



THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 2022-074

Official Plan Amendment No.47

A by-law to adopt an amendment to the Livable Oakville Plan in response to Bill 109, More Homes for Everyone Act, 2022 - Official Plan Amendment Number 47 (File No. 42.24.25)

WHEREAS the Livable Oakville Official Plan was adopted by Council on June 22, 2009, and approved with modifications by the Ontario Municipal Board on May 10, 2011; and,

WHEREAS subsection 21(1) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, states that a Council of a municipality that is within a planning area may initiate an amendment to any Official Plan that applies to the municipality, and section 17 applies to any such amendment; and,

WHEREAS it is deemed necessary to pass an amendment to the Livable Oakville Official Plan to implement changes made to the *Planning Act*;

COUNCIL ENACTS AS FOLLOWS:

1. For the purposes of this by-law:
 - a. "Livable Oakville Official Plan" and "Livable Oakville Plan" mean the Official Plan for the Oakville Planning Area that currently applies to the lands south of Dundas Street and the lands north of Highway 407, and was adopted by Council on June 22, 2009, and approved with modifications by the Ontario Municipal Board on May 10, 2011, and as subsequently amended.
2. Official Plan Amendment Number 47 to the Livable Oakville Plan, attached as **Appendix "A"**, is hereby adopted.
3. This Official Plan Amendment is subject to appeal rights set out in section 17 of the *Planning Act*, R.S.O. 1990, c. P.13, and shall come into effect once the deadline for filing appeals has passed or all appeals have been withdrawn or finally disposed of.

4. If the Regional Municipality of Halton, being the Approval Authority, does not exempt this Official Plan Amendment from its approval, the Clerk is hereby authorized and directed to apply to the Approval Authority for approval of this Official Plan Amendment.

PASSED this 11th day of July, 2022

MAYOR

CLERK

APPENDIX “A” to By-law 2022-074

Official Plan Amendment Number 47 to the Town of Oakville’s Livable Oakville Plan

Constitutional Statement

The details of the amendment, as contained in Part 2 of this text, constitute Official Plan Amendment Number 47 to the Livable Oakville Plan.

Part 1 – Preamble

A. Subject Lands

The Official Plan Amendment applies to all lands subject to the Livable Oakville Plan.

B. Purpose and Effect

The purpose of the Official Plan Amendment (OPA) is to modify the text of the Livable Oakville Plan to implement changes that have been made to the *Planning Act* resulting from Bill 109, *More Homes for Everyone Act, 2022*.

Bill 109 made changes to Section 41 of the *Planning Act* regarding site plan control. The changes included new rules about consultations with municipalities before plans and drawings for site plan are submitted for approval and respecting completeness of site plan applications.

The proposed OPA responds to these changes by updating the town’s implementation policies regarding pre-consultation and complete application submission requirements in the Livable Oakville Plan. The amended policies will ensure the pre-consultation and complete application process for site plan applications will continue as per current town practice.

C. Background and Basis

- Bill 109, *More Homes for Everyone Act, 2022*, received Royal Assent on April 14, 2022.
- Schedule 5 of the Bill made changes to Section 41 of the *Planning Act* regarding site plan control, including new rules about consultations with municipalities before plans and drawings for site plan are submitted for approval and respecting completeness of site plan applications.

- The Official Plan Amendment ensures that the pre-consultation and complete application process for site plan applications will continue as per current town practice.
- The statutory public meeting about the Official Plan Amendment will be held on July 11, 2022, including a final recommendation.

Part 2 – The Amendment

A. Text Changes

The amendment includes the changes to the text of the Livable Oakville Plan as described in the following table.

In the “Description of Change” column, text that is **bolded and underlined** is new text to be inserted into the Livable Oakville Plan. Text that is crossed out (“~~strikethrough~~”) is to be deleted from the Plan.

Note: The policy numbering in this Official Plan Amendment reflects in-effect policies. Policy numbering will change following the final approval of OPA 35 (Hospital District) and OPA 41 (Bronte GO Major Transit Station Area), by Halton Region. Section 28 will become section 30 following the approval of OPA 35 and OPA 41.

Item No.	Section	Description of Change
1.	28.19.3 IMPLEMENTATION Pre-Consultation and Complete Application Submission Requirements	<p>Insert the words “site plan,” following the words “zoning by-law amendment,” into policy 28.19.3, as follows:</p> <p>28.19.3 Unless an exemption is granted under section 28.19.5, the following information and materials shall be required to be submitted as part of any application for official plan amendment, zoning by-law amendment, <u>site plan</u>, draft plan of subdivision or draft plan of condominium, and shall be requested as applicable for other applications: ...</p>

Item No.	Section	Description of Change
2.	28.19.9 IMPLEMENTATION Pre-Consultation and Complete Application Submission Requirements	<p>Insert the words “site plan,” following the words “zoning by-law amendment,” into policy 28.19.9, as follows:</p> <p>28.19.9 An application for official plan amendment, zoning by-law amendment, <u>site plan</u>, draft plan of subdivision or draft plan of condominium shall be considered complete under the <i>Planning Act</i> only when all of the following items have been provided to the Town: ...</p>