

**THE CORPORATION OF THE TOWNSHIP OF NORWICH
By-LAW NUMBER 07-2003-Z**

A BY-LAW TO REGULATE THE USE OF LANDS, BUILDINGS AND STRUCTURES
IN THE TOWNSHIP OF NORWICH.

The Corporation of the
Township of Norwich
ENACTS as follows:

SECTION 1.0

APPLICATION, ADMINISTRATION AND ENFORCEMENT

1.1 APPLICATION

- 1.1.1 The provisions of this By-Law shall apply to all lands within the limits of the Corporation of the Township of Norwich.
- 1.1.2 No person shall use any land, or erect, alter or use any building, structure or part thereof within the limits of the Corporation except in conformity with the provisions of this By-Law.
- 1.1.3 No person shall use any building, structure or part thereof, erected, or altered in contravention of this By-Law so long as such building, structure or part thereof, continues to contravene the provisions of this By-Law.
- 1.1.4 No person shall change the purpose of which any lot, building or structure is used or erect, alter or use any building or structure or sever any lands from any existing lot if the effect of such action is to cause the original, adjoining, remaining or new building, structure or lot to be in contravention of this By-Law.

1.2 ADMINISTRATION

This By-Law shall be administered and enforced by such person or persons as shall be appointed from time to time by by-law of the Corporation as the "By-Law Enforcement Officer" or "Chief Building Official".

1.3 INSPECTION

The By-Law Enforcement Officer or Zoning Officer, or an officer or employee of the Corporation acting under the direction of Council may enter upon any property or premises at any reasonable time for the purpose of administering or enforcing this By-Law.

1.4 APPLICATION FOR PERMITS

1.4.1 In addition to all the requirements of the Corporation's Building By-Law, or any other by-law of the Corporation, every application for a building permit shall be accompanied by a plan in duplicate, (a copy of which shall be retained by the Corporation), drawn to scale and showing the following:

1.4.1.1 The true dimensions of the lot to be built upon or otherwise used.

1.4.1.2 The proposed location, height and dimensions of any building, structure or use proposed for such lot.

1.4.1.3 The proposed location and dimensions of any yards, setbacks, landscaped open space, off-street parking spaces or off-street loading facilities required by this By-Law.

1.4.1.4 The location of all existing buildings or structures on the lot shown on the plan.

1.4.1.5 A statement signed by the owner, indicating the exact use proposed for each aforesaid building, structure, or use, and giving all information necessary to determine if such proposed or existing building, structure or use conforms with the requirements of this By-Law.

1.4.2 In addition to the requirements of Subsection 1.4.1, information for the application of the Minimum Distance Separation Formula I (MDS I) shall be required in accordance with the provisions of those zones set out in this By-law, unless specifically exempted. This information shall include certified surveyed distances for all required MDS I setbacks, where required by the Chief Building Official.

1.4.3 In addition to the requirements of Subsection 1.4.1, an application for a building permit for a building to house livestock and poultry and/or for a manure storage facility, shall include information required for the application of the Minimum Distance Separation Formula II (MDS II). This information shall include surveyed distances for all required MDS II setbacks, where required by the Chief Building Official.

1.5 VIOLATIONS AND PENALTIES

Every person who uses any lot, or erects, alters or uses any building or structure or any part of any lot, building or structure in a manner contrary to any requirements of this By-Law or who causes or permits such use, erection, or alteration or who violates any provision of this By-Law or causes or permits a violation, shall be guilty of an offence and upon conviction therefore shall forfeit and pay a penalty in accordance with the Planning Act, R.S.O. 1990, as amended, and every such penalty shall be recoverable under the Municipal Act, 2001 and/or The Provincial Offences Act, R.S.O. 1990.

1.6 VALIDITY

If any section, clause or provision of this By-Law, including anything contained in Schedules "A", "B", "C", "D", and "E" attached hereto, is for any reason declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the By-Law as a whole or any part thereof other than the section, clause or provision so declared to be invalid and it is hereby declared to be the intention that all the remaining sections, clauses or provisions of this By-Law shall remain in full force and effect until repealed, notwithstanding that one or more provisions thereof shall have been declared to be invalid.

1.7 REMEDIES

In case any building or structure is to be erected, altered, reconstructed, extended or part thereof is to be used, or any lot is to be used, in contravention of any requirement of this By-Law, such contravention may be restrained by action at the direction of the Corporation and such contravention may be remedied at the expense of the person in default with the Corporation recovering the expenses pursuant to the provisions of the Municipal Act, 2001 in that behalf.

1.8 REPEAL OF EXISTING BY-LAWS

By-Law 19-84 of the Township of Norwich and all subsequent amendments are hereby repealed.

1.9 MINOR VARIANCES TO THE ZONING BY-LAW

Notwithstanding subsection 1.8, all minor variances granted during the period two years prior to the adoption of this By-law, for relief from the provisions of By-law 19-84 of the Township of Norwich, and to any amendments thereto, by the Committee of Adjustment for the Township of Norwich or the County of Oxford or by the Ontario Municipal Board shall remain in full force and effect and shall be considered minor variances to this By-law and a building permit may be issued by the **Chief Building Official** provided that compliance has occurred with the terms and conditions of any decision of the Committee of Adjustment, the County or the Ontario Municipal Board.