

**THE CORPORATION OF THE TOWN OF OAKVILLE****BY-LAW NUMBER 2024-084**

A by-law to amend By-law 2023-021, a by-law to delegate certain powers and duties under the Municipal Act, S.O. 2001 c.25, the Planning Act, R.S.O. 1990 c. P. 13, and other Acts, and to repeal By-law 2021-077, as amended, and to repeal By-law 2012- 013

WHEREAS The Delegation of Municipal Powers and Duties By-law, 2023-021, a By-law to delegate certain powers and duties under the *Municipal Act*, S.O. 2001 c.25, the *Planning Act*, R.S.O. 1990 c. P. 13, and other Acts, and to repeal By-law 2021-077, as amended, and to repeal By-law 2012-0113 was passed on April 24, 2023, and subsequently amended by By-law 2023-083, passed on September 18, 2023.

WHEREAS Section 39.2 of the *Planning Act*, R.S.O., 1990 c. P.13 allows for the delegation of authority to staff pertaining to the approval of by-laws of a minor nature under s. 34 of the *Planning Act*, subject to policies set out in the municipality's Official Plan setting out the type of by-laws which are subject to delegation; and

WHEREAS Official Plan Amendment Number 67 to the Livable Oakville Official Plan and Official Plan Amendment Number 331 to the 1984 Official Plan have been approved in order to delegate such authority pertaining to amendments to the zoning by-law which would meet the criteria under section 45(1) or 45(2)(a) of the *Planning Act* and meet other criteria related to the provision of additional housing.

COUNCIL ENACTS AS FOLLOWS:

1. Schedule A to the Delegation of Municipal Powers and Duties By-law 2023-021, as amended, is hereby further amended by amending paragraph 55 as set out in Schedule A to the By-law 2024-084.
2. The delegation of authority authorized by this By-law shall not be exercised within the areas of the town subject to Official Plan Amendment Number 67 and Official Plan Amendment 331 until and unless the relevant Official Plan Amendment or portion of the Official Plan Amendment related to the delegated power comes into effect in accordance with Section 24(2.1) of the *Planning Act*.

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PASSED this 21st day of May, 2024

MAYOR

CLERK

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SCHEDULE A: Delegated Municipal Powers and Duties

Paragraph 55 of Schedule A to By-law 2023-021, is hereby amended by adding the text that is bolded and underlined, below.

	Delegation	Delegate	Limitation
Planning			
55	Approval of by-laws of a minor nature under s. 34 of the <i>Planning Act</i> with respect to: <ul style="list-style-type: none"> (a) A by-law to remove a holding symbol; (b) a by-law to authorize the temporary use of land, buildings or structures in accordance with s. 39(1) of the <i>Planning Act</i>; and (c) a housekeeping by-law for the purpose of making clerical or other changes to assist in the interpretation of a zoning by-law <u>(d) a by-law to permit amendments to the zoning by-law which are minor in nature and for the purpose of accommodating new dwelling units greater than the current number of dwelling units that exist on a site, including affordable housing and modular housing.</u> 	Commissioner of Community Development	Limitations of the applicable Official Plan(s) and s. 39.2 of the <i>Planning Act</i> <u>By-laws under paragraph 55(d) may only be approved if the Delegate is satisfied that the proposed amendments to the zoning by-law result in development that would meet the criteria set out in section 45(1) or 45(2)(a) of the <i>Planning Act</i>.</u>