

CANADA, PROVINCE OF ONTARIO

(IN THE MATTER OF SECTION 35 OF
(THE PLANNING ACT AND IN THE
(MATTER OF BY-LAW #533 (1979) OF
(THE CORPORATION OF THE TOWN OF
(PELHAM READ A FIRST TIME ON THE
(23RD DAY OF JULY, 1979 AND
(READ A SECOND AND THIRD TIME AND
(FINALLY PASSED BY COUNCIL ON THE
(23RD DAY OF JULY, 1979 A.D.

REGIONAL MUNICIPALITY
OF NIAGARA

TO WIT:

S O L E M N D E C L A R A T I O N

I, L.C. HUNT, CLERK-TREASURER of the Corporation of the Town of Pelham in the Regional Municipality of Niagara in the Province of Ontario do solemnly declare as follows:

- (1) I am the Clerk-Treasurer of the Corporation of the Town of Pelham.
- (2) On the 23rd day of July, 1979, By-law #533 (1979) was given first reading and on the 23rd day of July, 1979, it was given second, third and final reading by Council for the purpose of zoning the lands described in the by-law to Public (P) zone as described in section 25 of the Restricted Area By-law #279 (1974) as amended.
- (3) Pursuant to Council's instructions I did cause to be served by prepaid first class mail on the 2nd day of August, 1979 a copy of the Notice of Application to the Ontario Municipal Board dated August 2, 1979, together with a copy of By-law #533 (1979) and a map indicating the property to be rezoned a copy of which is attached hereto and marked as Exhibit "A" to this my declaration.
- (4) Copies of the said Notice of Application dated August 2nd, 1979, together with a copy of By-law #533 (1979) and a map indicating the property to be rezoned were mailed to all owners of land within the area to which this by-law applies and to owners within 400 feet of such area and to owners whose lands are adjacent to the land of the owner or about on a road which is a boundary of the land of such owner of the land to which the by-law applies according to the last revised assessment roll at the address as shown therein and to agencies as set out in the schedule attached hereto and marked as Exhibit "B" to this my declaration. A total of 44 copies of the said notice were mailed to the owners of property and to those agencies determined by the Ontario Municipal Board procedure.
- (5) As a result of the mailing of said notice, I did receive one letter from the Ministry of Natural Resources stating no objection to the by-law and one letter from the Regional Municipality of Niagara stating no objection to the by-law. These letters are attached hereto and marked as Exhibits "C" and "D" to this my declaration.

- (6) To this date no objection or request for change in the provisions of the by-law have been filed by any person in the office of the Clerk or to the best of my knowledge and belief with any other employee, agent or officer of the municipality.
- (7) Council gave third and final reading to By-law #533 (1979) on July 23rd, 1979 a certified copy of which is attached hereto and marked as Exhibit "E" to this my declaration.

DECLARED BEFORE ME IN THE TOWN)
OF PELHAM IN THE REGIONAL)
MUNICIPALITY OF NIAGARA THIS)
5TH DAY OF SEPTEMBER, 1979 A.D.)

D. Clancy
A COMMISSIONER, ETC.)

L.C. HUNT A.M.C.T.
CLERK-TREASURER

NOTICE OF APPLICATION to
the Ontario Municipal Board
by the Corporation of the
Town of Pelham for approval
of a by-law to regulate land
use pursuant to Section 35 of
the Planning Act

TAKE NOTICE that the Council of the Corporation
of the Town of Pelham intends to apply to the Ontario Municipal Board
pursuant to the provisions of Section 35 of the Planning Act for
approval of By-law #533 (1979) read a first time the 23rd day of July,
1979, read a second and third time and finally passed by Council the
23rd day of July 1979. A copy of the by-law is furnished herewith.
A note giving an explanation of the purpose and effect of the by-law
and stating the lands affected thereby is also furnished herewith.

THE PURPOSE of this by-law is to amend By-law
450 (1978), as amended, and to rezone the lands described in said
By-law #533 (1979) from Institutional (I) to Public (P) zone.

THE EFFECT of the by-law is to allow the
continued use of the property for a public library.

ANY PERSON INTERESTED MAY within twenty-one (21)
days after the date of this notice send by registered mail or deliver
to the Clerk of the Town of Pelham notice of objection to approval of
the said by-law or any part thereof and shall indicate that if a hear-
ing is held the objector or an agent will attend at the hearing to
state the objection.

ANY PERSON wishing to support the application
for approval of the by-law may within twenty-one (21) days after the
date of this notice send by registered mail or deliver to the Clerk of
the Town of Pelham notice of his support of approval of the said by-law
together with a request for notice of any hearing that may be held
giving also the name and address to which such notice should be sent.

THE ONTARIO MUNICIPAL BOARD may approve of the
said by-law but before doing so it may appoint a time and place when
any objection to the by-law will be considered. Notice of any hearing
that may be held will be given only to persons who have filed an ob-
jection or notice of support and who have left with or delivered to
the Clerk undersigned the address to which notice of hearing is to be
sent.

THE LAST DATE FOR FILING OBJECTIONS will be the 23rd DAY OF AUGUST, 1979

DATED AT THE TOWN OF PELHAM THIS 2nd DAY OF AUGUST, 1979

L.C. HUNT A.M.C.T.
Clerk-Treasurer
Town of Pelham
P.O. Box 400
Fonthill, Ontario
L0S 1E0

EXHIBIT "A" TO THE SOLEMN
DECLARATION OF L.C. HUNT
SWORN BEFORE ME THIS 5TH
DAY OF SEPTEMBER, 1979 A.D.

L.C. Hunt
A COMMISSIONER, ETC.