

THE CORPORATION OF THE MUNICIPALITY OF POWASSAN

BY-LAW No. 2003-34

**Being an Interim Control By-Law under Section 38
of the Planning Act of Ontario**

WHEREAS the Ministry of the Environment through Drinking Water Inspection Report No. NB0202-02 dated January 2, 2003, ordered the Council of the Corporation of the Municipality of Powassan to regulate land use and define a Wellhead Protection Area of 200 square metres in the vicinity of the Municipal water wells; and

WHEREAS the existing zoning of certain lands within the protected area are presently zoned for uses that require further regulation as a result of the Inspection; and

WHEREAS Council has the authority to pass an Interim Control By-Law in accordance with the requirements of section 38 of the Planning Act, R.S.O., 1990, c.P.13 as amended, to limit the use of lands within the study area until such time as the recommendations of the study have been implemented through appropriate Official Plan policies and Zoning By-Law regulations.

NOW THEREFORE the Council of the Corporation of the Municipality of Powassan hereby enacts as follows:

1. That the lands shown on Schedule "A", attached hereto and forming part of this By-law are hereby identified as an area of Interim Control.
2. That within the Interim Control area the use of land shall be restricted as outlined on Schedule "B" attached hereto and forming part of this By-Law.
3. That this By-Law shall take effect upon being passed by Council and shall be in effect for a period of one (1) year from the date of passing of this By-Law unless Council rescinds this By-Law at an earlier date or unless Council extends the effective date of the By-law in accordance with the requirements of the Planning Act of Ontario.

Read a FIRST time and considered read a SECOND and THIRD time and passed as such in open Council this 19th day of August 2003.

Mayor

Clerk

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Schedule "B"
Restrictions Land Use in the Wellhead Protection Area

1. No Industrial or Commercial development.
2. No pesticide use.
3. No livestock housing or grazing.
4. All new dwellings must be hooked up to the Municipal Sewer System.
5. All new dwellings must be hooked up to the Municipal Water System.
6. Highways within the protected area shall be included in the emergency management plan, as any accident involving a chemical spill may contaminate the ground water table. Any such accident shall be contained and cleaned up as soon as possible.
7. Only clean fill shall be allowed for backfilling of existing lots to prevent rotting vegetation from entering the water table.
8. All existing landowners be notified of these restrictions.