



**CITY OF HAMILTON**  
**PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT**  
**Planning Division**

<b>TO:</b>	Chair and Members Planning Committee
<b>COMMITTEE DATE:</b>	November 19, 2019
<b>SUBJECT/REPORT NO:</b>	Administrative Amendments to the Urban Hamilton Official Plan and Rural Hamilton Official Plan (PED19211) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Delia McPhail (905) 546-2424 Ext. 6663
<b>SUBMITTED BY:</b>	Steve Robichaud Director, Planning and Chief Planner Planning and Economic Development Department
<b>SIGNATURE:</b>	

**RECOMMENDATION**

That **City Initiative CI-19-E – Administrative Amendments to the Urban Hamilton Official Plan and Rural Hamilton Official Plan**, to amend policies, schedules and maps, to implement policy and mapping corrections for Volume 1 – Parent Plan, Volume 2 – Secondary Plans, and Volume 3 – Area and Site Specific Policies, be **APPROVED** on the following basis:

- (a) That the Draft Urban Hamilton Official Plan Amendment, attached as Appendix “A” to Report PED19211, be adopted by Council.
- (b) That the Draft Rural Hamilton Official Plan Amendment, attached as Appendix “B” to Report PED19211, be adopted by Council.
- (c) That the proposed Official Plan Amendments are consistent with the Provincial Policy Statement (PPS) 2014 and conform to A Place to Grow (Growth Plan for the Greater Golden Horseshoe, 2019) and the Greenbelt Plan, 2017.

## **EXECUTIVE SUMMARY**

The purpose of these Urban Hamilton Official Plan (UHOP) and Rural Hamilton Official Plan (RHOP) amendments is to undertake policy and map changes required to ensure clear implementation, correctness, and maintain policy intent.

The application of the UHOP and RHOP, through the development review process and in the preparation of secondary plans, has resulted in the identification of areas where administrative and technical revisions to the existing policies are required to correct typographical and administrative errors.

The Urban Hamilton Official Plan Amendment, attached as Appendix “A” to Report PED19211, contains proposed policy and mapping changes to correct the matters identified in Appendices “C” – “C2”, inclusive, of Report PED19211. These Appendices include the background and rationale for the proposed amendments identified in Appendix “A” to Report PED19211.

Similarly, the Rural Hamilton Official Plan Amendment, attached as Appendix “B” to Report PED19211, contains proposed policy changes to correct the matters identified in Appendices “D” – “D1”, inclusive, of Report PED19211. These Appendices include the background and rationale for the proposed amendments identified in Appendix “B” to Report PED19211.

## **Alternatives for Consideration – See Page 5**

## **FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: N/A

Staffing: N/A

Legal: Policy F.1.17.7 of Volume 1 for both the Urban and Rural Hamilton Official Plans allows administrative amendments without requiring a public meeting process under the *Planning Act*.

## **HISTORICAL BACKGROUND**

The UHOP was adopted by Council on June 9, 2009, received Ministerial Approval on March 16, 2011, and was approved by the OMB on August 16, 2013.

The RHOP was adopted by Council on September 27, 2006, received Ministerial Approval on December 24, 2008, and was approved by the OMB on March 7, 2012.

The application of both the UHOP and RHOP, through the development review process and in the preparation of secondary plans, has resulted in the identification of areas where administrative and technical revisions to the existing policies are required to provide clarity with respect to intent. It is necessary to ensure the policy intent of the UHOP and RHOP continues to be clear and correct, and the policies remain easy to read and apply. Changes to the UHOP and RHOP are required to correct policy and mapping inconsistencies, grammar, reference numbering errors and typographical errors.

Within Chapter F of Volume 1, the UHOP and RHOP provide direction on Official Plan Amendments. UHOP Policy F.1.1.4 b) and RHOP Policy F.1.1.3 c) indicates that the City of Hamilton may undertake amendments to update and streamline the administration of municipal planning policies.

Policy F.1.17.7 of the UHOP and RHOP states:

“1.17.7 Public meetings under the *Planning Act* shall not be required for minor administrative amendments to this Plan such as format changes, typographical errors, grammatical errors and policy number changes.”

The UHOP and RHOP updates are being undertaken in two parts: 1) Administrative Amendment (Report PED19211), in accordance with UHOP/RHOP Policy F.1.17.7 above, is required to correct minor format changes, typographical and grammatical errors, policy number changes and minor revisions to update UHOP/RHOP mapping; and, 2) a future Housekeeping Amendment that requires a public meeting (tentatively scheduled for Q1 2020) to add policies, a definition, correct consistencies between policies and mapping, and to delete redundant policies / wording. An Administrative Amendment (Report PED19211) provides an historical record of minor format changes, typographical and grammatical errors that may otherwise have been addressed by staff without a formal tracking system. In contrast, a Housekeeping Amendment concerns more significant changes that warrant a public meeting.

## **POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

### **Provincial Policy Statement, 2014**

The Provincial Policy Statement (PPS) sets the policy foundation for regulating the development and use of land in Ontario. Although there are no direct policies that deal with Administrative Amendments, none of the changes proposed in this Amendment are inconsistent with the PPS.

**A Place to Grow (Growth Plan for the Greater Golden Horseshoe)**

The Growth Plan for the Greater Golden Horseshoe sets the policy foundation for regulating development within the Greater Golden Horseshoe Area. Although there are no direct policies that deal with Administrative Amendments, none of the changes proposed in this Amendment are inconsistent with the Growth Plan.

**Greenbelt Plan**

The Greenbelt Plan sets the policy foundation for regulating development within the Greenbelt Plan Area. Although there are no direct policies that deal with Administrative Amendments, none of the changes proposed in this Amendment are inconsistent with the Greenbelt Plan.

**RELEVANT CONSULTATION**

Staff from different divisions were consulted to identify issues and determine solutions for any implementation issues arising from the day-to-day use of the UHOP and RHOP pertaining to the proposed amendments:

Planning and Economic Development Department:

- Development Planning, Heritage and Design Section, Planning Division;
- Community Planning Section, Planning Division;
- Infrastructure Planning, Growth Management Division; and,
- Transportation Planning Section, Transportation Planning and Parking Division.

In addition, staff informed the Development Industry Liaison Group (DILG) of this Administrative Amendment at their meeting on October 29, 2019.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

The purpose of this Amendment is to correct administrative (i.e. formatting, numbering, typographical and grammatical) errors. The effect of this Amendment is to improve clarity and understanding of the UHOP and RHOP.

The proposed revisions in the Amendments (Appendices “A” and “B” to Report PED19211) do not change the intent of the UHOP or RHOP policies.

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Since adoption and use of the UHOP and RHOP, as well as subsequent amendments to the Plans, staff identified a number of proposed revisions to make the Plan clearer and easier to read. The changes fall into the following categories:

- Correct policy number/reference errors (Appendices “C” and “D” to Report PED19211);
- Correct typographical and grammatical errors (Appendices “C1” and “D1” to Report PED19211); and,
- Update UHOP mapping (Appendix “C2” Report PED19211).

The intent, purpose and effect of the policies and designations are not changed by these technical and administrative amendments.

**ALTERNATIVES FOR CONSIDERATION**

Should Committee decide to not approve the staff recommendation, the UHOP and RHOP will have policy interpretation issues.

**ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**

**Economic Prosperity and Growth**

*Hamilton has a prosperous and diverse local economy where people have opportunities to grow and develop.*

**Our People and Performance**

*Hamiltonians have a high level of trust and confidence in their City government.*

**APPENDICES AND SCHEDULES ATTACHED**

- Appendix “A”: Draft Urban Hamilton Official Plan Amendment
- Appendix “B”: Draft Rural Hamilton Official Plan Amendment
- Appendix “C”: Summary Table of Proposed Amendments to correct policy number / reference errors – UHOP All Volumes
- Appendix “C1”: Summary Table of Proposed Amendments to correct typographical and grammatical errors – UHOP All Volumes
- Appendix “C2”: Summary Table of Proposed Amendments to update mapping – UHOP All Volumes
- Appendix “D”: Summary Table of Proposed Amendments to correct policy number / reference errors – RHOP All Volumes
- Appendix “D1”: Summary Table of Proposed Amendments to correct typographical and grammatical errors – RHOP All Volumes