

By-law Number 37-2022
of The Regional Municipality of Durham

Being a by-law to adopt Amendment #188 to the Durham Regional Official Plan.

Whereas the Planning Act, R.S.O. 1990, c.P.13, as amended, authorizes the Regional Municipality of Durham to pass by-laws for the adoption or repeal of Official Plans and amendments thereto; and

Whereas Amendment #188 to the Durham Regional Official Plan is exempt from approval of the Minister of Municipal Affairs by Ontario Regulation 525/97, as amended by Ontario Regulation 344/98, made pursuant to Section 17(9) of the Planning Act;

Now therefore, the Council of The Regional Municipality of Durham hereby enacts as follows:

1. Amendment #188 to the Durham Regional Official Plan is hereby adopted.
2. The Clerk of the Regional Municipality of Durham is hereby authorized and directed to give Notice of Adoption of the aforementioned Amendment to the Durham Regional Official Plan in accordance with the procedure adopted by Council for exempt amendments.
3. This By-law shall come into force and take effect on the day of final passing thereof.

This By-law Read and Passed on the 29th day of June, 2022.

J. Henry, Regional Chair and CEO

A.Harras, Regional Clerk

Amendment #188 to the Regional Official Plan

- Purpose and Effect:** The purpose of this Amendment is to permit the severance of a dwelling rendered surplus as a result of the consolidation of non-abutting farm parcels on land designated “Countryside Area” and “Prime Agriculture Areas”, in the Municipality of Clarington.
- Location:** The subject site is located between Concession Roads 6 and 7 on the east side of Vannest Road. The Parcel contains three addresses, which are municipally known as 1785 Concession Road 7, 6115 and 6171 Vannest Road, Part of Lot 28, Concession 6, in the Municipality of Clarington.
- Basis:** The subject site is proposed to be consolidated with the other non-abutting farm parcels owned the applicant. The residential dwelling on the subject lands is not required by, and is surplus to, the farm operation. This amendment is consistent with the Provincial Policy Statement and conforms to the Durham Regional Official Plan, the Greenbelt Plan, the Oak Ridges Moraine Conservation Plan and the Growth Plan for the Greater Golden Horseshoe.
- Amendment:** The Durham Regional Official Plan is hereby amended by adding the following policy exception to Section 9A.3.2:
- “9A.3.2 ccc) A surplus dwelling is severed from a parcel identified as Assessment No. 1817 0101 302 8900 located in Part of Lot 28, Concession 6, Former Township of Darlington, Municipality of Clarington, subject to the inclusion of provisions in the zoning by-law to prohibit further severances and the construction of any dwelling on the retained farm parcel.”
- Implementation:** The provisions set forth in the Durham Regional Official Plan regarding the implementation of the Plan shall apply in regard to this Amendment.
- Interpretation:** The provisions set forth in the Durham Regional Official Plan regarding the interpretation of the Plan shall apply in regard to this Amendment.