

The Corporation of the Township of Huron-Kinloss



# BY-LAW

2006-64

**BEING A BY-LAW TO ESTABLISH POLICIES FOR  
THE PAYMENTS OF CASH IN LIEU OF PARKLAND**

**WHEREAS** Section, 42 of The Planning Act, R.S.O., 1990 stipulates that as a condition of development or redevelopment of land, the Council of a local municipality may require that land be conveyed to the municipality for park or other recreational purposes;

**AND WHEREAS** Section 42(6) authorizes that a municipality may require an amount of money to be paid in lieu of such conveyance;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF HURON-KINLOSS ENACTS AS FOLLOWS:**

**PART I  
PLANS OF SUBDIVISION & CONSENTS**

- 1.0 The determination of whether land or cash-in-lieu of land, is to be requested from a developer pursuant to Section 41, 50 or 52 of The Planning Act, R.S.O. 1990, shall be made in cases of proposed plans of subdivision, consents and developments or redevelopments.
- 1.2 Where it has been determined that land will be accepted, the amount of land to be conveyed shall not be more than 5% of the gross land within a Plan of subdivision.
- 1.3 Where cash-in-lieu of parkland dedication is required, the developer shall pay a sum of \$750 (seven hundred and fifty dollars) for each new lot created that would be eligible for the acquisition of a building permit.

**PART II  
EXEMPTION**

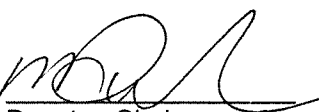
- 2.1 New lots created as a result of a surplus farm lot severance shall be exempt from the policies established in Part I above.
- 2.2 In the case of land proposed for commercial or industrial purposes no conveyance of parkland or cash in lieu payment shall be assessed.

**PART III  
GENERAL**

- 3.1 That By-Law 2000-59, is hereby repealed and replaced.
- 3.2 This By-Law shall come into full force and effect upon its final passage.
- 3.3 This By-Law may be cited as the "Parkland Dedication/Cash In Lieu By-Law.

**READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED** this 17th of July, 2006.

  
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Mayor

  
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Deputy - Clerk