



**CORPORATION OF THE
MUNICIPALITY OF MARMORA & LAKE
AMENDING BY-LAW NUMBER 2015-44**

BEING a By-law under the provisions of Section 34 of the Planning Act, R.S.O. 1990, as amended, to amend Comprehensive Zoning By-law Number 2003-11, as otherwise amended, of the Municipality of Marmora and Lake to establish a Source Water Protection Overlay Zone for those lands identified in the Quinte Region Source Protection Plan and/or Trent Source Protection Plan as being within a Wellhead Protection Area (WHPA) or an Intake Protection Zone (IPZ) in the vicinity of the Former Village of Marmora and the Hamlet of Deloro municipal water wells;

WHEREAS the Council of the Corporation of the Municipality of Marmora and Lake conducted a public meeting in regard to this application in accordance with the requirements of the Planning Act, R.S.O. 1990, as amended;

AND WHEREAS the Council of the Corporation of the Municipality of Marmora and Lake has deemed advisable to amend Zoning By-law Number 2003-11, as otherwise amended, with respect to the above described lands, and under the provisions of the Planning Act R.S.O., 1990, as amended, has the authority to do so.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF MARMORA AND LAKE ENACTS AS FOLLOWS:

1. **THAT** By-law Number 2003-11, as amended, is hereby amended by inserting the following row in the bottom of the list found in Section 5.3.3:

“Source Water Protection Overlay Zone SWP (page 111.)”

2. **THAT** By-law Number 2003-11, as amended, is hereby amended by inserting Section 28 immediately after Section 27 as follows:

“SECTION 28 - SWP - SOURCE WATER PROTECTION OVERLAY ZONE

Within a Source Water Protection (SWP) Overlay Zone, no person shall use any land, erect, alter, enlarge, use or maintain any building or structure except in accordance with the following provisions:

28.1 PURPOSE AND EFFECT

The purpose of the SWP Overlay Zone is to prevent the inadvertent approval of Planning Act applications and/or issuance of building permits that may result in the establishment of uses that are significant drinking water threats.

The effect of the SWP Overlay Zone is to ensure that the Municipality of Marmora and Lake's Risk Management Official (RMO) and/or Quinte Conservation Authority and/or Lower Trent Conservation Authority staff are consulted with, and any necessary approvals pursuant to the Clean Water Act and requirements in the Quinte Region Source Protection Plan or Trent Source Protection Plan are obtained by the landowner/applicant as part of the consideration by the Municipality of a complete Planning Act application and/or prior to the issuance of a building permit.

28.2 APPLICABILITY

The Source Water Protection (SWP) Overlay Zone applies to all lands identified within the Quinte Region and/or Trent Conservation Coalition Assessment Reports and Protection Plans as being within a Wellhead Protection Area (WHPA A-D) or Intake Protection Zone (IPZ) for the municipal water wells that service the Former Village of Marmora and the Hamlet of Deloro.

The Source Water Protection (SWP) Overlay Zone applies to all lands and all underlying zones (Sections 6-27) and special exception zones partly or wholly contained within it.

28.3 DRINKING WATER THREATS

Notwithstanding the permitted uses and zone provisions of any underlying zones, the following significant drinking water threats, where significant, shall be prohibited except in accordance with Section 28.44:

- a) The establishment, operation or maintenance of a waste disposal site within the meaning of Part V of the Environmental Protection Act;
- b) The establishment, operation or maintenance of a system that collects, stores, transmits, treats or disposes of sewage;
- c) The storage and management of agricultural source material;
- d) The handling and storage of non-agricultural source material;
- e) The handling and storage of commercial fertilizer;
- f) The handling and storage of pesticide;
- g) The handling and storage of road salt;
- h) The storage of snow;
- i) The handling and storage of fuel;
- j) The handling and storage of a dense non-aqueous phase liquid;
- k) The handling and storage of an organic solvent;
- l) An airport and specifically the management of runoff that contains chemicals used in the de-icing of aircraft; and,
- m) The use of land as livestock grazing or pasturing land, an outdoor confinement area or a farm-animal yard.

28.4 REQUIRED APPROVALS

Upon the Province issuing any related Provincial Instrument and/or the Risk Management Official (RMO) issuing Letter of Compliance, or a Notice pursuant to Section 59 of the Clean Water Act, a land use prohibited in Section 28.3 is permitted in accordance with the provisions of the underlying Zone(s) and all other applicable provisions of Zoning By-law No. 2003-11, as amended."

3. **THAT Schedules 'A' and 'C'** to By-law No. 2003-11, as amended, are hereby amended by zoning lands the Source Water Protection (SWP) Overlay Zone in accordance with **Schedules '1' and '2'** attached hereto;
4. **THAT Schedules '1' and '2'** attached hereto form part of this By-law;
5. **AND THAT** this by-law shall come into force and take effect in accordance with the provisions of the Planning Act.

READ A FIRST TIME this 3rd day of November, 2015

READ A SECOND TIME this 3rd day of November, 2015

READ A THIRD TIME this 3rd day of November, 2015

PASSED IN OPEN COUNCIL this 3rd day of November, 2015



Linda Bracken, Deputy Mayor



Tonia Graham, Clerk



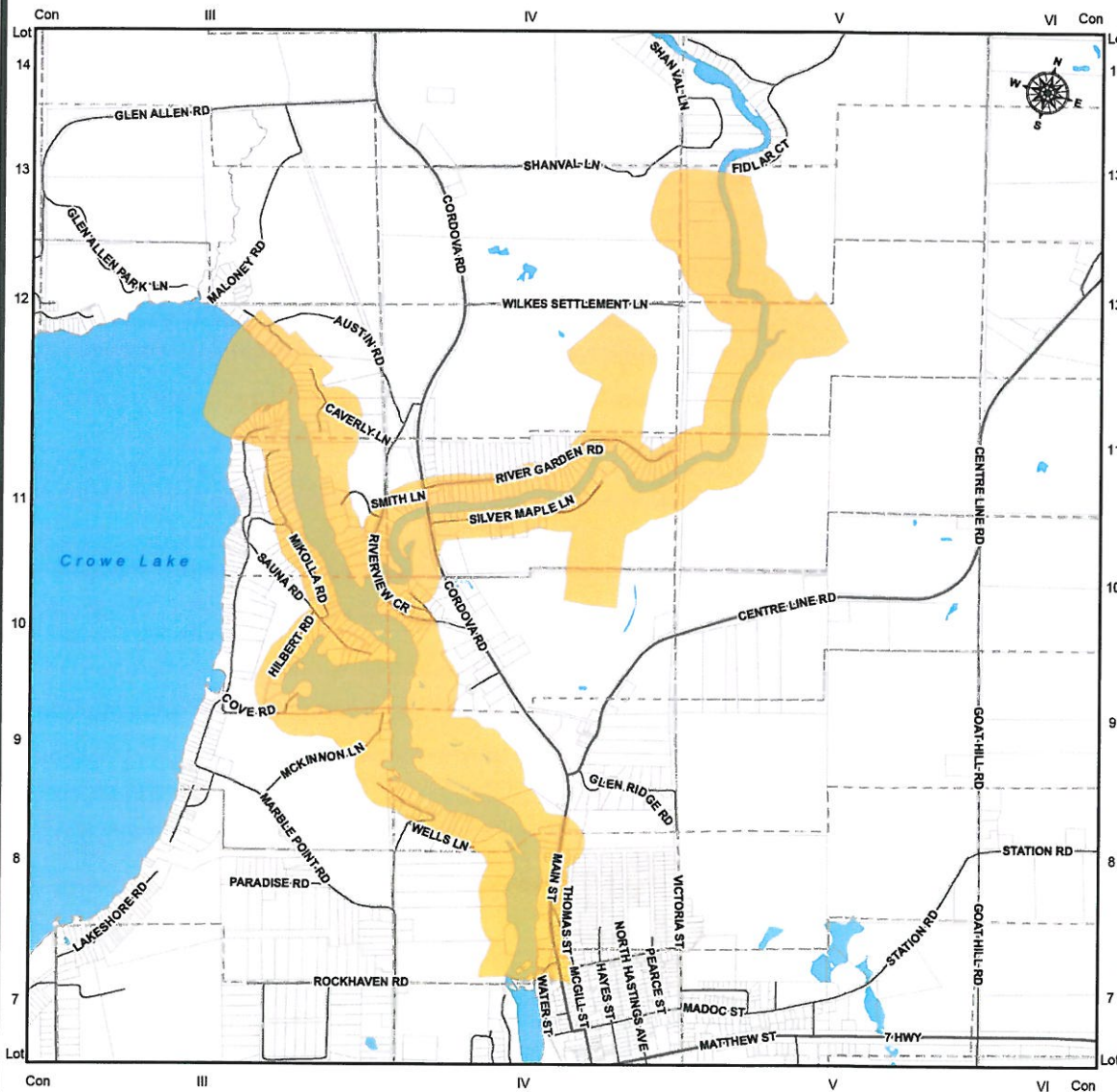
SCHEDULE '1' TO BY-LAW NO. 2015-44

A By-law to Amend Comprehensive Zoning By-law 2003-11
Corporation of the Municipality of Marmora & Lake

PASSED THIS 3rd DAY OF NOVEMBER, 2015.

Linda Bracken
Deputy Mayor

Tonia Graham
Clerk

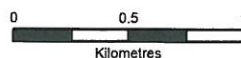


LEGEND



Lands to be zoned the Source Water Protection (SWP) Overlay Zone.

Lot and Concession



Note: Please refer to Zoning By-law No. 2003-11, as amended, for the underlying zone(s) that apply to all land holdings.



Prepared For The Municipality of Marmora & Lake
Prepared By County of Hastings Planning & Development Dept. GIS Section


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SCHEDULE '2' TO BY-LAW NO. 2015-44

A By-law to Amend Comprehensive Zoning By-law 2003-11
Corporation of the Municipality of Marmora & Lake

PASSED THIS 3rd DAY OF NOVEMBER, 2015.


Linda Bracken
Deputy Mayor

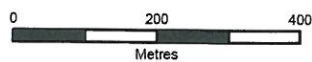

Tonia Graham
Clerk



LEGEND



Lands to be zoned the Source Water Protection (SWP) Overlay Zone.



Note: Please refer to Zoning By-law No. 2003-11, as amended, for the underlying zone(s) that apply to all land holdings.



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