

**THE CORPORATION OF THE TOWN OF WASAGA BEACH**

**BY-LAW NO. 2021-37**

A by-law to amend Comprehensive Zoning By-law 2003-60, as amended, with respect to Downtown Wasaga Beach

**WHEREAS** Section 34 of the *Planning Act*, R.S.O. 1990, as amended, permits the councils of municipalities to pass zoning by-laws for prohibiting the use of land or the erecting, locating or using of buildings or structures for or except for such purposes as may be set out in the by-law;

**AND WHEREAS** the Council of the Corporation of the Town of Wasaga Beach considers it desirable to amend Zoning By-law 2003-60 to implement the policies of Official Plan Amendment No. 52 and 56 with respect to the Wasaga Beach Downtown.

**NOW THEREFORE** the Council of the Corporation of the Town of Wasaga Beach enacts that By-law 2003-60, as amended, being the Comprehensive Zoning By-law for the Town of Wasaga Beach, shall be and is HEREBY AMENDED AS FOLLOWS:

1. THAT Schedule “N” to Zoning By-law No. 2003-60 as amended, is hereby further amended by changing the zoning of the area shown on Schedule “A” attached hereto and forming part of this By-law, from the “Beach Transition Holding” (B2H) Zone to the “Beach Mixed-Use Holding” (B1H) Zone;

2. By adding a new definition for “Restaurant, Take-Out (Food Vehicle)” to Section 27 as follows:

“27.196.1 Restaurant, Take-Out (Food Vehicle)

Shall mean a vehicle or trailer from which food is prepared and/or offered for sale and sold to the public solely for consumption off the premises, and shall include a chip wagon, mobile food preparation vehicle, or refreshment vehicle, and shall not include a mobile barbeque facility or refrigerated bicycle cart.”;

3. By adding both “Restaurant, Take-Out” and “Restaurant, Take-Out (Food Vehicle)” as a “Use” in “Table 5: Permitted Uses” within Section 26.3.1;
4. By adding “Restaurant, Take-Out” as a permitted use to the “Beach Mixed-Use (B1) Zone” column in “Table 5: Permitted Uses” within Section 26.3.1;

5. By adding “Restaurant, Take-Out (Food Vehicle)” as a permitted use to the “Beach Mixed-Use (B1) Zone” and “Beach Transition (B2) Zone” columns in “Table 5: Permitted Uses” within Section 26.3.1;
6. By removing Section 26.2.11 “Setback Requirements Adjacent to Beach Drive” and replacing it with the words “(Intentionally Left Blank)”;
7. By removing the words “or in accordance with Section 26.2.11” in Minimum front Yard Row for B1 and B2 zones;
8. By removing the words “and 26.2.11” and “Beach Drive” from Table 6, Notes to Table 6, (1);
9. Notwithstanding the provisions of this By-law, where the General Provisions of By-law 2003-060 conflict with the provisions located herein, this By-law shall have primacy; and,
10. All other provisions of By-law 2003-60 shall continue to apply.

**BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED  
THIS 27TH DAY OF APRIL, 2021.**

**THE CORPORATION OF THE TOWN OF WASAGA BEACH**

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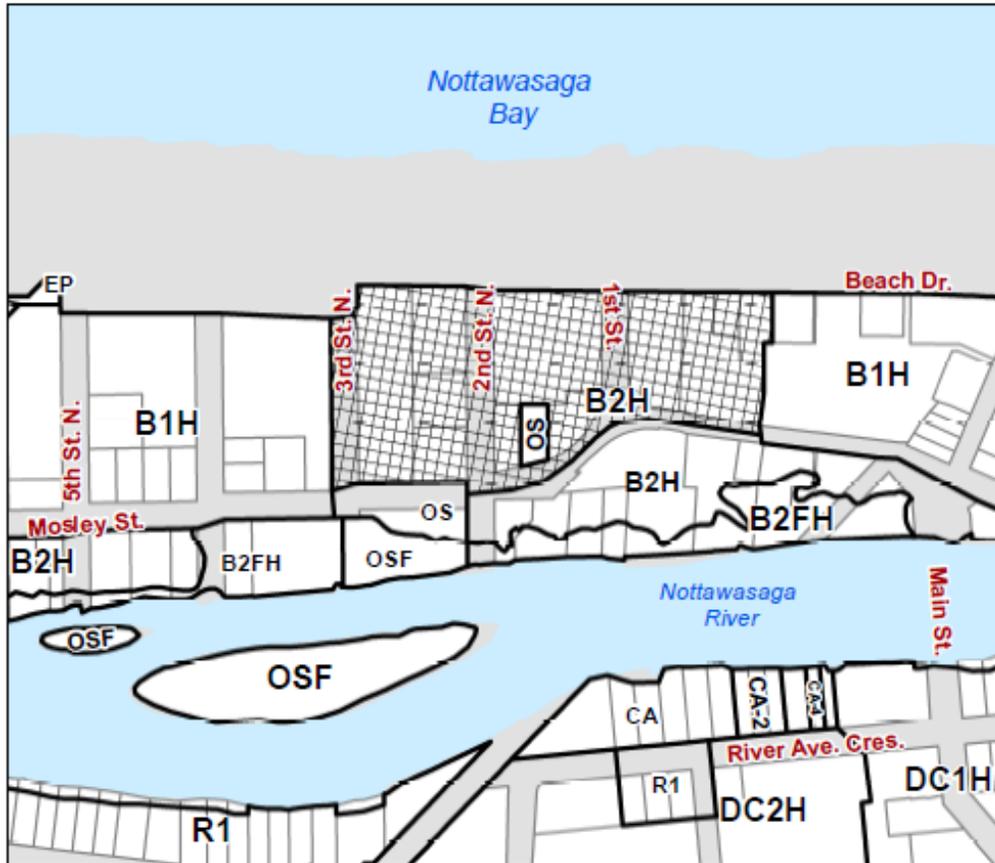
Nina Bifulchi, Mayor

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Dina Lundy, Director, Legislative Services & Clerk



# Town of Wasaga Beach Schedule 'A'



Lands Rezoned from B2H to B1H

This is Schedule 'A' to By-Law \_\_\_\_\_  
Passed the \_\_\_ day of \_\_\_\_\_,  
Signatures of Signing Officers

Mayor \_\_\_\_\_

Clerk \_\_\_\_\_

