

CORPORATION OF THE MUNICIPALITY OF CHATHAM-KENT

BY-LAW NO. \_\_\_\_-2023

A BY-LAW TO AMEND ZONING BY-LAW 216-2009

OF THE MUNICIPALITY OF CHATHAM-KENT

(Large Scale Greenhouses)

WHEREAS the Council of the Municipality of Chatham-Kent enacted By-law 216-2009 to regulate the use of land and the character, location and use of buildings and structures in the Municipality of Chatham-Kent on December 14, 2009 (Zoning By-law);

AND WHEREAS Council has determined that certain amendments be made to By-law 216-2009 pursuant to Section 34 of the Planning Act, R.S.O. 1990 Chapter P. 13, as amended, to amend certain regulations related to Greenhouse Farms (Large Scale);

AND WHEREAS the proposed amendments and updates to Zoning By-law 216-2009 conform with the general intent and purpose of the Municipality of Chatham-Kent Official Plan;

AND WHEREAS Council has the authority pursuant to Section 34 of the Planning Act R.S.O. 1990 Chapter P. 13, as amended, to pass amendments to the Zoning By-law;

NOW THEREFORE BE IT AND IT IS HEREBY ENACTED AS By-law No. \_\_\_\_-2023 of the Corporation of the Municipality of Chatham-Kent:

1. That By-law 216-2009, as amended, of the Municipality of Chatham-Kent, be amended by amending Section 4.11 – Greenhouse Farms (Large Scale) by:

1.1 Deleting the following words in subsection (a):

Notwithstanding (a) (iii), (iv) and (v), the setback for all large-scale greenhouse farm building and structures from all Residential and Deferred Development Zones, as set out in Section 5.0 of this By-law, shall be 300 m

and replacing with the words:

Notwithstanding (a) (iii), (iv) and (v), the setback for all large-scale greenhouse farm building and structures from:

- (1) All Residential Low Density (RL), Residential Medium Density (RM), and Residential High Density (RH) zones as set out in Section 5.0 of this By-law shall be 1,500 m.
- (2) All other Residential and Deferred Development Zones, as set out in Section 5.0 of this By-law, shall be 300 m.

THIS By-law shall come into force and effect upon the final passing thereof, subject to the provisions of the Planning Act, R.S.O. 1990 Chapter P. 13, as amended.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 24th day of April, 2023.

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MAYOR – Darrin Canniff

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CLERK – Judy Smith