

**CORPORATION OF THE TOWN OF AMHERSTBURG**

**BY-LAW NO. 2010-119**

**Being a by-law to amend Zoning By-law No. 1999-52, as amended**

**WHEREAS** By-law 1999-52, as amended, is a land use control by-law regulating the use of lands and the character, location and use of buildings and structures within the Town of Amherstburg;

**AND WHEREAS** the Council of the Town of Amherstburg deems it appropriate and in the best interest of proper planning to amend By-law 1999-52, as herein provided;

**AND WHEREAS** this By-law conforms to the Official Plan for the Town of Amherstburg;

**NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWN OF AMHERSTBURG ENACTS AS FOLLOWS:**

1. Schedule "A", Map 8 of By-law-1999-52, as amended, is hereby further amended by changing the zone symbol on those lands shown as "ZONE CHANGE FROM "A" TO "HI-3" " on Schedule "A" attached hereto and forming part of this By-law from "Agricultural (A) Zone" to "Special Provision Heavy Industrial (HI-3) Zone".

2. Section 22 (4) Special Provisions of the Town of Amherstburg Zoning By-law 1999-52 is hereby amended by adding a new clause (c) after clause (b) as follows:

"(c) HI-3

Notwithstanding any provisions of this By-law to the contrary, within any area designated HI-3 on Schedule "A" hereto, the following special provisions shall apply:

(i) Uses Permitted

1. Construction and demolition recycling facility
2. Material Recovery Facility
3. Any use permitted in HI zone as listed in Section 22 (2).

(ii) Zone Requirements

1. For a construction and demolition recycling facility or for a material recovery facility the front yard and exterior side yard setback shall be 30 metres and the interior and rear yard setback shall be 20 metres. No open storage shall occur within the required setbacks.
2. All other provisions of the HI zone shall apply."

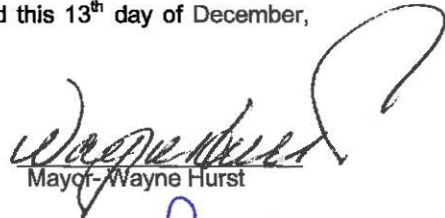
3. Section 2, Definitions of the Town of Amherstburg Zoning By-law 1999-52, as amended, is hereby amended by adding the following definitions to be inserted into the by-law in an appropriate alphabetic location.

"Construction and Demolition Recycling Facility means a facility that processes non-hazardous materials from construction and demolition projects and other sources including wood, drywall, concrete, asphalt, glass, and scrap metals."

"Material Recycling Facility means a facility in which solid non-hazardous recyclable material is received, collected, sorted, and /or processed for the purpose of marketing the material for use as raw material in the manufacturing process of new, reused and reconstituted products."

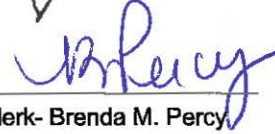
4. This By-law shall take effect from the date of passage by Council and shall come into force in accordance with Section 34 of the Planning Act, R.S.O. 1990.

Read a first, second and third time and finally passed this 13<sup>th</sup> day of December, 2010.



Wayne Hurst

Mayor- Wayne Hurst

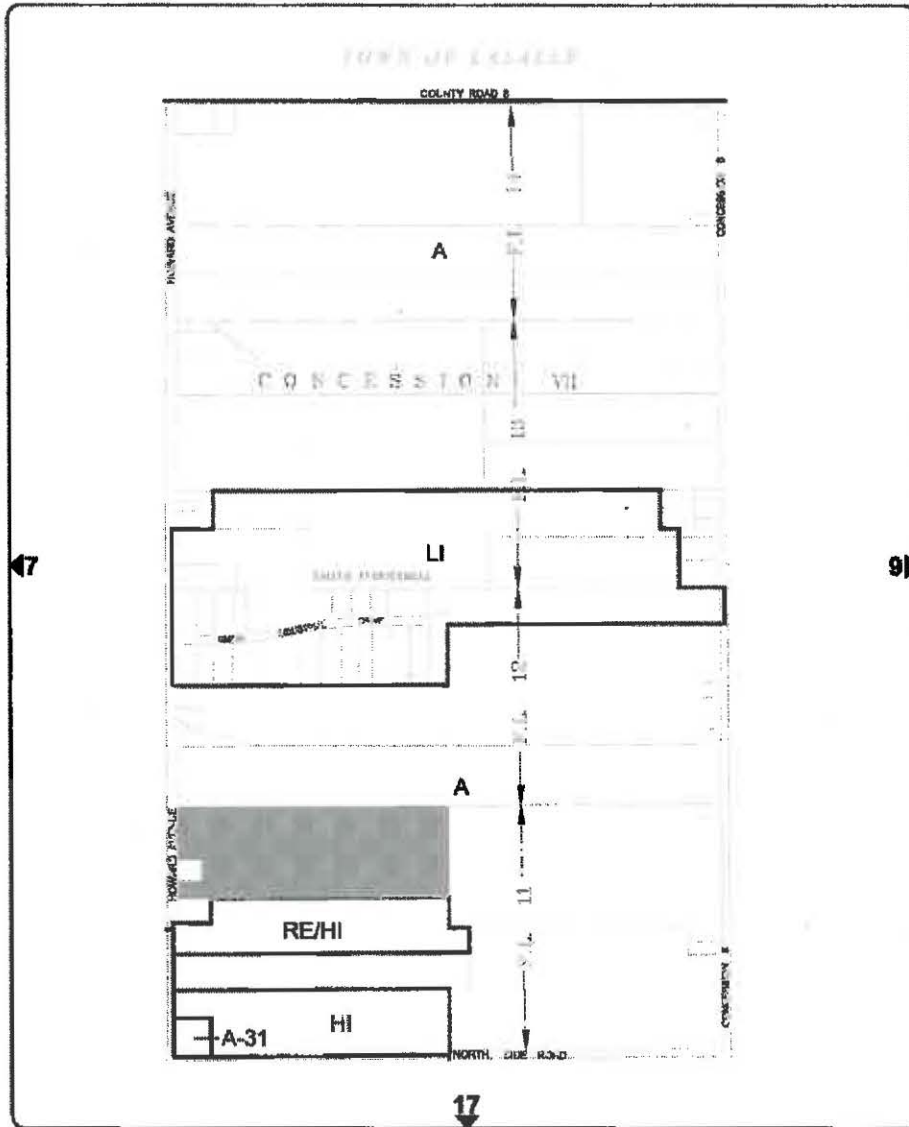


Brenda M. Percy

Clerk- Brenda M. Percy

TOWN OF AMHERSTBURG

SCHEDULE "A" TO BY-LAW No. 2010-119  
A BY-LAW TO AMEND BY-LAW No. 1999-52



SCHEDULE 'A'  
MAP 8  
Zoning By-Law No. 1999-52

*Wayne Hurst*  
Mayor Wayne Hurst

*Brenda M. Percy*  
Clerk- Brenda M. Percy