

BY-LAW NO. 162 (1972)
OF THE CORPORATION OF THE TOWN OF PELHAM

A BY-LAW TO AMEND BY-LAW NO.1589, AS
AMENDED.

WHEREAS By-Law No.1589 entitled "A By-Law to prohibit the making of or establishment of gravel pits and stone quarries in the Township of Pelham" was passed on the 17th day of May, 1961.

AND WHEREAS the said By-law has been amended by the Council of the Corporation of the Township of Pelham by By-laws Numbers 1593, 1700, 1806, and 1812, each permitting enlargement of the then existing pits and quarries.

AND WHEREAS the Township of Pelham became a part of the Town of Pelham under the Regional Municipality of Niagara Act R.S.O. 1970, chapter 406,

AND WHEREAS application has been made to further amend By-law No.1589 by exempting therefrom the lands and premises described in Schedule "A" hereto attached,

AND WHEREAS the Town of Pelham Land Use (Zoning) By-Law No. 113 passed on the 9th day of August, 1971 permits Pit and Quarry operations in the area and on the lands described in Schedule "A" of this By-law.

AND WHEREAS the responsibility for regulating and controlling the operations and the rehabilitation of Pits and Quarries throughout the Province has been assumed by the Government of Ontario under the Pits and Quarries Control Act of 1971, as amended.

AND WHEREAS the owners and operators of the lands described in Schedule "A" hereto represent that they have now a good and valid licence under the said Pits and Quarries Control Act to open, establish or operate a pit or quarry on lands described in the said licence as Lots 7, 8 and 9, Concession 9, Pelham, Regional District of Niagara.

AND WHEREAS the said owners and operators of the said lands have requested Council to pass this By-law and Council considers it desirable, under the circumstances, to further amend the said By-law No. 1589.

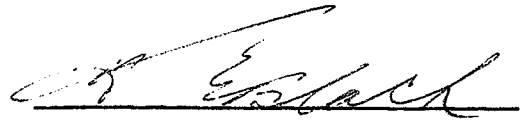
NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWN OF PELHAM ENACTS AS FOLLOWS:

1. By-law No. 1589 as amended be and the same is hereby further amended by adding thereto paragraph 2(k) as follows:-

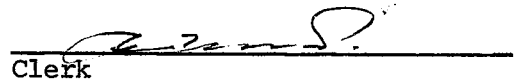
- 2(k) 1. The lands described in Schedule "A" hereto and made a part of this By-law be and the same are hereby exempted from the provisions of By-law No. 1589.
2. By-law No. 1589 is amended only to the extent necessary to give effect to the provisions of this By-law.
3. Insofar as the authority of Council is deemed to exist this By-law shall take effect from the passing thereof.
4. If the owners (applicant) of the lands herein described consider Ontario Municipal Board approval necessary or desirable Council will upon written request and at the

expense of the applicant, make application to the
Ontario Municipal Board for approval of this By-law.

READ A FIRST, SECOND AND THIRD TIME AND PASSED BY COUNCIL THIS 28th.
DAY OF December , 1972.

A handwritten signature in dark ink, appearing to read "J. E. Black", written over a horizontal line.

Mayor

A handwritten signature in dark ink, appearing to read "J. J. S.", written over a horizontal line.

Clerk

July - 1944

Meijnd, Cuperio.

193 Division Street

participate & execute

INZAR & EDNA

18-00000

UNRECORDED.

Y. BA-151A EO VVHED BA-151A MC 1286

0-3651

425

EX-15M NO.

(Total)