

# **The Corporation of the Township of Guelph/Eramosa**

## **By-law Number 14/2018**

### **A By-law to amend By-law 40/2016 and By-law 34/1995, being Zoning By-laws for the Township of Guelph/Eramosa**

**WHEREAS** the Council of the Corporation of the Township of Guelph/Eramosa deems it desirable to amend said By-law Number 40/2016, as amended.

**NOW THEREFORE** the Council of the Corporation of the Township of Guelph/Eramosa enacts as follows:

1. THAT Section 3, Definitions is amended by including the following new definitions in alphabetical order:

**“SIGNIFICANT DRINKING WATER THREAT”** means a drinking water threat that, according to a risk assessment, poses or has the potential to pose a significant risk (Clean Water Act).

**“SOURCE PROTECTION PLAN”** means a drinking water source protection plan prepared under the Clean Water Act (Clean Water Act).

**“WELLHEAD PROTECTION AREA”** means an area that is related to a wellhead and within which it is desirable to regulate or monitor drinking water threats (Ontario Regulation 287/07).

**“SECTION 59 NOTICE”** refers to the requirement under Section 59 of the Clean Water Act, which requires issuance of a notice from the Risk Management Official, as appointed by the Township, before permitting an activity that is considered a restricted land use as identified in the Grand River Source Protection Plan.

2. THAT Section 3, Definitions – **“Category A Uses,” “Category B Uses,”** and **“Category C Uses,”** be deleted
3. THAT Section 4.18 WELLHEAD PROTECTION AREAS is amended by deleting the section in its entirety and replacing it with the following:

#### **4.18 SOURCE PROTECTION SCREENING AREAS**

Within the Source Protection Screening Areas Overlay shown on Schedule ‘C’, any use that is, or would be, a *significant drinking water threat* is required to conform with all applicable Grand River Source Protection Plan policies and, as such, may be prohibited, restricted, or otherwise regulated by that Source Protection Plan.

#### **Explanatory Notes:**

1. An application for development, redevelopment, or site alteration within a Source Protection Screening Area, where a drinking water threat could be significant, shall only be deemed complete under the *Planning Act* if submitted with a Section 59 Notice issued by the Risk

Management Official, as appointed by the Township, in accordance with the *Clean Water Act, 2006* and where applicable in accordance with the Grand River Source Protection Plan.

2. The Risk Management Official, as appointed by the Township, shall determine whether a new land use or activity is, or involves, a significant drinking water threat in accordance with the *Clean Water Act, 2006* and whether the use or activity is regulated or prohibited in accordance with the Grand River Source Protection Plan.
4. THAT **Schedule C** of By-law 40/2016 is deleted and replaced with the attached Schedule C.
5. THAT Section 6, Definitions of By-law Number 34-95 is amended by including the following new definitions in alphabetical order:

“SIGNIFICANT DRINKING WATER THREAT” means a drinking water threat that, according to a risk assessment, poses or has the potential to pose a significant risk (*Clean Water Act*).

“SOURCE PROTECTION PLAN” means a drinking water source protection plan prepared under the *Clean Water Act* (*Clean Water Act*).

“WELLHEAD PROTECTION AREA” means an area that is related to a wellhead and within which it is desirable to regulate or monitor drinking water threats (*Ontario Regulation 287/07*).

“SECTION 59 NOTICE” refers to the requirement under Section 59 of the *Clean Water Act*, which requires issuance of a notice from the Risk Management Official, as appointed by the Township, before permitting an activity that is considered a restricted land use as identified in the Grand River Source Protection Plan.

6. THAT Section 5 of By-law Number 34-95 is amended by adding the following Section 5.15:

#### **5.15 SOURCE PROTECTION SCREENING AREAS**

Within the Source Protection Screening Areas Overlay shown on Schedule ‘C’, any use that is, or would be, a *significant drinking water threat* is required to conform with all applicable Grand River Source Protection Plan policies and, as such, may be prohibited, restricted, or otherwise regulated by that Source Protection Plan.

#### **Explanatory Notes:**

1. An application for development, redevelopment, or site alteration within a Source Protection Screening Area, where a drinking water threat could be significant, shall only be deemed complete under the *Planning Act* if submitted with a Section 59 Notice issued by the Risk Management Official, as appointed by the Township, in accordance with the *Clean Water Act, 2006* and where applicable in accordance with the Grand River Source Protection Plan.
2. The Risk Management Official, as appointed by the Township, shall determine whether a new land use or activity is, or involves, a significant drinking water threat in accordance with the *Clean Water Act, 2006* and whether the use or activity is regulated or prohibited in accordance with the Grand River Source Protection Plan.

7. THAT a **Schedule C** shall be added to By-law Number 34-95 as shown as Schedule C of this by-law.
  
8. This By-law shall come into effect on the final passing thereof by the Council of Corporation of the Township of Guelph/Eramosa, subject to compliance with the provisions of the *Planning Act*, R.S.O. 1990, c. P.13, as amended.

READ three times and finally passed  
this **19th** day of **March, 2018**.

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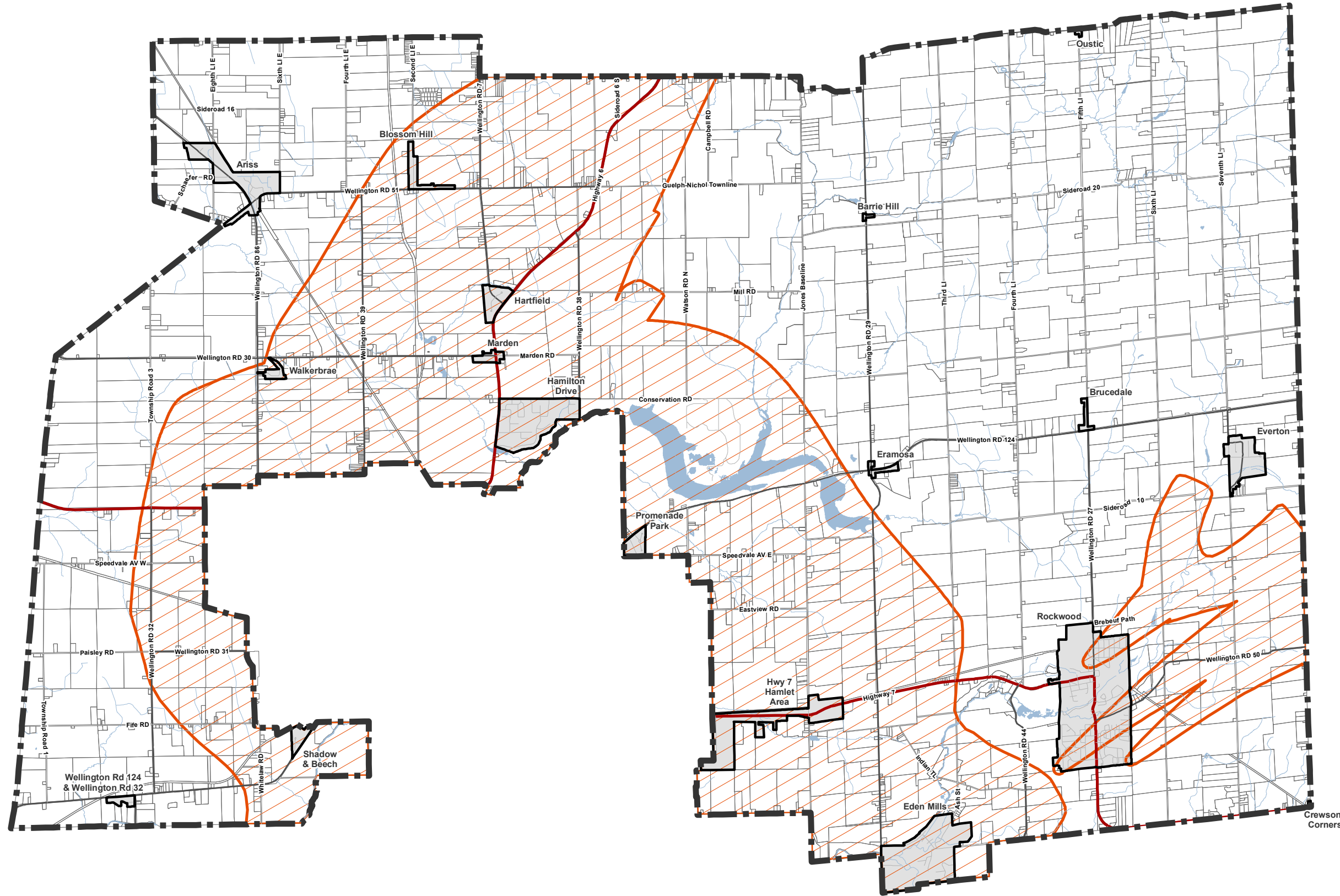
Chris White, Mayor








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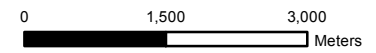
Meaghen Reid, Clerk

# Schedule C

## Source Protection Screening Area Overlay



-  Source Protection Screening Area
-  Municipal Boundary
-  Hamlets
-  Parcels
-  Local Road
-  County Road
-  Highway



To be read in conjunction with Zoning By-law 40/2016  
DO NOT USE FOR SURVEY OR NAVIGATION PURPOSES  
This map is for reference only and may not be accurate.  
Some data gathered by Wellington County, 2016.  
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