

**THE CORPORATION OF THE
TOWNSHIP OF EDWARDSBURGH/CARDINAL**

BY-LAW NO. 2018-15

“BEING A BY-LAW TO AMEND BY-LAW NO. 2012-35 AS AMENDED”

WHEREAS By-law No. 2012-35 as amended regulates the use of land and the use and erection of buildings and structures within the Township of Edwardsburgh/Cardinal;

AND WHEREAS the Council of the Corporation of the Township of Edwardsburgh/Cardinal deems it advisable to amend By-law No. 2012-35 as hereinafter set forth;

NOW THEREFORE the Council of the Corporation of the Township of Edwardsburgh/Cardinal enacts as follows:

1. By-law No. 2012-35 is hereby amended as follows:

2. Section 3.0 is hereby amended by inserting the following after “Dock, Permanent”:

“**Domestic Fowl Coop** means an accessory residential structure consisting of a coop and run and intended to house a maximum of five (5) female egg laying chickens or five (5) female ducks. Domestic Fowl Coops shall securely contain the animals and will conform to the policies of Section 4.4 Domestic Fowl.”

3. Section 3.0 is hereby amended by inserting the following after “Livestock Sales Outlet”:

“**Livestock Unit, Large** means, for the purpose of this by-law, cows, horses, donkeys, alpaca and lamas or similar.

Livestock Unit, Medium means, for the purpose of this by-law, sheep, goats, or pigs.

Livestock Unit, Small means, for the purpose of this by-law, chickens, ducks, turkeys, geese or rabbits.”

4. Section 3.0 is hereby amended by deleting the definitions for “Public Stable” as well as for “Private Stable” and by deleting “Private or Public” from the definition title for “Stable, Private or Public” and replacing the text following:

“means an accessory building where horses are lodged, treated, kept or raised for the private use of the owners/residents of the lot or hired out for profit or gain.”

5. Section 4.0 is hereby amended by inserting the following after Section 4.43 Use by Public Authority or Public Utility:

“4.44 Domestic Fowl

In the Hamlet Residential (HR) zone, notwithstanding the provisions of Section 4.1 (c), (d) and (e) for Accessory Buildings Minimum Yard Requirements, a Domestic Fowl Coop shall be permitted accessory to a permitted residential dwelling subject to the following provisions:

- i) Minimum lot size is 0.4 ha (0.98 ac.)
- ii) Domestic Fowl Coops and runs must be a minimum of three (3) metres from rear and interior side lot lines;

- iii) Domestic Fowl Coops and runs must be a minimum of ten (10) metres from any window or door opening of a dwelling on an adjacent lot;
- iv) Domestic Fowl Coops and runs must be a minimum of fifteen (15) metres from any well;
- v) Domestic Fowl Coops and runs must not be located in any front or exterior side yard; and
- vi) Runs shall be constructed to provide a minimum of 0.9m² and a maximum of 2.3m² of floor space per hen.”

6. Section 4.17 Hobby Farms is hereby amended by deleting the existing paragraph and replacing it with:

“For the purposes of this section:

- 2 small livestock units equals 1 medium livestock unit
- 4 small livestock units equals 1 large livestock unit
- 2 medium livestock units equals 1 large livestock unit

Notwithstanding the provisions of subsections 10.1 (c)[i] and 10.2 (c)[iv], for a lot with an area of 1.6 ha (4.0 ac.) up to 3.2 ha (8.0 ac.) a maximum (8) small livestock units or their equivalent in any combination shall be permitted on a Hobby Farm provided that such animal(s) is/are housed in a building or structure specifically designed for such purposes.

For a lot with an area greater than of 3.2 ha (8.0 ac.) up to 5.0 ha (12.3 ac.) a maximum (12) small livestock units or their equivalent in any combination shall be permitted on a Hobby Farm provided that such animal(s) is/are housed in a building or structure specifically designed for such purposes.

For any lot greater than 5.0 ha (12.3 ac.), a maximum of five (5) nutrients units, as defined by the Minimum Distance Separation Formulae I and II, are permitted on a Hobby Farm provided that such animal(s) is/are housed in a building or structure specifically designed for such purposes. For six (6) or more nutrient units, a permitted Hobby Farm is subject to the MDS calculation as developed by the Ontario Ministry of Agriculture, Food and Rural Affairs, as amended from time to time.”

7. Section 7.5 (a) Permitted Uses is hereby amended by deleting the words “Public and Private” from “Public and Private Stable”.

8. Section 10.1 (a) Permitted Uses is hereby amended by deleting the words “Public and Private” from “Public and Private Stable”.

9. Section 10.1 (b) [ii] Zone Requirements for a Hobby Farm, Kennel, Nursery, Public and Private Stable, Veterinary Establishment is hereby amended by deleting the words “Public and Private” from the title.

10. Section 10.1 (b) [ii] Zone Requirements for a Hobby Farm, Kennel, Nursery, Stable, Veterinary Establishment is hereby amended by deleting the words “5 ha (12.3 ac.)” from Minimum Lot Area and replacing it with “1.6 ha (4.0 ac.) subject to any relevant provisions of 4.17”.

11. Section 10.1 (b) [ii] Zone Requirements for a Hobby Farm, Kennel, Nursery, Stable, Veterinary Establishment is hereby amended by deleting the words “Kennel” from the Section title.

12. Section 10.1 (b) Zone Requirements is hereby amended adding the following after subsection [iii]:

“[iv] Kennel

Minimum Lot Area	5 ha (12.3 ac.)
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Minimum Lot Frontage 70 m (229 ft.)

Minimum Yard Requirements:

Front Yard 20 m (65.6 ft.)

All Other Yards 10 m (32.8 ft.)

Maximum Lot Coverage 25%

Maximum Building Height:

Main Building 12 m (39.4 ft.)

Accessory Building 7 m (22.9 ft.)

13. Section 10.2 (b) Permitted Uses is hereby amended by deleting the words "Public and Private" from "Public and Private Stable".
14. Section 10.2 (b) [ii] Zone Requirements for a Hobby Farm, Kennel, Nursery, Public and Private Stable, Veterinary Establishment is hereby amended by deleting the words "Public and Private" from the title.
15. Section 10.2 (b) [ii] Zone Requirements for a Hobby Farm, Kennel, Nursery, Stable, Veterinary Establishment is hereby amended by deleting the words "5 ha (12.3 ac.)" from Minimum Lot Area and replacing it with "1.6 ha (4.0 ac.) subject to any relevant provisions of 4.17".
16. Section 10.2 (b) [ii] Zone Requirements for a Hobby Farm, Kennel, Nursery, Stable, Veterinary Establishment is hereby amended by deleting the words "Kennel" from the Section title.
17. Section 10.2 (b) Zone Requirements is hereby amended adding the following after subsection [iii]:

"[iv] Kennel

Minimum Lot Area 5 ha (12.3 ac.)

Minimum Lot Frontage 70 m (229 ft.)

Minimum Yard Requirements:

Front Yard 20 m (65.6 ft.)

All Other Yards 10 m (32.8 ft.)

Maximum Lot Coverage 25%

Maximum Building Height:

Main Building 12 m (39.4 ft.)

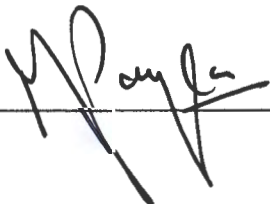
Accessory Building 7 m (22.9 ft.)

18. The By-law shall become effective on the date of passing hereof, subject to the provisions of Section 34 (21) of the Planning Act, R.S.O. 1990, as amended.

Read a first and second time in open Council this 26th day of March, 2018.

Read a third and final time, passed, signed and sealed in open Council this 23rd day of April, 2018.

Mayor



Deputy Clerk

