

## By-Law Number 2025-XX

**A By-Law to Exempt Certain Lands on Registered Plan 13M-138 from the Provisions of Subsection 50(5) of the *Planning Act*, R.S.O. 1990, Chapter P.13, as amended (Part of Lots 4 and 5 on Registered Plan 13M-138, municipally known as 2309 and 2339 Isle of Man Road).**

**Passed: October 21, 2025**

**Whereas** subsection 50(5) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended (the "*Planning Act*"), provides that no person may convey a part of any lot or block within a registered plan of subdivision; and

**Whereas** pursuant to subsection 50(7) of the *Planning Act*, the council of a local municipality may by by-law provide that subsection 50(5) of the *Planning Act* does not apply to land within a registered plan or plans of subdivision or parts thereof; and

**Whereas** the property owner has requested an exemption from the provisions of subsection 50(5) of the *Planning Act* with respect to part of Lot 4 (identified as Parts 4 and 5 on Reference Plan 13R-22674) and part of Lot 5 (identified as Parts 2 and 3 on Reference Plan 13R-22674) on Registered Plan 13M-138 for the purpose of establishing reciprocal access easements to facilitate vehicular access via a shared driveway off Isle of Man Road.

**Therefore be it resolved that** the Council of The Corporation of the City of Kingston hereby enacts as follows:

1. Subsection 50(5) of the *Planning Act* does not apply to part of Lots 4 and 5 on Registered Plan 13M-138 for the purpose of establishing reciprocal access easements, as shown in Schedule "A" to this By-Law;
2. This By-Law shall come into force and take effect on the date of its passing; and
3. Pursuant to subsection 50(7.3) of the *Planning Act*, this By-Law shall expire on October 21, 2026.

**Given all Three Readings and Passed: October 21, 2025**

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**Janet Jaynes**  
City Clerk

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**Bryan Paterson**  
Mayor



# Schedule 'A' to By-Law Number

Address: 2309-2339 Isle of Man Road  
File Number: D27-006-2025

**Kingston Zoning By-Law 2022-62**

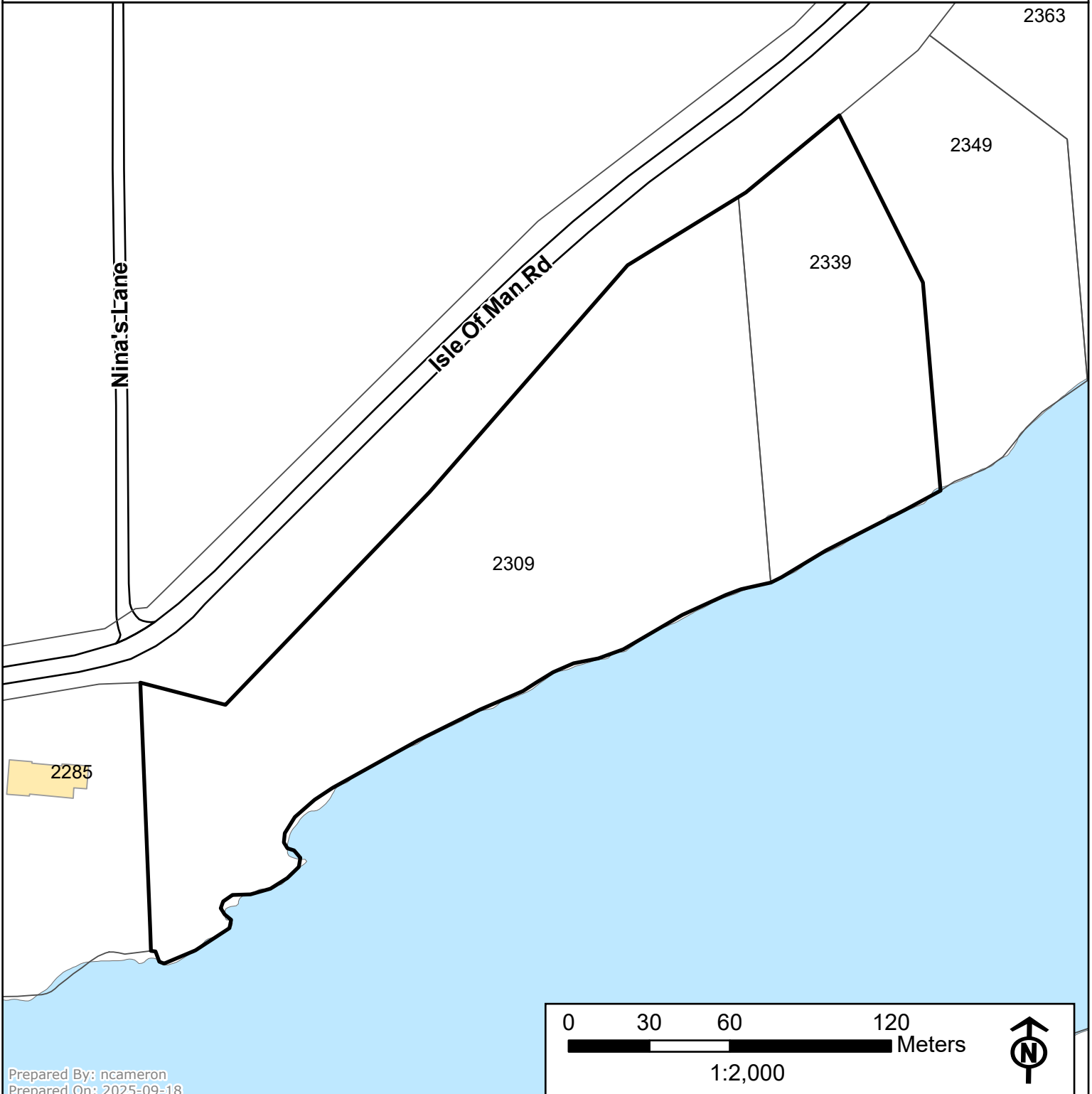
 Lands Subject to Part Lot Lift

## Certificate of Authentication

This is Schedule 'A' to By-Law Number \_\_\_\_\_, passed this \_\_\_\_\_ day of \_\_\_\_\_ 202\_\_.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk



Prepared By: ncameron  
Prepared On: 2025-09-18

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