

Official Plan Amendment No. 13

Alternate Notice Provisions

Township of Hamilton

March 19, 2024

DRAFT

**Amendment No. 13 to the Official Plan
of the
Township of Hamilton**

The attached explanatory text, constituting Amendment No. 13 to the Official Plan of the Township of Hamilton, was prepared on behalf of the Council of the Corporation of the Township of Hamilton under the provisions of Sections 17 and 21 of the Planning Act, R.S.O. 1990, c.P. 13, as amended.

The amendment was adopted by the Council of the Corporation of the Township of Hamilton by By-law No. _____ in accordance with Section 17 and 21 of the Planning Act, R.S.O. 1990, c.P. 13, as amended, on the ____ day of _____ 2024.

Official Plan Amendment No. 13 is subject to approval by the County of Northumberland pursuant to Section 17(9) of the Planning Act, R.S.O. 1990 and Ontario Regulation 525/97, amended to O. Reg. 45/01. The decision of the Council of the Corporation of the County of Northumberland is final pursuant to Section 17(27) of the Planning Act, R.S.O. 1990, c.P. 13 if no appeals are received against Official Plan Amendment No. 13 within the time allowed for appeal, in accordance with the requirements of Section 17 of the Planning Act, R.S.O. 1990, c.P. 13.

Daphne Livingstone, Clerk

Scott Jibb, Mayor

The Corporation of the Township of Hamilton

By-law No. ____

Being a By-law to adopt an Amendment to the Official Plan of the Corporation of the Township of Hamilton

WHEREAS Section 21 of the Planning Act, R.S.O. 1990, c.P. 13 as amended, provides that Council may amend its Official Plan;

AND WHEREAS Sections 17 and 34 of the Planning Act, R.S.O. 1990, c.P. 13 as amended; provides that Council can approve alternate measures for informing the public with respect to amendments to the Township Official Plan and Zoning By-law;

AND WHEREAS the Township of Hamilton has determined that alternative measures for information to the public are required;

AND WHEREAS Amendment No. 13 to the Official Plan of the Township of Hamilton has been considered and recommended for adoption by the Township of Hamilton Council;

AND WHEREAS a Public Meeting on the proposed amendment has been held pursuant to the requirements of Section 17 of the Planning Act R.S.O. 1990 c.P. 13 as amended;

NOW THEREFORE the Council of the Corporation of the Township of Hamilton in accordance with the provisions of Section 17 and 21 of the Planning Act, R.S.O. 1990, c.P. 13, as amended, hereby enacts as follows:

1. That Amendment No. 13 to the Official Plan of the Township of Hamilton, consisting of the attached explanatory text is hereby adopted.
2. The Clerk is hereby authorized and directed to make application to the County of Northumberland for approval of Amendment No. 13 to the Official Plan.
3. The Clerk is hereby authorized and directed to proceed with the giving of notice under Section 17(23) of the Planning Act.
4. This By-law shall come into force and take effect on the day of final passing thereof.

This By-law shall come into force and take effect on the day of final passing thereof.

This By-Law Read a First, Second and Third Time, and Finally Passed this ____ day of _____, 2024.

Daphne Livingstone, Clerk

Scott Jibb, Mayor

DRAFT

**Amendment No. 13 to the Official Plan
of the
Township of Hamilton**

The attached explanatory text constitutes Amendment No. 13 to the Official Plan of the Township of Hamilton which was adopted by the Council of the Corporation of the Township of Hamilton by By-law No. _____ 2024 in accordance with Sections 21 and 17 of the Planning Act, R.S.O. 1990, c.P. 13, as amended, on the ____ day of _____ 2024.

The Constitutional Statement

Part A – The Preamble does not constitute part of this amendment.

Part B – The Amendment, consisting of the following text and attachments constitutes Amendment No. 13 of the Township of Hamilton Official Plan.

Part C – Appendices do not form part of this Amendment. These appendices contain the record of the public involvement associated with the Amendment.

PART A PREAMBLE

Introduction to the Amendment

The purpose of this Amendment is to incorporate Alternative Notice Provisions into the Township of Hamilton Official Plan. Sections 17(19.3) and 34(14.3) of The *Planning Act* allows municipalities to include alternative notice provisions for the consideration of the new official plans and zoning by-laws and amendments thereto, in their municipal Official Plan. Historically, the adoption of a new Official Plan or Zoning By-law or an amendment to one of those documents was advertised in a local newspaper having general circulation in the Municipality as required by the *Planning Act*. Print newspapers in this area have ceased production and there is no longer a newspaper having general circulation within the Township of Hamilton. The other option provided in the *Planning Act* is the delivery of the required public notice by mail to all property owners within the Township. The adoption of a new Official Plan or Zoning By-law or a general amendment to either of those documents would have to be mailed to all property owners at a great expense to the Township. Therefore, the Township is adopting these alternative notice provisions for providing notice to Township residents regarding planning applications which affect a large area or for which posting a sign is not practical.

The alternative notice provisions will require the Township to create and maintain a Planning Public Notification Registry to which residents can register and they will receive an e-mail containing the public notice for planning applications in the Municipality. Public notices will also be posted at the Municipal Office, and they will be posted on the Township's social media sites.

PART B - THE AMENDMENT

“Details of the Amendment

That Section 13 – Implementation is amended with the addition of the following new sub-section:

13.14 Alternate Notice Provisions for Planning Act Applications

If the proposed amendment or plan affects a large area or the posting or an on-site notice is, for whatever reason, not appropriate, instead of using the notification provisions provided in the *Planning Act*, the Municipality may give notification in accordance with the following:

- a) Sent either by e-mail to all individuals who have registered on the Township’s planning notification portal; and
- b) Posting the notice on the Township’s website; and
- c) Posting the notice on the Township’s social media pages.”

PART C APPENDICIES

PUBLIC MEETING

PUBLIC COMMENTS

AGENCY COMMENTS

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