

SCHEDULE "A" TO BY-LAW No. XXXX

**AMENDMENT NO. 13 TO THE OFFICIAL PLAN FOR THE UNITED COUNTIES OF
STORMONT, DUNDAS AND GLENGARRY**

Official Plan Amendment

Minor Zoning Amendments / Notification Requirements Amendment

United Counties of Stormont, Dundas and Glengarry



**UNITED COUNTIES OF STORMONT
DUNDAS AND GLENGARRY**

**CERTIFICATION OF COMPLIANCE WITH PUBLIC INVOLVEMENT AND NOTICE
REQUIREMENTS**

I, Kimberley Casselman, Clerk, hereby certify that the requirements for the giving of notice and the holding of at least one (1) public meeting as set out in Subsection 17(15) of the Planning Act, R.S.O. 1990, and the giving of notice as set out in Subsection 17(23) of the Planning Act, R.S.O. 1990, have been complied with.

Signed _____
Kimberley Casselman, Clerk

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STATEMENT OF COMPONENTS

PART A - PREAMBLE

Introduces the actual Amendment but does not constitute part of Amendment No. 13 to the Official Plan for the United Counties of Stormont, Dundas, and Glengarry.

PART B - THE AMENDMENT

Consists of the following text, which constitutes Amendment No. 13 to the Official Plan for the United Counties of Stormont, Dundas, and Glengarry.

PART C - THE APPENDICES

Do not form part of Amendment No. 13 but are provided to clarify the intent and to supply background information related to the Amendment.

PART A – PREAMBLE

Purpose

The purpose of Amendment No. 13 to the Official Plan for the United Counties of Stormont, Dundas and Glengarry, which is a housekeeping amendment initiated by the United Counties pursuant to Section 34, 36, and 39 of the *Planning Act*, is intended to allow the council of a local municipality to delegate, by by-law, the authority to pass by-laws under section 34, 36, 39 and 39.1 of the Planning Act that are of a minor nature to a committee of council or an individual who is an officer, employee, or agent of the municipality. The amendment is also intended to remove the requirement for a local municipality to hold a public meeting for a zoning amendment that is or will be required as a condition of a provisional consent for lot creation for a residence surplus to a farming operation.

Location

The amendments apply to all lands within the corporate boundaries of the United Counties.

Basis

Section 1.1.1 of the Provincial Policy Statement (PPS) states that healthy, liveable, and safe communities are sustained by promoting efficient development and land use patterns which sustain the financial well-being of the Province and municipalities over the long term.

Section 1.2.1 of the PPS goes on to state that a coordinated, integrated, and comprehensive approach should be used when dealing with planning matters within municipalities, across lower, single and/or upper-tier municipal boundaries, and with other orders of government, agencies, and boards.

The SDG Official Plan states in section 8.12.6 that a Local municipality may establish any number of zones to classify and control land uses that may be required to implement this Plan. Further, it states that Local Municipalities may also implement alternative notice requirements for technical Zoning By-law Amendments where the amendments are required to fully implement an approved consent or zoning by-law amendment or for housekeeping purposes.

The proposed amendment was developed by County Staff and was reviewed by all staff at all the County's constituent municipalities. It is recommended that the Official Plan text be amended to give Local Municipalities the ability to delegate certain types of

minor zoning amendments to a committee of council or a municipal employee, officer, or agent. As well, notice for a zoning amendment that is or will be required as a condition of a provisional consent for lot creation for a residence surplus to a farming operation would be provided through the consent process and a formal public meeting would no longer be required.

PART B - THE AMENDMENT

The Introductory Statement

All of this part of the document entitled, Part B - The Amendment, consisting of the following text and Schedule 'A', constitutes Amendment No. 13 to the Official Plan for the United Counties of Stormont, Dundas and Glengarry.

Details of the Amendment

The Official Plan of the United Counties of Stormont, Dundas and Glengarry is amended as follows:

1. Section 8.12.6 – Add Section 8.12.6.1
2. Section 8.12.6.1 – The Council of a local municipality may, by by-law, delegate the authority to pass by-laws under section 34, 36, 39 and 39.1 of the Planning Act that are of a minor nature to,
 - a. Committee of council; or
 - b. An individual who is an officer, employee, or agent of the municipality

Further, by-laws that are deemed to be minor in nature include:

- a. Zoning Amendments that are required as a condition of approval of a provisional consent application that received no objections from the public and agencies during the required circulation period.
- b. Zoning Amendments that are required as a condition of approval of a provisional consent for lot creation for a residence surplus to a farming operation under Section 8.12.13.3.7 iii) II.
- c. A by-law to remove a holding symbol under Section 36 of the Planning Act where the conditions to remove the holding symbol have been met and any required agreements have been executed
- d. Temporary uses that are specified in the local municipality's delegation of authority by-law.
- e. Zoning Amendments to permit garden suites

Further, a by-law passed under the authority of Section 8.12.6.1 must follow the public notice requirements of the Planning Act, which may include following alternative measures for consulting the public found in Section 8.12.6.2. For greater certainty, a local municipality is not required to hold a public meeting for a by-law passed under this section during a Council meeting.

Further, a delegation of authority under this section may be subject to such conditions as the Council, by by-law, provides, including specifying that delegated authority does not apply to a minor zoning amendment where an objection is received during the public notice period.

2. Section 8.12.6 – Add Section 8.12.6.2
3. Section 8.12.6.2 – A local municipality is not required to hold a public meeting for a zoning amendment that is or will be required as a condition of a provisional consent for lot creation for a residence surplus to a farming operation under Section 8.12.13.3.7 iii) II. Public notice and agency notice shall be deemed to be provided through circulation of the associated consent application.

Further, if the local municipality does not hold a public meeting for the zoning amendment proposed under this section, the County shall include the information required under Section 34(14.5) of the Planning Act in the notice of the proposed consent application.

PART C – THE APPENDICES

APPENDIX A: NOTICE OF PUBLIC MEETING

APPENDIX B: RECORD OF PROCEEDINGS

APPENDIX C: RECORD OF PUBLIC COMMENTS RECEIVED