



City of Hamilton

PLANNING COMMITTEE ADDENDUM

Meeting #: 24-015
Date: October 18, 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

10. PUBLIC HEARINGS

- 10.2 City Initiated Official Plan Amendments - Formal Consultation and Complete Application Requirements under Bill 185 (PED24134) (City Wide)

*a. Staff Presentation

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15. PRIVATE AND CONFIDENTIAL

- *15.2 Appeal to the Ontario Land Tribunal for Lands Located at 210 Calvin Street, Ancaster, for Lack of Decision on Urban Official Plan Amendment (UHOPA-20-013) and Zoning By-law Amendment Applications (ZAC-20-017) (LS24018) (Ward 12)
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

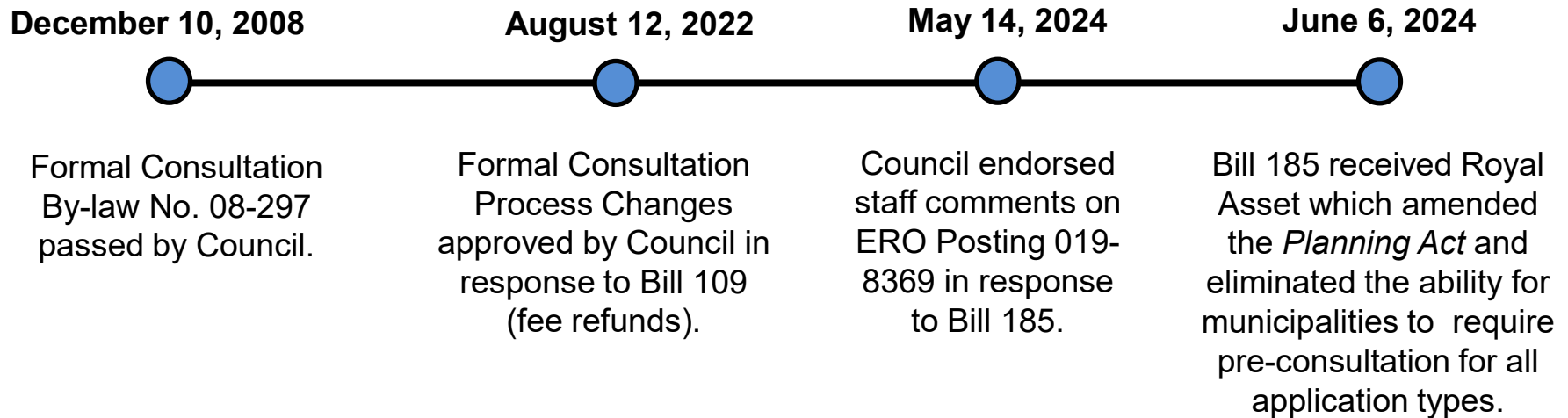
PLANNING COMMITTEE

October 18, 2024

PED24134 – City Initiated Official Plan Amendments (CI-24-G) - Formal Consultation and Complete Application Requirements under Bill 185 (City Wide)

Presented by: Jennifer Allen

- The purpose of a Formal Consultation is to ensure the City receives all information needed to review and make recommendations on development applications, upfront with the submission of the application.



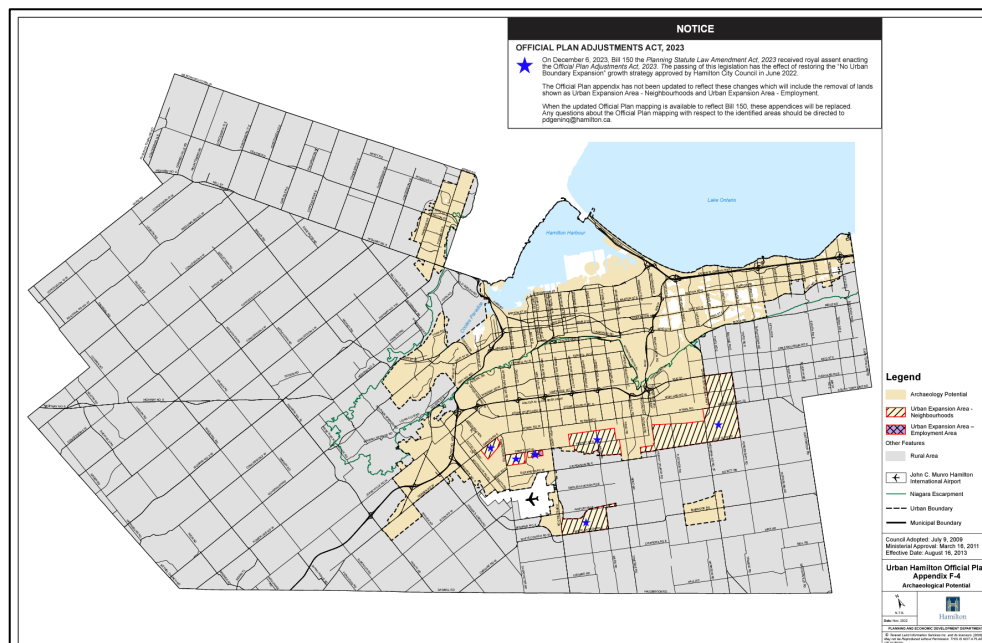
- Eliminating the mandatory Formal Consultation process removes the City's ability to 'right size' and tailor the submission requirements for each individual proposals and ensure all necessary reports, studies and information is submitted upfront with an application as well as provide an opportunity to flag potential issues prior to making a formal application submission.

City Initiated Amendments

- In response to Bill 185, amendments to the Urban Hamilton Official Plan, Rural Hamilton Official Plan and former Region of Hamilton-Wentworth Official Plan are required to:
 - To remove the mandatory requirement for Formal Consultations;
 - Establish minimum submission requirements for each application type by categorizing all other information and materials that can be requested by the City as part of a complete application into four categories:
 - Minimum;
 - Locational;
 - Proposal Based; and,
 - Discretionary.
 - To establish criteria for identifying the relevant locational and proposal based submission requirements.
- By-law No. 08-297 must also be amended to remove the prerequisite for mandatory Formal Consultations.

Study / Material Name		Official Plan Amendment				Zoning By-law Amendment				Draft Plan of Subdivision				Site Plan Control			
		Minimum	Locational	Proposal Based	Discretionary	Minimum	Locational	Proposal Based	Discretionary	Minimum	Locational	Proposal Based	Discretionary	Minimum	Locational	Proposal Based	Discretionary
18	Cycling Route Analysis	✓				✓				✓							
19	Design Review Panel Summary of Advice and Response		✓	✓			✓	✓			✓	✓			✓	✓	
20	Draft Official Plan Amendment/ Draft Zoning By-law Amendment	✓				✓											
21	Dust Impact Analysis				✓				✓				✓				✓
22	Elevations													✓			
23	Elevations (Conceptual)	✓				✓				✓							
24	Energy and Environmental Assessment Report			✓				✓				✓				✓	
25	Environmental Impact Statement (EIS) and Summary of Environmentally significant Areas Impact Evaluation Group Comments (where applicable)		✓				✓				✓				✓		
26	Environmental Site Assessment and/or Record of Site Condition		✓	✓			✓	✓			✓	✓			✓	✓	
27	Erosion and Sediment Control Plan				✓				✓	✓							✓
28	Erosion Hazard Assessment		✓				✓				✓				✓		
29	Farm Economics Report				✓				✓								
30	Financial Impact Analysis and Financial Strategy				✓				✓								
31	Fish Habitat Assessment		✓				✓				✓				✓		
32	Floodline Delineation Study/ Hydraulic Analysis		✓				✓				✓				✓		
33	Full Disclosure Report				✓				✓								
34	Functional Servicing Report	✓				✓				✓				✓			
35	General Vegetation Inventory	✓				✓				✓				✓			

- **Minimum** – required for the submission of a complete application for specific *Planning Act* application type(s) regardless of the context of the application;
- **Locational** – required for the submission of a complete application for specific *Planning Act* application type(s) when located in a specified area based on the applicable policies of the Official Plans;



3.4.4.3 In areas of archaeological potential identified on Appendix F-4 – Archaeological Potential, an archaeological assessment shall be required and submitted prior to or at the time of application submission for the following planning matters under the Planning Act, R.S.O., 1990 c. P.13:

- official plan amendment or secondary plan amendment unless the development proposed in the application in question or other applications on the same property does not involve any site alteration or soil disturbance;
- zoning by-law amendments unless the development proposed in the application in question or other applications on the same property does not involve any site alteration or soil disturbance; and,
- plans of subdivision.

City Initiated Official Plan Amendments

- **Proposal Based** - required for the submission of a complete application for specific *Planning Act* application type(s) based on the use or scale of the proposal as specified in the applicable policies of the Official Plans; and,
- **Discretionary** - other information and materials that can be requested through the processing of *Planning Act* application(s) but are not required as part of the submission of a complete application. Discretionary submission requirements can also be identified as conditions of Draft Plan of Subdivision or Site Plan approval.

Proposed Change
Grey highlighted strikethrough text = text to be deleted
<p>E.3.3.3 For any development or redevelopment with a proposed height of more than six storeys, or any other development at the discretion of the Chief Planner, the City shall require the following studies as part of a complete application unless otherwise determined through the formal consultation process:</p> <p>a) Design Review Panel Summary of Advice Response;</p> <p>b) Pedestrian Level Wind Study; and,</p> <p>c) 3D Model.</p>

City Initiated Official Plan Amendment

Participate in Formal Consultation Process:

- Provides opportunity for collaborative discussion with City staff on the details of application in advance of the submission of a Planning Act application.
- Allows City staff to review opportunities for scoped submission requirements based on context of proposal.

Opt-out of Formal Consultation Process:

- Required to submit all other materials and information identified in the Official Plan for the applicable application type.
- No opportunity to scope materials required for the submission of a complete application.
- Number of plans and studies identified as submission requirements is anticipated to be greater than proposals which went through the Formal Consultation process.

Consultation and Next Steps

- Staff from the Planning Division coordinated individual meetings with various development teams in the City including Transportation Planning, Growth Management, Heritage and Urban Design and Public Works respecting submission requirements.
- The draft Official Plan Amendment was used by Development Planning staff to complete mock application intake meetings for existing development applications to compare the resulting the submission requirements.
- The City's response to Bill 185 was presented to the Development Industry Liaison Group (DILG) on September 9, 2024.
- Notice of Public Meeting posted in Hamilton Spectator on October 11, 2024
- Staff will report back to Planning Committee in Q4 of 2025 with any feedback on the amended policies and processes, as well as any updates /improvements to the application submission process based on that feedback.



THANK YOU FOR ATTENDING

THE CITY OF HAMILTON PLANNING COMMITTEE