

NOTICE OF PASSING OF A ZONING BY-LAW AMENDMENT

TAKE NOTICE that the Council of the Town of Lincoln passed By-law No. 2024-60 on the 23rd day of September 2024 under Section 34 of the Planning Act, R.S.O., 1990, as amended.

In reaching its decision to approve By-law No. 2024-60, Council considered all of the written and oral submissions and agrees with the planning report analysis and recommendations and finds that, subject to the conditions of approval, this application meets the Planning Act criteria, is consistent with the Provincial Policy Statement and complies with the Growth Plan, the Niagara Region Official Plan, and the Town Official Plan.

AND TAKE NOTICE that any person or public body may appeal to the Ontario Land Tribunal in respect of the By-law by filing with the Clerk of the Town of Lincoln not later than the 15th day of October 2024, a notice of appeal to the by-law. A notice of appeal must:

- (i) Be made in writing;
- (ii) Must set out the reasons for the appeal; and
- (iii) Be accompanied by a fee of \$1,100.00 in the form of a certified cheque, money order, or credit card payable to the Minister of Finance (This is the fee required by the Ontario Land Tribunal). An appellant may request a reduction of the filing fee to \$400, if the appellant is a private citizen or eligible community group. The request for a reduction in the fee must be made at the time of filing the appeal.

Only individuals, corporations or public bodies may appeal a decision of the municipality to the Ontario Land Tribunal. A notice of appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association or the group on its behalf.

No person or public body shall be added as a party to the hearing of the appeal unless, before the amendment was passed, the person or public body made oral submissions at a public meeting or written submissions to the Council, or in the opinion of the Ontario Land Tribunal, there are reasonable grounds to add the person or public body to the appeal.

Below is an explanation of the purpose and effect of the By-law. A complete copy of the By-law can be found online at www.lincoln.ca. Should you wish to review the Zoning By-law Amendment in the Legislative Services Department please contact Deanna Phillips by e-mail at dphillips@lincoln.ca or by calling 905-563-2799 ext. 260.

EXPLANATION OF THE PURPOSE AND EFFECT OF BY-LAW NO. 2024-60

The purpose of Zoning By-law Amendment No. 2024-60 is to amend the existing Comprehensive Zoning By-law No. 2022-50 to revise the definitions of a Short Term Accommodation and Bed and Breakfast Establishment, to add definitions for a Commercial Vacation Dwelling Unit, a Rural Tourist Accommodation, and a Residential Short Term Accommodation and to remove the definitions of an Inn, and Tourist Home.

The Zoning By-law Amendment also seeks to:

- Amend principal residency requirements for short term accommodations.
- Implement maximum guest room limits for a short term accommodation.
- Implement a restriction of one short term accommodation per property.
- Clarify which Zones permit a Commercial Vacation Dwelling Unit and Rural Tourist Accommodation.
- Revise permissions for Bed and Breakfast Establishments.

A Short Term Accommodation and Bed and Breakfast Establishment Licensing By-law was also passed which requires rental establishments to obtain a license from the Town.

CN: 3-5-02-03
Application: PLZBA20230036

Dated at the Town of Lincoln this 25 day of September 2024.
Julie Kirkelos, Town Clerk