

The Corporation of the City of Kawartha Lakes

By-law 2023-____

A By-law to Repeal By-law 2015-134 for The Corporation of the City of Kawartha Lakes, being a By-Law to Amend the City of Kawartha Lakes Official Plan Respecting Lands within the City of Kawartha Lakes

Recitals:

1. Sections 17 and 21 of the Planning Act authorize Council to repeal an Official Plan.
2. A comprehensive background planning study was undertaken by the Municipality during 1987 that addressed various physical, social and economic conditions affecting the development and use of lands throughout Fenelon Falls. Regard was also had for various other reports and studies previously undertaken by the Village and the County of Victoria which could influence the future planning and development of the community. By-law 88-20 adopted the Village of Fenelon Falls Official Plan on September 19, 1988, and was approved by the Ministry of Municipal Affairs on June 26, 1989.
3. Following an amalgamation of the municipalities formerly within Victoria County, including the Village of Fenelon Falls, the City of Kawartha Lakes was created on January 1, 2001. The Official Plan for the City of Kawartha Lakes was adopted by By-law 2010-160 in on September 21, 2010. The Ministry of Municipal Affairs and Housing approved this Official Plan with modifications on January 11, 2012. The Official Plan was subsequently appealed to the then Ontario Municipal Board.
4. In 2011, the City of Kawartha Lakes initiated the Secondary Plans project to provide a long term vision that will provide guidance and direction in the management of land and the environment within the urban settlement areas. This work included development of the Fenelon Falls Secondary Plan, prepared as Official Plan Amendment No. 015 to the City of Kawartha Lakes Official Plan, approved by By-law 2015-133 on July 7, 2015. It has always been the City's intention that the Village of Fenelon Falls Official Plan be replaced by the Fenelon Falls Secondary Plan.
5. The Fenelon Falls Secondary Plan (OPA No. 015) was subsequently appealed to the then Ontario Municipal Board. The appeals of the Fenelon Falls Secondary Plan have been withdrawn as of July 31, 2023, and as such the Fenelon Falls Secondary Plan has come into effect by virtue of the withdrawal. The Fenelon Falls Official Plan also remains in effect, and needs to be repealed in order to avoid having two separate planning regimes in effect for the same area at the same time.
6. The By-law repealing the Fenelon Falls Official Plan requires Ministerial approval for the repeal to be granted.
7. A public meeting to solicit public input respecting the repeal of the Village of Fenelon Falls Official Plan was held on August 29, 2023.
8. Council considers it appropriate to repeal the Village of Fenelon Falls Official Plan and directs Planning Staff to take the necessary steps to refer the matter of the repeal to the Minister for approval.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2023-____.

Section 1:00: Repeal

1.01 **Repeal:** By-Law 2015-134 for the City of Kawartha Lakes is repealed.

Section 2:00: General Terms

2.01 **Force and Effect:** This By-law shall come into force on the date it is finally passed, in accordance with the provisions of Sections 17 and 21 of the Planning Act, as amended.

By-law read a first, second and third time, and finally passed, this 24th day of October, 2023.

Doug Elmslie, Mayor

Cathie Ritchie, City Clerk