

The Corporation of the Municipality of Brockton



By-Law 2020-089

Being a By-Law to Amend the Site Plan Control Agreement with Westario Power Inc. for the Municipality of Brockton

Whereas the *Municipal Act, 2001*, S.O. 2001, c. 25, Section 5(3), as amended provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9, shall be exercised by By-Law;

And Whereas pursuant to Section 41, Subsection (7) of the *Planning Act R.S.O 1990, c. P.13* as amended, authorizes the Corporation to require the owner of subject lands to enter into an agreement with the Corporation formalizing the nature, scope and details of the development on said subject lands;

And Whereas the Council of the Corporation of the Municipality of Brockton entered into a Site Plan Control Agreement with Westario Power Inc. on October 23, 2006 by way of By-Law 2006-64 to develop certain property within the limits of the East Ridge Business Park in the Municipality of Brockton for purposes of erecting a structure;

And Whereas the Council of the Corporation of the Municipality of Brockton is desirous in amending Schedule "B" to the Site Plan Agreement that was attached as Schedule "A" to By-Law 2006-64;

And Whereas the Corporation of the Municipality of Brockton enacted a Site Plan Control By-Law pursuant to the provision of Section 41, of the *Planning Act R.S.O, 1990, c. P.13* as amended and requires that all Owners of new structures including Garden Suites or additions to existing structures to be erected within the Municipality of Brockton, save and except single family residential and agricultural structures, be required to enter into a Site Plan Agreement with the Corporation that shall specify the details of the development;

And Whereas Westario Power Inc. is desirous of amending the Approved Site Plan to allow for a proposed storage structure with dimensions of approximately 52ft by 120 ft;

Now Therefore the Council of The Corporation of the Municipality of Brockton enacts as follows:

- 1.0 That the Corporation amend Schedule "B" to the Site Plan Agreement attached as Schedule "A" to By-Law 2006-64 Site Plan Control Agreement which shall be attached hereto and marked as Schedule "A" to this By-law 2020-089 and shall form an integral part of this by-law.
- 2.0 That the Mayor and Clerk are authorized to sign and execute any other related documentation on behalf of the Corporation, including the Acknowledgment & Direction required to register the Site Plan Control Agreement.
- 3.0 That By-Law 2006-64 be hereby amended.
- 4.0 This By-Law shall come into full force and effect upon final passage.
- 5.0 This By-Law may be cited as the "Amend Westario Power Site Plan Control Agreement By-Law".

Read, Enacted, Signed and Sealed this 25th day of August, 2020.

Mayor – Chris Peabody

Clerk – Fiona Hamilton

[illegible]

1990 QUEEN STREET EAST SUITE 209
TORONTO, ONTARIO
M5S 1T2
T 416 462 1696
F 416 462 1520
E cliff@taterbyte.com

East Ridge Business Park
Walkerton, Ontario

SITE PLAN

A diagram of a cell. A large circle represents the cell membrane. Inside, a smaller circle represents the nucleus, labeled 'Nucleus'. To the left of the nucleus, a curved line represents the vacuole, labeled 'Vac'.

A100