

## **Section 18      Rezoning / Amendments**

### **Application for Amendment**

- 1) Any Person desiring an amendment(s) to the provisions of this Bylaw shall apply to Council, in writing, describing in detail the reasons for the desired amendment(s) and requesting Council to consider the proposed amendment(s).

### **Application for Rezoning**

- 2) Any application for rezoning shall be deemed to be an application to amend this Bylaw.
- 3) Any application for rezoning shall include a legal description of and the location of the property(ies) to be rezoned, the name and address of the owners of the property(ies) and, if the applicant is not the owner, a statement as to the applicant's interest in the property.

### **Amendment Fee**

- 4) Any application for amendment shall be made, in writing, along with a non-refundable application fee of three hundred dollars (\$300), to the Development Officer. This fee may from time to time be amended by resolution of Council to reflect costs related to processing applications.
- 5) If the amount paid by the applicant as set out in Subsection (4) is not sufficient to cover the costs of notifying affected property owners and other related expenses, the applicant shall pay to the Development Officer the additional amount required, before Council gives final approval to the amendment; or if the amount paid is more than sufficient, the Development Officer shall refund the excess amount.

### **Notice to Property Owners**

- 6) When an application has been received for a rezoning, all property owners within five hundred (500) feet of the subject property and all residents on any Street abutting the land which is the subject of the proposed rezoning shall be notified of the application by the Development Officer.
- 7) The notification of affected property owners set out in Subsection (6) shall be in addition to the advertisements for the public hearing, and shall be delivered to all affected property owners by mail prior to the public hearing.

### **Council's Review**

- 8) Council shall determine whether or not to pursue such an amendment, and before making any decision shall examine the Official Plan to ensure that the proposed amendment will not be contrary to any policy within the Official Plan.
- 9) No amendment shall be made in this Bylaw which would be contrary to any policy of the Official Plan without a review and amendment of the Official Plan in accordance with the requirements of the Act.

### **Public Meeting**

- 10) No amendment shall be made to the provisions of this Bylaw unless Council provides for adequate public notice and a public meeting pursuant to the provisions of the Act.

- 11) At any public meeting called in respect of a proposed amendment(s) to this Bylaw, Council shall preside, the Person proposing the amendment or their designate shall describe and defend the proposed amendment, and the opinions of any Person shall be heard for consideration by Council.
- 12) Council shall, within seven (7) working days of the notification of the Minister's approval (or disapproval) of the amendments (s) to this Bylaw, instruct the Development Officer to notify the applicant that the proposed amendment to this Bylaw has been approved or denied. Where a proposed amendment to this Bylaw has been denied by Council, the reasons for the denial shall be stated, in writing, to the applicant.
- 13) Council shall not entertain any new application for the same proposed amendment(s) to this Bylaw for a period of one (1) year from the date of previous application of proposed amendment to this Bylaw.