



City of Hamilton

PLANNING COMMITTEE ADDENDUM

Meeting #: 24-007
Date: May 14, 2024
Time: 9:30 a.m.
Location: Council Chambers (Planning)
Hamilton City Hall
71 Main Street West

Lisa Kelsey, Legislative Coordinator (905) 546-2424 ext. 4605

Pages

6. DELEGATION REQUESTS

- *6.1 David Falletta, Bousfields Inc. respecting Bill 185, Cutting Red Tape to Build More Homes Act, 2024 (Item 11.1) (For today's meeting) (virtual) - WITHDRAWN
- *6.2 David Falletta, Bousfields Inc. respecting Proposed Provincial Planning Statement, 2024 (Item 11.2) (For today's meeting) (virtual) - WITHDRAWN

11. DISCUSSION ITEMS

- 11.1 City of Hamilton's Response to the proposed Planning Act and Municipal Act changes in Provincial Bill 185, Cutting Red Tape to Build More Homes Act, 2024 (PED24097) (City Wide)

- *a. Staff Presentation

3

- 11.3 Agriculture and Rural Affairs Sub-committee Report 24-001

- *a. Letter from the Ministry of Agriculture, Food and Rural Affairs (Attachment for Item 2)

11

13. NOTICES OF MOTION

- *13.1 Municipal Law Enforcement at Pier 4 Park Events (Ward 2)
(A request to waive the rules will be introduced)

15. PRIVATE AND CONFIDENTIAL

- *15.1 Appeal to the Ontario Land Tribunal for lands located at 200 Market Street, 125 Napier Street and 55 Queen Street North, Hamilton, respecting an application for an Official Plan Amendment (UHOPA-22-005) and
Zoning By-Law Amendment (ZAC-22-012) (LS24010) (Ward 1)

Pursuant to Section 9.3, Sub-sections (e), (f) and (k) of the City's Procedural By-law 21-021, as amended; and, Section 239(2), Subsections (e), (f) and (k) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.



WELCOME TO THE CITY OF HAMILTON

PLANNING COMMITTEE

May 14, 2023

PED24097

City of Hamilton's Response to the proposed *Planning Act* and *Municipal Act* changes in Provincial Bill 185, *Cutting Red Tape to Build More Homes Act, 2024* (PED24097) (City Wide)

Presented by: Shannon McKie

Thank you to:

Sean Kenney	Heritage and Urban Design
Binu Korah	Development Engineering Approvals
Heather Travis	Growth Management
Charlie Toman	Sustainable Communities
Melanie Pham	Sustainable Communities
Ailish Brooke	Corporate Services
Patrick MacDonald	Legal Services
Peter K	Legal Services



- On April 10, 2024 the Provincial Government released Bill 185, *Cutting Red Tape to Build More Homes Act, 2024*
- The Bill includes amendments various Acts including:
 - *Development Charges Act,*
 - *Municipal Act,* and
 - *Planning Act*



The City does not support the following amendments

Proposed Changes	Rationale
Eliminate Third Party Appeals	<ul style="list-style-type: none"> Reduces overall engagement on application processes.
Eliminate Formal Consultation Requirements	<ul style="list-style-type: none"> Limits meaningful conversations on applications. May result in increased processing times.
Additional Residential Unit Regulations	<ul style="list-style-type: none"> Limits this City’s ability to create appropriate development regulations.
Parking Reductions in Major Transit Station Areas	<ul style="list-style-type: none"> Restricts the City from incorporating AODA standards and visitor parking.
Exemptions for Post Secondary Institutions	<ul style="list-style-type: none"> Removes the City’s ability to ensure appropriate servicing, traffic, design and integration within communities.
Exemptions for Community Service Facilities	<p>Removes the City’s ability to ensure appropriate servicing, traffic, design and integration within communities.</p>

The City supports the following amendments:

Proposed Changes	Rationale
Repeal Bill 109 Refund Requirements	<ul style="list-style-type: none"> Allows the City to continue meaningful engagement with the applicant to improve applications.
'Use It or Lose It'	<ul style="list-style-type: none"> Lapsing dates will encourage faster implementation of decisions.
Allocation of Services Policy	<ul style="list-style-type: none"> Enables the City to establish policies to direct services.
Repeal Community Infrastructure and Housing Accelerator	<ul style="list-style-type: none"> The City encourages applications to proceed through the regular development application process.
Minister's Zoning Order	<ul style="list-style-type: none"> Improves transparency in the process for submitting, reviewing and approving a Minister's Zoning Order.



- Eliminates appeal rights for the public on Official Plan, Official Plan Amendments, Zoning By-laws and Zoning By-law Amendments;
- Eliminates the City's ability to require Pre-Consultation applications;
- Removes regulatory mechanisms for ensuring appropriate development of post-secondary institutions and community service facilities;
- Removes mechanisms for the City to require barrier free and visitor parking within Major Transit Station Areas;
- Weakens the protection of the City's urban boundary development limits by allowing appeals to applications to expand into the City's rural area; and,
- Results in unilateral decision making to the Minister of Municipal Affairs and Housing as it relates to Additional Residential Units.



THANK YOU FOR ATTENDING

THE CITY OF HAMILTON PLANNING COMMITTEE

Ministry of Agriculture,
Food and Rural Affairs

Ministère de l'Agriculture, de
l'Alimentation et des Affaires rurales

Office of the Minister

Bureau du ministre

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April 16, 2024

Dear Mayor [REDACTED]

It has been brought to my attention that some municipalities in the province have implemented new stormwater fee structures, and others are exploring doing so.

As Minister of Agriculture, Food and Rural Affairs, I am writing to ask that your municipality considers the needs and potential impacts on agriculture in your community when evaluating proposed changes to stormwater or other fees and to offer any support that my ministry can provide as you fully consider the impacts.

As you know, Ontario farms contribute significantly to local economies while supporting access to high-quality food both domestically and globally. The agri-food sector employs over 836,000 people and contributed \$48.8 billion to our provincial economy. Our government is committed to supporting the growth of the agriculture and food industry, which is why we released [Grow Ontario: a provincial agri-food strategy](#) to strengthen the agri-food sector, support economic growth, and ensure an efficient, reliable and responsive food supply for Ontarians.

To ensure that our food supply system continues to be responsible, trusted, and competitive on the world stage as well as a driver for economic growth in Ontario, it is important that all levels of government work closely with the agricultural community when evaluating new policies.

There is a need for special consideration for agricultural properties to ensure there are no unintended consequences that disproportionately impact farmers or greenhouse operators, as demonstrated in several of the new stormwater utility programs, including Brant County's proposed Stormwater Utility Program, which will exempt agricultural properties from the new proposed fee.

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- 2 -

It is also worth noting that many farmers have already invested in water management measures and may not utilize municipal waterways in the same manner as other businesses.

Staff at my ministry are available to provide guidance on supporting the growth of the agricultural community while balancing broader municipal needs. Please feel free to contact Scott Duff with any questions you may have at (519) 820-3331 or by email at scott.duff@ontario.ca.

I hope that your municipality will consider engaging more directly with farmers and greenhouse operators to mitigate any unintended impacts new charges may have. It is imperative that municipalities and the agricultural industry work together to ensure the economic prosperity of our rural communities now and well into the future.

Sincerely,



Lisa M. Thompson
Minister of Agriculture, Food and Rural Affairs

c: Scott Duff, Director, Policy Division

Did you know about the Farmers' Wellness Initiative?

- Your mental health is important! If you're a farmer or a member of a farm family and in need of mental health support, please call 1-866-267-6255 and arrange to speak with a professional today.
- For additional resources visit: <https://farmerwellnessinitiative.ca/>.

CITY OF HAMILTON

NOTICE OF MOTION

Planning Committee: May 14, 2024

MOVED BY COUNCILLOR C. KROETSCH.....

SECONDED BY COUNCILLOR T. HWANG.....

Municipal Law Enforcement at Pier 4 Park Events (Ward 2)

WHEREAS Pier 4 Park is a popular park for summer events because of its size and proximity to the water;

WHEREAS there can be adverse effects of noise amplification due to the surrounding built and natural environment;

WHEREAS there is limited Municipal Law Enforcement staffing availability during evening and weekend hours;

WHEREAS having Municipal Law Enforcement officers available during event hours will allow for enforcement of Noise Control By-law No. 11-285;

WHEREAS ensuring the noise levels remain within the allowed levels will address the adverse effects of excessive noise amplification.

THEREFORE, BE IT RESOLVED -

- (a) That paid duty Municipal Law Enforcement officers are present at the 5 confirmed events at Pier 4 Park in 2024, and funded from the Ward 2 Non-Property Tax Revenue Account 3301609602 at an upset limit, including contingency, not to exceed \$10,300;
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.