

SUMMARY OF POLICY REVIEW

The following policies, amongst others, apply to the proposal.

Provincial Planning Statement (2024)		
Theme and Policy	Summary of Policy or Issue	Staff Response
<p>Natural Heritage</p> <p>Policy: 4.1.1, 4.1.2</p>	<p>Natural features and areas shall be protected for the long term.</p> <p>The diversity and connectivity of natural features in an area, and the long-term ecological function and biodiversity of natural heritage systems, should be maintained, restored or, where possible, improved, recognizing linkages between and among natural heritage features and areas, surface water features and ground water features.</p>	<p>The proposed City Initiated Zoning By-law Amendment will contribute to the long-term protection of natural features by placing the lands under the appropriate Conservation/Hazard Land zone. The effect of this City Initiated Zoning By-law is to maintain the existing natural features on site.</p>
<p>Natural Heritage</p> <p>Policy: 3.9.1</p>	<p>Healthy, active, and inclusive communities should be promoted by recognizing conservation reserves and other protected areas and minimizing the negative impacts on these areas.</p>	<p>The proposed City Initiated Zoning By-law Amendment will recognize the existing Core Areas identified through Schedule B of the City’s Official Plan and an Environmental Impact Statement (Dougan and Associates, 2006) and place them under the appropriate Conservation/Hazard Land Zone. The proposed Conservation/Hazard Land (P5) Zone will minimize negative impacts by limiting permitted uses to conservation, flood and erosion control facilities, and passive recreation uses.</p>

Urban Hamilton Official Plan		
Theme and Policy	Summary of Policy or Issue	Staff Response
Natural Heritage C.2.2.8	All natural features required vegetation protection zones, and enhancement or restoration areas on a property shall be placed under appropriate zoning in the zoning by-law and/or protected through a conservation easement to the satisfaction of the City or the relevant Conservation Authority or deeded to a public authority. Acquisition by a public body may also be considered as an option for protecting natural features and functions.	The proposed City Initiated Zoning By-law Amendment satisfies Policy C.2.2.8 by placing the natural features on the subject land under the appropriate conservation/hazard land zoning.
Natural Heritage C.2.3.3	The natural features and ecological functions of Core Areas shall be protected and where possible and deemed feasible to the satisfaction of the City. To accomplish this protection and enhancement, vegetation removal and encroachment into Core Areas shall generally not be permitted, and appropriate vegetation protection zones shall be applied to all Core Areas.	<p>The proposed City Initiated Zoning By-law Amendment will recognize the existing Core Areas identified through Schedule B of the City’s Official Plan and a previous Environmental Impact Statement prepared by Dougan and Associates (2006).</p> <p>The proposed Conservation/Hazard Land (P5) Zone will contribute to the protection of the Core Areas by limiting permitted uses on site to conservation, flood and erosion control facilities, and passive recreation uses.</p>
Land Use Management E.3.2.3	The following uses shall be permitted on lands designated Neighbourhoods on Schedule E -1 – Urban Land Use Designations:	The subject lands are designated “Neighbourhoods” on Schedule E-1 – Urban Land Use Designations of the Urban Hamilton Official Plan. The “Neighbourhoods” designation permits open space and parks uses in accordance with C.3.3 – Open Space Designations.

Theme and Policy	Summary of Policy or Issue	Staff Response
Land Use Management E.3.2.3 (continued)	a) residential dwellings, including second dwelling units and housing with supports; b) open space and parks; c) local community facilities / services; and, d) local commercial uses.	
Land Use Management C.3.3.2	Lands used for open space purposes less than 4 hectares shall be permitted within the Neighbourhoods designation subject to the provisions of this Plan.	<p>The subject lands are approximately 1.59 hectares in size and are designated as “Neighbourhoods” under Schedule E-1 – Urban Land Use Designations of the Urban Hamilton Official Plan.</p> <p>As such, policy C.3.3.2 permits the existing open space uses within the “Neighbourhoods” designation.</p>