



**REPORT TO COUNCIL**

**SUBJECT: INTERIM CONTROL BY-LAW NO. 2008-20**

October 3, 2008

**BACKGROUND**

The Council of the Township of McKellar enacted Interim Control By-law No. 2008-20 on September 15, 2008 to place a temporary hold on new development on recreational lakes in the whole of the municipality. The Township discovered during a development application that its policy framework was not properly structured to be able to appropriately respond to planning concerns related to the proposed lakefront project.

**APPLICATION OF INTERIM CONTROL BY-LAW NO. 2008-20**

The interim control by-law was intended to apply to all waterfront zones in the Township. It specifically included Waterfront 1 through Waterfront 5 (WF1 – WF5) Zones and the Tourist Commercial (C2) Zone. The effect of the by-law would prevent any future new lot creation or expansion of tourist resorts beyond existing levels. Existing lots would be recognized and eligible for building permits for single detached dwellings during the period that the by-law was in effect.

Subsequent to the enactment of Interim Control By-law No. 2008-20 which applied to WF1, WF2, WF3, WF4, WF5 and the C2 Zones, it was discovered that a number of additional properties along area recreational lakes should also have been included in the application of the by-law.

**PROPERTIES THAT SHOULD BE INCLUDED IN THE INTERIM CONTROL BY-LAW PROCESS**

There are two additional zones: the Tourist Commercial Marine (C2M) Zone; and the Tourist Commercial Marine Restricted (C2-MR) Zone that should have been included in the Interim Control By-law Study. Further, there have been a number of site-specific zoning amendments in the form of special provisions that are located on the lakes that should be added to the process.

**CONCLUSIONS/RECOMMENDATIONS**

It is recommended that the Council of the Township of McKellar enact a second interim control by-law to extend control over the lands that were inadvertently omitted.

  
John Jackson