

Committee of Adjustment & London Consent Authority By- law

CP-7 - Consolidated February 28, 2011

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**OFFICE CONSOLIDATION
INCLUDING AMENDMENT CP-7-11010 (Feb 28/11)**

COMMUNITY PLANNING

By-law CP-7

A by-law to provide for the

**COMMITTEE OF ADJUSTMENT FOR THE
CITY OF LONDON AND THE LONDON CONSENT AUTHORITY**

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WHEREAS section 44 of the Planning Act, R.S.O. 1990, c. P.13, as amended, permits municipal councils by by-law to constitute and appoint committees of adjustment;

AND WHEREAS section 45 of the said Act defines the powers of a committee of adjustment with respect to the granting of minor vaiances;

AND WHEREAS section 5 of the said Act permits municipal councils by by-law to delegate the authority of the Council under section 53 of the said Act to an appointed officer identified in the by-law either by name or by position occupied;

THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

**SHORT TITLE
COMMITTEE OF ADJUSTMENT AND
LONDON CONSENT AUTHORITY BY-LAW**

**Part 1
COMMITTEE OF ADJUSTMENT**

1.1 Established

The Committee of Adjustment for the City of London is established and constituted pursuant to section 44 of the Planning Act, R.S.O. 1990, c. P.13, as amended.

1.2 Composition

The Committee of Adjustment for the City of London is composed of 5 persons.

1.3 Powers – authority – set out – Planning Act

The Committee of Adjustment for the City of London is empowered pursuant to section 45 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, and the regulations thereunder, to grant minor variances and to change, to extend and/or to enlarge non-conforming uses with respect to the provisions of any zoning by-law of the municipality that implements the Official Plan for the City of London Planning Area.

**Part 2
CONSENT AUTHORITY**

2.1 Established – City Planner

The City Planner has delegated to him/her the authority of the Council with respect to the granting of consents to register under section 53 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, or any part of such authority, and, in this capacity, the said City Planner shall act as the “London Consent Authority”.

2.2 Approval Authority – City Planner Absence

When the City Planner is absent or his office is vacant, then the Director of Development Planning or when he is absent or his office is vacant, the Director, Land Use Planning or when he is absent or his office is vacant, the Managing Director of Development Approvals Business Unit shall act in the place and stead of the City Planner under this by-law and while so acting, the Director of Development Planning or the Director, Land Use Planning or the Managing Director of Development Approvals Business Unit has and may exercise all the rights, powers, and authority of the City Planner as delegated by this by-law subject to the same responsibilities and limitations as set out in Part 2.1 of this by-law.”

**Part 3
REPEAL – ENACTMENT**

3.1 By-law – previous

By-law C.P.-1301-122 and all of its amendments are hereby repealed.

3.2 Effective date

This by-law comes into force on November 15, 1993.

PASSED in Open Council on November 15, 1993.

T.C. Gosnell
Mayor

K.W. Sadler
City Clerk

First Reading – November 15, 1993
Second Reading – November 15, 1993
Third Reading - November 15, 1993