

CITY OF HAMILTON

MOTION

Planning Committee: February 4, 2025

MOVED BY COUNCILLOR J.P. DANKO

SECONDED BY COUNCILLOR.....

Committee of Adjustment Decisions Review

WHEREAS since the selection of a largely new Committee of Adjustment in 2022, several Committee of Adjustment decisions have disregarded the recommendations of professional City of Hamilton Planning staff.

WHEREAS when the Committee of Adjustment reaches decisions in opposition to Planning staff recommendations that raise significant policy issues, Planning Committee has been asked to appeal several Committee of Adjustment decisions to the Ontario Land Tribunal.

WHEREAS Ontario Land Tribunal appeals require significant City resources that could otherwise be utilized on far more significant development applications.

WHEREAS consistency, precedent and adherence to planning policy, City and provincial legislation, and the Planning Act, are important for all planning decisions throughout the City.

THEREFORE BE IT RESOLVED

- (a) That Planning staff report back to Planning Committee with a review of decisions of the current Committee of Adjustment that have raised significant policy concerns and/or are against the recommendations of professional City of Hamilton planning staff.
- (b) That Planning staff provide recommendations to reduce instances of City initiated appeals of decisions of the Committee of Adjustment to the Ontario Land Tribunal.