Water Only	Private Services
---------------	--------------	-------------------------	----------------------	------------------

<i>Minimum Lot Frontage (m)</i>	15.0	15.0	30.0	30.0
<i>Minimum Lot Area (sq. m.)</i>	1,000.0	1,000.0	3,000.0	3,000.0
<i>Maximum Lot Coverage</i>	50%	50%	25%	15%
<i>Minimum Front Yard (m)</i>	9.0	9.0	15.0	15.0
<i>Minimum Exterior Yard (m)</i>	6.0	6.0	6.0	6.0
<i>Minimum Interior Yard (m)</i>	5.0	5.0	5.0	5.0
<i>Minimum Rear Yard (m)</i>	9.0	9.0	9.0	9.0
<i>Maximum Height (m)</i>	11.0	11.0	11.0	11.0

c) Special Provisions

- i. Notwithstanding the setback requirements of Section 8.2, the minimum setback from an abutting residential zone shall be 6.0 metres, or the amount set out in the Table in Section 8.2, whichever is greater.
- ii. Outdoor storage shall be prohibited in any yard adjacent to a residential zone.
- iii. Any residential use permitted in Section 8.2 must be accessory to the principal commercial use on the property.
- iv. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering, lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

### 8.3 MIXED USE COMMERCIAL (C3) ZONE

a) Permitted Uses

- i. Arena
- ii. Assembly Hall
- iii. Bakery
- iv. Banquet Hall
- v. Building Supply Establishment
- vi. Brewery
- vii. Clinics, Medical or Veterinary
- viii. Club
- ix. Convenience Store
- x. Community Centre
- xi. Conference Centre
- xii. Dry Cleaning Establishment
- xiii. Dwelling, Dwelling Units
- xiv. Dwelling, Apartment
- xv. Financial institutions
- xvi. Fitness Facility
- xvii. Funeral Home
- xviii. Hotel or Motel
- xix. Gas Station
- xx. Grocery Store
- xxi. Laundry Shop/Establishment
- xxii. Long-Term Care Facility
- xxiii. Motor Vehicle Sales and Service Establishment
- xxiv. Motor Vehicle Service Station
- xxv. Office, Business or Professional
- xxvi. Parking Garage
- xxvii. Passive and Active Recreational Uses
- xxviii. Personal Service
- xxix. Place of Entertainment
- xxx. Place of Worship
- xxxi. Post Office
- xxxii. Private School
- xxxiii. Public School
- xxxiv. Refreshment Vehicle (Accessory)
- xxxv. Restaurant
- xxxvi. Retail Store
- xxxvii. Retirement Home
- xxxviii. Service Shop
- xxxix. Storage Facility
- xl. Urban Horticulture
- xli. Uses, buildings and structures accessory to a permitted use

b) Zone Provisions

<b>Zone Standard</b>	<b>Full Service</b>	<b>Municipal Sanitary Only</b>	<b>Municipal Water Only</b>	<b>Private Services</b>
<i>Minimum Lot Frontage (m)</i>	15.0	15.0	30.0	30.0
<i>Minimum Lot Area (sq. m.)</i>	1,000.0	1,000.0	3,000.0	3,000.0
<i>Maximum Lot Coverage</i>	50%	50%	25%	15%
<i>Minimum Front Yard (m)</i>	9.0	9.0	15.0	15.0
<i>Minimum Exterior Yard (m)</i>	6.0	6.0	6.0	6.0
<i>Minimum Interior Yard (m)</i>	5.0	5.0	5.0	5.0
<i>Minimum Rear Yard (m)</i>	9.0	9.0	9.0	9.0
<i>Maximum Height (m)</i>	11.0	11.0	11.0	11.0

c) Special Provisions

- i. Notwithstanding the setback requirements of Section 8.3, the minimum setback from an abutting residential zone shall be 6.0 metres, or the amount set out in the Table in Section 8.3, whichever is greater.
- ii. Outdoor storage shall be prohibited in any yard adjacent to a residential zone.
- iii. The dwelling unit shall have a separated access from the commercial portion of the non-residential building. A dwelling unit and the commercial portion may share a common hallway, vestibule or similar space.
- iv. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering, lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

## SECTION 9.0 EMPLOYMENT ZONES

Within a Light Industrial (M1) Zone, Heavy Industrial (M2) Zone, Extractive Industrial (MEX) Zone, and Space Extensive Industrial and Commercial (MSX) Zone no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 9.1 LIGHT INDUSTRIAL (M1) ZONE:

#### a) Permitted Uses

- i. Assembly
- ii. Brewery
- iii. Building Supply Establishment
- iv. Contractor's Yard
- v. Clinics, Medical or Veterinary
- vi. Dwelling, Additional Residential Unit (maximum 1)
- vii. Equipment Sales and Rentals
- viii. Farm Equipment Repair Shop
- ix. Fuel Storage Tank
- x. Gas Station
- xi. Kennel
- xii. Metal Works Shop
- xiii. Motor Vehicle Sales and Service Establishment
- xiv. Motor Vehicle Service Station
- xv. Office, Business or Professional
- xvi. Outdoor Display Area
- xvii. Public Works Yard
- xviii. Refreshment Vehicle (Accessory)
- xix. Repairing
- xx. Salvage Yard
- xxi. Storage Facility
- xxii. Uses, buildings and structures accessory to a permitted use

#### b) Zone Provisions

<b>Zone Standards</b>	<b>Full Services</b>	<b>Municipal Sanitary Only</b>	<b>Municipal Water Only</b>	<b>Private Services</b>
<i>Minimum Lot Frontage (m)</i>	30.0	30.0	60.0	60.0
<i>Minimum Lot Area (sq. m.)</i>	1,000.0	2,000.0	8,000.0	8,000.0
<i>Maximum Lot Coverage</i>	50 %	50 %	35 %	25 %
<i>Minimum Front Yard Setback (m)</i>	15.0	15.0	15.0	15.0
<i>Minimum Interior Side Yard Setback (m)</i>	7.5	7.5	7.5	7.5
<i>Minimum Exterior Side Yard Setback (m)</i>	7.5	12.0	12.0	12.0
<i>Minimum Rear Yard Setback (m)</i>	7.5	7.5	15.0	15.0
<i>Maximum Height (m)</i>	11.0	11.0	11.0	11.0

c) Special Provisions

- i. Notwithstanding the setback requirements of Section 9.1(b), the minimum setback from an abutting residential zone shall be 20.0 metres, or the amount set out in the Table in Section 9.1.2, whichever is greater.
- ii. Notwithstanding the setback requirements of Section 9.1(b), increased minimum setbacks may be required as defined in the Ministry of the Environment Guideline D-6 (Compatibility Between Industrial Facilities and Sensitive Land Uses).
- iii. Outdoor storage shall be prohibited in any yard adjacent to a residential zone.
- iv. Any residential use permitted in Section 9.1(b), must be accessory to the principal commercial use on the property.
- v. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering,

lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

## 9.2 HEAVY INDUSTRIAL (M2) ZONE:

### a) Permitted Uses

- i. All permitted uses in Light Industrial (M1)
- ii. Agricultural Produce or Livestock Terminals
- iii. Feed Mill or Grain Elevators
- iv. Food Processing Facility
- v. Fuel Distribution Depots
- vi. Manufacturing
- vii. Metal Works Shop
- viii. Motor Vehicle Body Shop
- ix. Public Works Uses
- x. Processing Plant
- xi. Recycling Depot
- xii. Salvage Yard
- xiii. Storage Facility
- xiv. Uses, buildings and structures accessory to a permitted use

### b) Zone Provisions

<b>Zone Standards</b>	<b>All Uses</b>
<i>Minimum Lot Frontage (m)</i>	60.0
<i>Minimum Lot Area (sq. m)</i>	8,000.0
<i>Maximum Lot Coverage</i>	20 %
<i>Minimum Front Yard Setback (m)</i>	15.0
<i>Minimum Interior Side Yard Setback (m)</i>	7.5
<i>Minimum Exterior Side Yard Setback (m)</i>	7.5
<i>Minimum Rear Yard Setback (m)</i>	7.5
<i>Maximum Height (m)</i>	7.5

### c) Special Provisions

- i. Notwithstanding the setback requirements of Section 9.1(b), the minimum setback from an abutting residential zone shall be 20.0 metres, or the amount set out in the Table in Section 9.1(b), whichever is greater.

- ii. Outdoor storage shall be prohibited in any yard adjacent to a residential zone.
- iii. Notwithstanding the setback requirements of Section 9.1(b), increased minimum setbacks may be required as defined in the Ministry of the Environment Guideline D-6 (Compatibility Between Industrial Facilities and Sensitive Land Uses).
- iv. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering, lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

### 9.3 EXTRACTIVE INDUSTRIAL (MEX) ZONE

#### a) Permitted Uses

- i. Aggregate extraction and accessory and incidental uses such as crushing, screening, blending, washing, stockpiling and recycling, all of which occur above the water table.
- ii. Agriculture
- iii. Forestry
- iv. Wildlife and fisheries management
- v. Asphalt Plant
- vi. Concrete Plant
- vii. Portable Asphalt Plant and Wayside Pit and Quarry
- viii. Pit and Quarry
- ix. Uses, buildings and structures accessory to a permitted use

#### b) Zone Provisions

<b>Zone Standards</b>	<b>All Uses</b>
<i>Minimum Lot Frontage (m)</i>	100.0
<i>Minimum Lot Area (sq. m.)</i>	No Minimum
<i>Maximum Lot Coverage</i>	10 %
<i>Minimum Front Yard Setback (m)</i>	30.0
<i>Minimum Interior Side Yard Setback (m)</i>	30.0
<i>Minimum Exterior Side Yard Setback (m)</i>	30.0
<i>Minimum Rear Yard Setback (m)</i>	30.0
<i>Maximum Height (m)</i>	8.5

c) Special Provisions

- i. Notwithstanding the setback requirements of Section 9.3(b), agricultural buildings and agricultural *Accessory Buildings and Structures* require a minimum front yard setback of 55.0 metres.

ii. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering, lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

## 9.4 SPACE EXTENSIVE COMMERCIAL AND INDUSTRIAL (MSX) ZONE

a) Permitted Uses

- i. Agricultural Bulk Sales Establishment
- ii. Agricultural Produce and Livestock Terminals
- iii. Building Supply Establishment
- iv. Bulk Fuel Sales Establishment
- v. Dry Manufacturing Plants, including assembly, repair and storage services
- vi. Equipment Sales and Rentals

- vii. Farm Equipment Repair Shop
- viii. Feed Mill or Grain Elevators
- ix. Horticultural Nurseries
- x. Motor Vehicle Service Station
- xi. Recreational Vehicle Sales and Services
- xii. Sawmills
- xiii. Transport Terminals
- xiv. Warehouse
- xv. Wholesale
- xvi. Uses, buildings and structures accessory to a permitted use

b) Zone Provisions

<b>Zone Standards</b>	<b>All Uses</b>
<i>Minimum Lot Frontage (m)</i>	75.0
<i>Minimum Lot Area (sq. m)</i>	20,000.0
<i>Maximum Lot Coverage</i>	20 %
<i>Minimum Front Yard Setback (m)</i>	20.0
<i>Minimum Interior Side Yard Setback (m)</i>	15.0
<i>Minimum Exterior Side Yard Setback (m)</i>	20.0
<i>Minimum Rear Yard Setback (m)</i>	20.0
<i>Maximum Height (m)</i>	11.0

c) Special Provisions

- i. Notwithstanding the setback requirements of Section 9.4(b), increased minimum setbacks may be required as defined in the Ministry of the Environment Guideline D-6 (Compatibility Between Industrial Facilities and Sensitive Land Uses).
- ii. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering, lighting, parking, and environmental protection to ensure compatibility with

surrounding land uses and compliance with applicable municipal and provincial policies.

DRAFT

## SECTION 10.0 INSTITUTIONAL ZONE

Within an Institutional (I) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 1. Permitted Uses

- i. Arena
- ii. Assembly Hall
- iii. Cemetery
- iv. Child Care Centre
- v. Clinics, Medical or Veterinary
- vi. Club
- vii. Community Centre
- viii. Emergency Service Facility
- ix. Funeral Home
- x. Group home, Dwelling
- xi. Hospital
- xii. Library
- xiii. Long Term Care Facility
- xiv. Place of Worship
- xv. Private School
- xvi. Public School
- xvii. Manse (Maximum 1)
- xviii. Museum
- xix. Nursery
- xx. Nursing Home
- xxi. Retirement Home
- xxii. School, Commercial Private and Public
- xxiii. Urban Horticulture
- xxiv. Uses, buildings and structures accessory to a permitted use

### 2. Zone Provisions

	Full Services	Municipal Sanitary Only	Municipal Water Only	Private Services

Minimum Lot Frontage	15 m	15 m	30 m	30 m
Minimum Lot Area	550 m <sup>2</sup>	1,000 m <sup>2</sup>	3,000 m <sup>2</sup>	3,000 m <sup>2</sup>
Maximum Lot Coverage	50 %	50 %	25 %	20 %
Minimum Front Yard Setback	7.5 m	7.5 m	15 m	15 m
Minimum Interior Side Yard Setback	6 m	6 m	6 m	6 m
Minimum Exterior Side Yard Setback	6 m	6 m	9 m	15 m
Minimum Rear Yard Setback	7.5 m	7.5 m	12 m	12 m
Maximum Height	11 m	11 m	11 m	11 m

Special Provisions:

i. Site Plan Control

All uses and developments within this zone shall be subject to Site Plan Control, in accordance with the provisions of the Planning Act and the applicable Site Plan Control By-law of the Municipality. No development, redevelopment, or expansion of any building or structure shall proceed until a Site Plan Control Agreement has been executed to the satisfaction of the Municipality. Such agreement shall address, but is not limited to, matters related to site design, access, servicing, drainage, landscaping, buffering, lighting, parking, and environmental protection to ensure compatibility with surrounding land uses and compliance with applicable municipal and provincial policies.

## SECTION 11.0 FUTURE DEVELOPMENT ZONE

Within a Future Development (FD) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 1. Permitted Uses

- i. One Single Detached Dwelling
- ii. Uses legally existing on the date of adoption of the Zoning By-law
- iii. Uses, buildings and structures accessory to a permitted use

No other as-of-right uses are permitted in this zone.

### 2. Zone Provisions

	<b>Permitted Uses</b>
Minimum Lot Frontage	Existing on the date of adoption of this By-law
Minimum Lot Area	Existing on the date of adoption of this By-law
Maximum Lot Coverage	30 %
Minimum Front Yard Setback	7.5 m
Minimum Interior Side Yard Setback	6.0 m
Minimum Exterior Side Yard Setback	6.0 m
Minimum Rear Yard Setback	7.5 m
Maximum Height	11.0 m

## SECTION 12.0 HAZARD ZONE

Within a Hazard (H) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 1. Permitted Uses

- i. Forestry
- ii. Flood and erosion/sediment control structures
- iii. Non-Intensive Agriculture
- iv. Passive Recreational Uses
- v. Uses connected with the conservation of water, soil, wildlife and other natural resources

### 2. Zone Provisions

- a) New development or construction requiring access through Hazard lands may require a fill permit from the appropriate Conservation Authority.
- b) The Hazard (H) Zone boundaries identified on the Schedules to this By-law are intended to generally identify areas of existing or potential natural hazards. Notwithstanding Section 2.4, the boundaries of the Hazard (H) Zone are subject to minor changes without formal amendment to this By-law or Schedules to this By-law when approved by the appropriate approval authority (i.e. Municipality, County, Conservation Authority, Niagara Escarpment Commission). This may occur where detailed resources mapping and/or site inspection results in a minor re-interpretation of the limits of the Hazard zone boundary.

The word 'minor' in the context of this Section is intended to represent a technical exercise of reviewing a site-specific property in greater detail than was undertaken as part of the preparation of this By-law. A minor adjustment must maintain the intent of the Hazard zone as established in this By-law. Changes to the Hazard Zone boundary shall be incorporated in subsequent consolidations of this By-law.

## SECTION 13.0 WETLAND ZONE

Within a Wetland (W) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in S Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 1. Permitted Uses

- a) Forestry in the form of reforestation and regeneration, excluding commercial logging and managed woodlots
- b) Uses connected with the conservation of water, soil, wildlife and other natural resources.

### 2. Zone Provisions

- a) The Hazard (H) Zone boundaries identified on the Schedules to this By-law are intended to generally identify areas of existing or potential natural hazards. Notwithstanding Section 2.4, the boundaries of the Hazard (H) Zone are subject to minor changes without formal amendment to this By-law or Schedules to this By-law when approved by the appropriate approval authority (i.e. Municipality, County, Conservation Authority, Niagara Escarpment Commission). This may occur where detailed resources mapping and/or site inspection results in a minor re-interpretation of the limits of the Hazard zone boundary.

The word 'minor' in the context of this Section is intended to represent a technical exercise of reviewing a site-specific property in greater detail than was undertaken as part of the preparation of this By-law. A minor adjustment must maintain the intent of the Hazard zone as established in this By-law. Changes to the Hazard Zone boundary shall be incorporated in subsequent consolidations of this By-law.

- b) The 120.0 metre area adjacent to the identified or established wetland shall be maintained in a natural vegetative state and shall incorporate a minimum of 70% native plant cover. All landscaping within this area must utilize plant species that are indigenous to the region and are compatible with the wetland's ecological function. No non-native or invasive plant species shall be introduced within this area.

## SECTION 14.0 OPEN SPACE ZONE

Within an Open Space (OS) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 1. Permitted Uses

- i. Conservation Uses
- ii. Forestry
- iii. Golf Course
- iv. Park
- v. Playground
- vi. Passive and Active Recreational Uses
- vii. Urban Horticulture

### 2. Zone Provisions

<b>Zone Standard</b>	<b>All Uses</b>
Minimum Lot Frontage	20 m
Minimum Lot Area	(no minimum)
Maximum Lot Coverage	5 %
Minimum Front Yard Setback	6 m
Minimum Interior Side Yard Setback	6 m
Minimum Exterior Side Yard Setback	6 m
Minimum Rear Yard Setback	6 m
Maximum Height	11 m

## SECTION 15.0 RECREATIONAL RESORT ZONE

Within a Recreational Resort (REC) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 1. Permitted Uses

The following uses are permitted, subject to compliance with the Niagara Escarpment Plan's Development Criteria, and provided they:

- Minimize visual and environmental impact on the escarpment landscape
- Protect natural heritage features, and
- Are directly associated with a recognized resort or recreational use.

#### (a) Primary Uses

- i. Ski Resorts and Associated Facilities
  - 1. Including ski runs, ski lifts, snowboard runs, toboggan runs, and slide rides.
  - 2. Day-use lodges, maintenance buildings, and parking facilities.
- ii. Golf Courses
  - 1. Including associated clubhouses, pro shops, driving range, and support facilities.
- iii. Trail-Based Outdoor Recreation
  - 1. Including hiking, biking, cross-county skiing and snowmobile trails.
- iv. Passive Recreational Use
  - 1. Including public and private parks, conservation areas, nature viewing areas, and other low-impact activities that are in compliance with NEP policies.

#### (b) Secondary Uses (Directly Related to Resort or Recreation Function)

- i. Resorts, Hotels, Motels and Lodges
  - 1. Including associated recreational amenities such as tennis courts and swimming pools, dining, and service facilities.
- ii. Retail Stores and Service Establishments
  - 1. Only permitted as part of a resort or recreational development

- 2. Examples include rental shops, gift stores, and dining establishments.
- iii. Banquet Halls and Conference Facilities
  - 1. Permitted only as part of a resort or ski facility (not standalone).
- iv. Residential Uses (Resort-Related Only)
  - 1. Chalets, cabins, and staff accommodations, as part of an integrated resort.
  - 2. Detached, attached and multi-attached units permitted only within a designated resort development.
- v. Bed and Breakfast
  - 1. Only permitted within a resort development.
- vi. Accessory Buildings and Structures
  - 1. Essential to the operation of a permitted use, including storage, maintenance and recreational support buildings.

(c) Prohibited Uses

- i. Standalone residential developments (must be integrated within a resort)
- ii. Standalone commercial developments (must be linked to a resort/recreation use)

2. Zone Provisions

	<b>Full Services</b>	<b>Municipal Sanitary Only</b>	<b>Municipal Water Only</b>	<b>Private Services</b>
Minimum Lot Frontage (m)	15.0	20.0	30.0	30.0
Minimum Lot Area (sq. m)	500.0	1,400.0	4,000.0	4,000.0
Maximum Lot Coverage	30%	30%	15%	15%
Minimum Front Yard Setback	7.5 m	7.5 m	9.0 m	9.0 m
Minimum Interior Side Yard Setback	3.0 m	3.0 m	6.0 m	6.0 m
Minimum Exterior Side Yard Setback	7.5 m	7.5	9.0	9.0
Minimum Rear Yard Setback	9.0	9.0	9.0	9.0
Maximum Height	11.0	11.0	11.0	11.0

### 3. Additional Requirements for Compliance

To ensure alignment with the Niagara Escarpment Plan, Grey County Official Plan, and Grey Highlands Official Plan, and any other applicable law or legislation, all development within the REC Zone shall comply with the following:

#### a) Compliance with the Niagara Escarpment Plan (NEP, 2017)

All permitted uses and developments shall conform to the NEP Development Criteria, specifically:

- Minimizing visual impact through site-sensitive design and buffering.
- Retaining natural vegetation, with limited clearing for essential infrastructure.
- Protecting natural heritage features such as wetlands, woodlands, and watercourses.
- Ensuring all new developments are concentrated within existing or planned resort areas.

#### b) Environmental and Impact Assessments

To safeguard the natural environment, all major developments shall require:

- Environmental Impact Studies (EIS) for any new resort, expansion, or high-intensity recreational use.
- Stormwater Management Plans to ensure sustainable drainage and runoff control.

#### c) Servicing and Infrastructure

- New resort developments must connect to full municipal services where available.
- Private servicing (wells/septic) shall only be permitted where municipal services are not feasible and must meet all environmental and public health regulations.
- 5.4 Compatibility with Adjacent Land Uses
- Noise and lighting mitigation measures must be implemented to reduce impact on surrounding areas.
- Buffering and setbacks shall be enforced where a resort abuts residential or conservation zones.

#### d) Site Plan Control Requirement

All developments within the REC Zone shall be subject to Site Plan Control, which shall:

- Ensure proper building placement, access, and parking.

- Require landscaping and screening measures to preserve scenic resources.
- Address natural heritage protection and integration strategies.

DRAFT

## SECTION 16.0 NIAGARA ESCARPMENT PROTECTION ZONE

Within a Niagara Escarpment Protection (NEP) Zone, no person shall use any land, or erect, locate or use any building or structure for or except such purposes and according to such provisions as may be set out in the following sub-sections.

All other provisions of this By-law also apply. This Section must be read in conjunction with the additional reference and requirements found in Section 3: Definitions, Section 4: General Provisions and Section 5: Parking Requirements.

### 1. Permitted Uses

- e) No as-of-right uses are permitted within this zone.

DRAFT

## SECTION 17.0 HOLDING ZONES

### 1. Holding Provision 1 (H1) Zone - Wetlands

The holding provision 1(H1) applies to lands within 30.0 metres of the Wetland Zone and those lands within 30.0 metres of Locally Significant Wetlands. The H1 hold may be lifted subject to Council's approval provided it is demonstrated there will be no negative impact to the wetland feature as per the direction of the Official Plan and *Provincial Planning Statement*.

Any Development application that requires a Building Permit within the area shown as subject to this hold shall be required to lift hold before proceeding, with the following exceptions:

- a. Replacement of existing Buildings or Structures provided the Replacement Building or Structure is located no closer to the wetland feature than the Building or Structure that is being Replaced.
- b. Alterations to existing Buildings and Structures provided the alteration does not involve an addition that is closer to the wetland feature than the existing Building or Structure, and
- c. New residential *Accessory Buildings* that are located further from the feature than an existing Dwelling on the Lot.

### 2. Holding Provision 2 (H2) – Natural Heritage Features

The holding provision 2 (H2) applies to select Natural Heritage Features and those lands within 50.0 metres of the feature. The H2 hold may be lifted subject to Council's approval provided it is demonstrated there will be no negative impact to the wetland feature as per the direction of the *Official Plan* and *Provincial Planning Statement*.

Any Development application that requires a Building Permit within the area shown as subject to this hold shall be required to lift hold before proceeding, with the following exceptions:

- a. Within a natural heritage feature
  - i. Replacement of existing Buildings and Structures within the adjacent lands of a feature provided the Replacement Building or Structure is located no closer to the feature than the Building or Structure that is being Replaced.
  - ii. Alterations to existing Buildings and Structures provided the Alteration does not involve an addition that is closer to the feature than the existing Building or Structure.
  - iii. New residential *Accessory Buildings* that are located further from the feature than an existing Dwelling on the Lot.
- b. Within the adjacent lands of a natural heritage feature

- i. Replacement of existing Buildings and Structures within the adjacent lands of a feature provided the Replacement Building or Structure is located no closer to the feature than the Building or Structure that is being Replaced.
- ii. Alterations to existing Buildings and Structures provided the Alteration does not involve an addition that is closer to the feature than the existing Building or Structure.
- iii. New residential *Accessory Buildings* that are located further from the feature than an existing Dwelling on the Lot.
- iv. New Buildings and Structures that are directly related to an Agricultural Use, such as barns, drivesheds, and manure storage areas. Buildings and Structures related to On-farm Diversified Uses and Agriculture-related Uses are not included in this exemption.

### **3. Holding Provision 3 (H3) – Landfill Sites**

The holding provision 3 (H3) applies to closed or open landfill sites and may be lifted once a study has been prepared by a qualified engineer and submitted for review in accordance with the Ministry of Environment, Conservation and Parks D-4 Guideline. The study will indicate that the lands to be developed are secure from potential methane gas and/or leachate migration from the landfill site or what remedial measures or conditions are required prior to any Development approval being granted.

Any Development application that requires a Building Permit within the area shown as subject to this hold shall be required to lift hold before proceeding, with the following exceptions:

- a. Replacement of existing Building and Structure,
- b. Alterations to existing Buildings and Structures provided the Use is not changed, and
- c. Construction of *Accessory Buildings and Structures*.

### **4. Holding Provision 4 (H4)**

The holding provision 4 (H4) applies to land uses and development which may be sensitive to the odours, noise and other contaminants within 100.0 metres of a municipal wastewater facility. The holding provision may be lifted once appropriate buffering and separation distances are established in conformity with the Ministry of Environment and Climate Change D-2 Guidelines.

Any Development application that requires a Building Permit within the area shown as subject to this Hold shall be required to lift the hold before proceeding, with the following exceptions:

- a. Replacement of existing Building and Structures,
- b. Alterations to existing Buildings and Structure provided the use is not changed,
- c. Construction of *Accessory Buildings and Structures*.

### **5. Holding Provision 5 (H5) – Lands with Mapped Karst Areas**

The holding provision 5 (H5) applies to lands identified as having karst features within the County Official Plan. The H5 hold may be lifted once a study has been prepared by a qualified engineer to demonstrate that karst is not present on the subject lands, or despite the presence of karst, there is no structural risk to the proposed Building or environmental risk to the karst feature.

Any Development application that requires a Building Permit within the area shown as subject to this Hold shall be required to lift the hold before proceeding, with the following exceptions:

- a. Replacement of existing Building and Structures,
- b. Alterations to existing Buildings and Structure provided the use is not changed and the footprint of the sale Building or Structure is not increased by more than 100%.

**6. Holding Provision 6 (H6) – Lands Subject to a Future Site Plan or Plan of Condominium**

The Holding Provision 6 (H6) provision applies to lands that have received Zoning Approval and/or Draft Plan Approval for a future Plan of Condominium, or lands that are subject to site plan control and that require site plan approval prior to the issuance of any Building permit, conditional or otherwise. Any Development application that requires a Building permit within the area shown as subject to this hold shall be required to lift the hold before proceeding. The holding Provision (h6) may be lifted upon the following:

- a. Granting of Site Plan Approval; or,
- b. The execution of a development agreement or condominium agreement.

## SECTION 18.0 TEMPORARY USES

Where on Schedules to this By-law, a *Zone* symbol is followed by the letter “t”, a number for example RU-t1, one or more additional but temporary *Uses* are permitted on the lands noted until the permission granted by the site-specific Temporary Use By-law expires in accordance with the policies of the *Official Plan* and Section 39 of the *Planning Act*. Table 9.1, below, identifies the Temporary Use *Zones* within the *Municipality*.

Table 9.1—List of Temporary Use *Zones*

Temporary use number	Zone	Provisions	Date Enacted	Date Expires

DRAFT

DRAFT